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SENATE BILL 5413

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State of Washington

65th Legislature

2017 Regular Session

By Senators Cleveland, Bailey, and Kuderer; by request of Washington State Medical Commission

Read first time 01/24/17. Referred to Committee on Health Care.

1 AN ACT Relating to physician limited licenses; and amending RCW  
2 18.71.095.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 18.71.095 and 2001 c 114 s 1 are each amended to  
5 read as follows:

6 The commission may, without examination, issue a limited license  
7 to persons who possess the qualifications set forth herein:

8 (1) The commission may, upon the written request of the secretary  
9 of the department of social and health services or the secretary of  
10 corrections, issue a limited license to practice medicine in this  
11 state to persons who have been accepted for employment by the  
12 department of social and health services or the department of  
13 corrections as physicians; who are licensed to practice medicine in  
14 another state of the United States or in the country of Canada or any  
15 province or territory thereof; and who meet all of the qualifications  
16 for licensure set forth in RCW 18.71.050.

17 Such license shall permit the holder thereof to practice medicine  
18 only in connection with patients, residents, or inmates of the state  
19 institutions under the control and supervision of the secretary of  
20 the department of social and health services or the department of  
21 corrections.

1 (2) The commission may issue a limited license to practice  
2 medicine in this state to persons who have been accepted for  
3 employment by a county or city health department as physicians; who  
4 are licensed to practice medicine in another state of the United  
5 States or in the country of Canada or any province or territory  
6 thereof; and who meet all of the qualifications for licensure set  
7 forth in RCW 18.71.050.

8 Such license shall permit the holder thereof to practice medicine  
9 only in connection with his or her duties in employment with the city  
10 or county health department.

11 (3) Upon receipt of a completed application showing that the  
12 applicant meets all of the requirements for licensure set forth in  
13 RCW 18.71.050 except for completion of two years of postgraduate  
14 medical training, and that the applicant has been appointed as a  
15 resident physician in a program of postgraduate clinical training in  
16 this state approved by the commission, the commission may issue a  
17 limited license to a resident physician. Such license shall permit  
18 the resident physician to practice medicine only in connection with  
19 his or her duties as a resident physician and shall not authorize the  
20 physician to engage in any other form of practice. Each resident  
21 physician shall practice medicine only under the supervision and  
22 control of a physician licensed in this state, but such supervision  
23 and control shall not be construed to necessarily require the  
24 personal presence of the supervising physician at the place where  
25 services are rendered.

26 (4)(a) Upon nomination by the dean of (~~the~~) an accredited  
27 school of medicine (~~at the University~~) in the state of Washington  
28 or the chief executive officer of a hospital or other appropriate  
29 health care facility licensed in the state of Washington, the  
30 commission may issue a limited license to a physician applicant  
31 invited to serve as a teaching-research member of the institution's  
32 instructional staff if the sponsoring institution and the applicant  
33 give evidence that he or she has graduated from a recognized medical  
34 school and has been licensed or otherwise privileged to practice  
35 medicine at his or her location of origin. Such license shall permit  
36 the recipient to practice medicine only within the confines of the  
37 instructional program specified in the application and shall  
38 terminate whenever the holder ceases to be involved in that program,  
39 or at the end of one year, whichever is earlier. Upon request of the  
40 applicant and the institutional authority, the license may be

1 renewed. The holder of a teaching research license under this  
2 subsection (4)(a) is eligible for full licensure if the following  
3 conditions are met:

4 (i) If the applicant has not graduated from a school of medicine  
5 located in any state, territory, or possession of the United States,  
6 the District of Columbia, or the Dominion of Canada, the applicant  
7 must satisfactorily pass the certification process by the educational  
8 commission for foreign medical graduates;

9 (ii) The applicant has successfully completed the exam  
10 requirements set forth by the commission by rule;

11 (iii) The applicant has the ability to read, write, speak,  
12 understand, and be understood in the English language at a level  
13 acceptable for performing competent medical care in all practice  
14 settings;

15 (iv) The applicant has continuously held a position of associate  
16 professor or higher at an accredited Washington state medical school  
17 for no less than three years; and

18 (v) The applicant has had no disciplinary action taken in the  
19 previous five years.

20 (b) Upon nomination by the dean of ~~((the))~~ an accredited school  
21 of medicine ~~((of the University))~~ in the state of Washington or the  
22 chief executive officer of any hospital or appropriate health care  
23 facility licensed in the state of Washington, the commission may  
24 issue a limited license to an applicant selected by the sponsoring  
25 institution to be enrolled in one of its designated departmental or  
26 divisional fellowship programs provided that the applicant shall have  
27 graduated from a recognized medical school and has been granted a  
28 license or other appropriate certificate to practice medicine in the  
29 location of the applicant's origin. Such license shall permit the  
30 holder only to practice medicine within the confines of the  
31 fellowship program to which he or she has been appointed and, upon  
32 the request of the applicant and the sponsoring institution, the  
33 license may be renewed by the commission ~~((for no more than a total~~  
34 ~~of two years))~~.

35 All persons licensed under this section shall be subject to the  
36 jurisdiction of the commission to the same extent as other members of  
37 the medical profession, in accordance with this chapter and chapter  
38 18.130 RCW.

39 Persons applying for licensure and renewing licenses pursuant to  
40 this section shall comply with administrative procedures,

1 administrative requirements, and fees determined as provided in RCW  
2 43.70.250 and 43.70.280. Any person who obtains a limited license  
3 pursuant to this section may apply for licensure under this chapter,  
4 but shall submit a new application form and comply with all other  
5 licensing requirements of this chapter.

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