

SENATE BILL NO. 563

INTRODUCED BY K. BOGNER

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A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING THE MONTANA BRIDGE TO MEDICAL RESIDENCY ACT; PROVIDING FOR THE LICENSURE OF A SUPERVISED MEDICAL GRADUATE, INCLUDING QUALIFICATIONS AND FEES; OUTLINING THE SCOPE OF PRACTICE OF A SUPERVISED MEDICAL GRADUATE; REQUIRING A SUPERVISED MEDICAL GRADUATE TO BE SUPERVISED BY A LICENSED PHYSICIAN; AND PROVIDING RULEMAKING AUTHORITY."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. **Section 1. Short title.** [Sections 1 through 5] may be cited as the "Montana Bridge to Medical Residency Act".

NEW SECTION. **Section 2. Purpose.** The purpose of [sections 1 through 5] is to expand opportunities for quality health care in Montana by creating educational and mentorship opportunities in the state for medical graduates who do not match with a residency program.

NEW SECTION. **Section 3. Supervised medical graduate -- qualifications for licensure -- fee for licensure and renewal -- limitations.** (1) Before being issued a license, an applicant may not practice as a supervised medical graduate in this state.

(2) (a) The department may issue a supervised medical graduate license under the seal of the board for a period of 1 year and shall charge a fee to applicants for licensure.

(b) The department may renew a supervised medical graduate license once, for a period of 1 additional year and shall charge a fee to the licensee for the renewal of the license.

(c) An individual may not practice as a supervised medical graduate for a period of more than 2 years.

(3) To be eligible for licensure as a supervised medical graduate, an individual must:

1 (a) have a degree of doctor of medicine from an accredited medical school or a degree of doctor of
2 osteopathy from an accredited school of osteopathy; and

3 (b) have passed parts 1 and 2 of the United States medical licensing examination.

4 (4) A supervised medical graduate license does not grant the licensee the ability to engage in the
5 practice of medicine in this state.

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7 **NEW SECTION. Section 4. Refusal of license -- suspension of license.** If the board determines
8 that an applicant for a supervised medical graduate license or a licensed supervised medical graduate does not
9 possess the qualifications required by this chapter or that the applicant has committed unprofessional conduct,
10 the board may deny or suspend the license.

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12 **NEW SECTION. Section 5. Supervised medical graduate -- scope of practice -- rulemaking.** (1)

13 (a) To the extent permitted by this section and the rules promulgated by the board, a supervised medical
14 graduate licensed pursuant to [sections 1 through 5] may perform duties as delegated by a physician licensed
15 pursuant to Title 37, chapter 3, part 3.

16 (b) A supervised medical graduate may not be supervised by an individual licensed as a resident
17 pursuant to Title 37, chapter 3, part 3.

18 (2) A licensed supervised medical graduate may perform duties delegated to the licensee by a
19 licensed physician if the licensed physician is:

20 (a) personally treating the patient;

21 (b) in the same medical facility as the patient and the supervised medical graduate; and

22 (c) immediately available to provide assistance and guidance to the supervised medical graduate
23 for the duration of the completion of a delegated duty.

24 (3) The board shall adopt rules to delineate the scope of duties that a licensed physician may
25 delegate to a supervised medical graduate.

26 (4) For the purposes of this section, a licensed physician is not required to be in the presence of a
27 patient and a supervised medical graduate during the completion of a delegated duty.

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