

1 SENATE BILL 590

2 **54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019**

3 INTRODUCED BY

4 Gerald Ortiz y Pino

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10 AN ACT

11 RELATING TO HEALTH; REDUCING FROM TWO YEARS TO ONE YEAR THE
12 POSTGRADUATE TRAINING REQUIRED FOR ALLOPATHIC AND OSTEOPATHIC
13 PHYSICIANS.

14
15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

16 SECTION 1. Section 61-6-11 NMSA 1978 (being Laws 1923,
17 Chapter 44, Section 3, as amended) is amended to read:

18 "61-6-11. LICENSURE.--

19 A. The board may consider for licensure a person
20 who is of good moral character, is a graduate of an accredited
21 United States or Canadian medical school, has passed an
22 examination approved by the board and has completed [~~two years~~]
23 one year of an approved postgraduate training program.

24 [~~B. An applicant who has not completed two years of~~
25 ~~an approved postgraduate training program, but who otherwise~~

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1 ~~meets all other licensing requirements, may present evidence to~~
2 ~~the board of the applicant's other professional experience for~~
3 ~~consideration by the board in lieu of the approved postgraduate~~
4 ~~training program. The board shall, in its sole discretion,~~
5 ~~determine if the professional experience is substantially~~
6 ~~equivalent to the required approved postgraduate training~~
7 ~~program.~~

8 ~~G.]~~ B. A graduate of a board-approved medical
9 school located outside the United States or Canada may be
10 granted a license to practice medicine in New Mexico, provided
11 the applicant presents evidence to the board that the applicant
12 is a person of good moral character and is in compliance with
13 the United States immigration laws and provided that the
14 applicant presents satisfactory evidence to the board that the
15 applicant has successfully passed an examination as required by
16 the board and has successfully completed two years of
17 postgraduate medical training in an approved postgraduate
18 training program. A graduate of a medical school located
19 outside the United States who successfully completes at least
20 two years of an approved postgraduate training program at or
21 affiliated with an institution located in New Mexico prior to
22 December 30, 2007 and who meets the other requirements of this
23 section may also be granted a license to practice medicine.

24 ~~[D.]~~ C. All applicants for licensure may be
25 required to appear personally before the board or a designated

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1 agent for an interview.

2 [E-] D. An applicant for licensure by examination
3 shall not be granted a license if the applicant has taken the
4 examination in two or more steps and has failed to successfully
5 pass the final step within seven years of the date that the
6 first step was passed. An applicant for licensure who holds a
7 medical doctor degree and a doctoral degree in a medically
8 related field must successfully complete the entire examination
9 series within ten years from the date the first step of the
10 examination is passed. [~~Provided, that~~] The board may, by
11 rule, establish exceptions to the time requirements of this
12 subsection.

13 [F-] E. Every applicant for licensure under this
14 section shall pay the fees required by Section 61-6-19 NMSA
15 1978.

16 [G-] F. The board may require fingerprints and
17 other information necessary for a state and national criminal
18 background check."

19 **SECTION 2.** Section 61-10-6 NMSA 1978 (being Laws 2016,
20 Chapter 90, Section 6) is amended to read:

21 "61-10-6. LICENSURE--REQUIREMENTS.--

22 A. The board may consider for licensure an
23 individual who:

24 (1) is a graduate of a school of osteopathic
25 medicine accredited by the commission on osteopathic college

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1 accreditation and recognized by the American osteopathic
2 association;

3 (2) has successfully passed all three levels
4 of the comprehensive osteopathic medical licensing examination,
5 its predecessor examination or the United States medical
6 licensing examination; provided that the board shall not grant
7 a license to an applicant who has not passed the final level of
8 the respective examination within seven years of having
9 successfully passed the first level of that examination;

10 (3) provides evidence to the board of having
11 completed at least [~~two years~~] one year of a board-approved
12 nationally accredited [~~post-graduate~~] postgraduate training
13 program; and

14 (4) makes an application in accordance with
15 board rules and pays the fees required pursuant to Section
16 61-10-6.1 NMSA 1978.

17 ~~[B. An applicant who has not completed two years of~~
18 ~~a board-approved nationally accredited post-graduate training~~
19 ~~program, but who otherwise meets all other licensing~~
20 ~~requirements, may present evidence to the board of the~~
21 ~~applicant's other professional experience for consideration by~~
22 ~~the board in lieu of the approved post-graduate program~~
23 ~~required pursuant to Paragraph (3) of Subsection A of this~~
24 ~~section.~~

25 G.] B. As a condition of licensure, the board may

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1 require an applicant for licensure to:

2 (1) appear personally before the board or its
3 designated agent for an interview; or

4 (2) be fingerprinted and supply any other
5 information necessary to obtain a state or national criminal
6 background check; provided that an applicant shall pay any fees
7 for a criminal background check directly to the screening
8 entity that performs the check."

9 SECTION 3. Section 61-10-8 NMSA 1978 (being Laws 1933,
10 Chapter 117, Section 6, as amended) is amended to read:

11 "61-10-8. PROFESSIONAL EDUCATION.--

12 A. After July 1, 2016, a first-time applicant for
13 licensure to practice as an osteopathic physician shall:

14 (1) be a graduate of a college of osteopathic
15 medicine accredited by the commission on osteopathic college
16 accreditation and recognized by the American osteopathic
17 association; and

18 (2) have completed at least [~~two years~~] one
19 year of [~~post-graduate~~] postgraduate training approved by the
20 American osteopathic association or the accreditation council
21 for graduate medical education.

22 B. An osteopathic physician who has been licensed
23 in this state or another state of the United States before July
24 1, 2016 shall have completed at least one year of [~~post-~~
25 ~~graduate~~] postgraduate training approved by the American

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1 osteopathic association or the accreditation council for
2 graduate medical education."

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