

1 STATE OF OKLAHOMA

2 2nd Session of the 56th Legislature (2018)

3 SENATE BILL 1280

By: Smalley

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5
6 AS INTRODUCED

7 An Act relating to the Podiatric Medicine Practice
8 Act; amending 59 O.S. 2011, Section 144, as last
9 amended by Section 1, Chapter 87, O.S.L. 2017 (59
10 O.S. Supp. 2017, Section 144), which relates to
11 examination; setting forth procedure for review of
12 licensure applications; defining terms; and providing
13 an effective date.

14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. AMENDATORY 59 O.S. 2011, Section 144, as last
16 amended by Section 1, Chapter 87, O.S.L. 2017 (59 O.S. Supp. 2017,
17 Section 144), is amended to read as follows:

18 Section 144. A. The fee for examination for a license to
19 practice podiatric medicine in this state shall be One Hundred
20 Dollars (\$100.00). The Board of Podiatric Medical Examiners may
21 increase this fee by not more than an additional Two Hundred Dollars
22 (\$200.00). The examination for such license shall be given by the
23 Board. The Board may give the examination at any special meeting,
24 but shall not be required to do so. The Board may utilize the

1 National Board of Podiatric Examiners' National Board Examination
2 Part III as the written portion of the state licensing exam.

3 B. To be entitled to take the examination, a person shall:

4 1. File a written application on a form prescribed by the
5 Board;

6 2. Pay to the secretary-treasurer of the Board in advance the
7 fee for examination;

8 3. Satisfy the Board that the person is loyal to the United
9 States of America;

10 4. Be more than twenty-one (21) years of age;

11 5. Be of good moral character;

12 6. Not have been finally convicted of any crime involving moral
13 turpitude or of any felony;

14 7. Be free from contagious or infectious disease;

15 8. Be a graduate of an accredited college of podiatric
16 medicine; and

17 9. Have complied with applicable Board rules.

18 C. An applicant satisfying the requirements of subsection B of
19 this section shall receive a license to practice podiatric medicine
20 in this state, to be issued by the Board, if the applicant:

21 1. Takes the examination administered or approved by the Board
22 and receives a passing score of at least seventy-five percent (75%)
23 on both the written and oral portions. An applicant receiving less
24 than a score of seventy-five percent (75%) on either the written or

1 oral portion of the examination shall be deemed to have failed the
2 entire examination;

3 2. Satisfactorily completes a podiatric surgical residency,
4 approved by the Council of Podiatric Medical Education of the
5 American Podiatric Medical Association, of not less than three (3)
6 years; provided, the provisions of this paragraph shall only apply
7 to applicants after March 1, 2018; and

8 3. Satisfies the Board that the applicant has not violated any
9 of the provisions of the Podiatric Medicine Practice Act or any of
10 the rules of the Board.

11 D. The examination administered or approved by the Board shall
12 include both a written and an oral portion, shall be administered in
13 the English language, and shall cover areas in anatomy, pathology,
14 podiatric medicine and surgery, dermatology, pharmacology,
15 biomechanics, anesthesia, radiology, Oklahoma law relating to
16 podiatric medicine, and such other subjects as the Board from time
17 to time determines necessary and appropriate. The Board may
18 authorize examination papers to be graded by one or more of its own
19 members or by any one or more licensed podiatric physicians selected
20 by the Board. Each license issued by the Board shall be signed by
21 each member of the Board, bear the seal of the Board, and designate
22 the licensee as a licensed podiatric physician.

23 E. The Board may issue a temporary license if the applicant:

24 1. Has met the requirements of subsection B of this section;

1 2. Takes the examination administered or approved by the Board
2 and receives a passing score of at least seventy-five percent (75%)
3 on both the written and oral portions. An applicant receiving less
4 than a score of seventy-five percent (75%) on either the written or
5 oral portion of the examination shall be deemed to have failed the
6 entire examination;

7 3. Is within ninety (90) days of completing or has completed a
8 podiatric surgical residency, approved by the Council of Podiatric
9 Medical Education of the American Podiatric Medical Association, of
10 not less than three (3) years; provided, the provisions of this
11 paragraph shall only apply to applicants after March 1, 2018; and

12 4. Satisfies the Board that the applicant has not violated any
13 of the provisions of the Podiatric Medicine Practice Act or any of
14 the rules of the Board.

15 F. The Board may review applications by circularization and
16 thereby vote to approve an application. The approval vote shall be
17 unanimous. Any Board member may vote to hold any application until
18 a meeting of the Board for review en banc. Applications approved by
19 circularization shall be ratified at a subsequent meeting of the
20 Board. No application shall be denied except in a meeting of the
21 Board upon a vote of a majority of the Board members. As used in
22 this subsection, "circularization" means a process by which the
23 nine-member Board may review and vote on licensure applications in
24 between regular board meetings to expedite the licensure process.

1 As used in this subsection, "en banc" means a regularly scheduled
2 Board meeting in which an agenda item is heard before all or a
3 quorum of the Board members.

4 SECTION 2. This act shall become effective November 1, 2018.

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