GEORGIA COMPOSITE MEDICAL BOARD

EXECUTIVE DIRECTOR
LaSharn Hughes, MBA

BOARD CHAIRPERSON
Alice House, MD

2 Peachtree Street, N.W., 36th Floor • Atlanta, Georgia 30303 • Tel: 404.656.3923 • http://www.medicalboard.georgia.gov
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GEORGIA COMPOSITE MEDICAL BOARD
NOTICE OF INTENT TO AMEND AND ADOPT RULES

TO ALL INTERESTED PARTIES:

Notice is hereby given that pursuant to the authority set forth below, the Georgia Composite Medical Board (hereinafter "Board") proposes amendments to the Georgia Composite Medical Board Rules, **Rule 360-2-.11 "Termination of Temporary Postgraduate Training Permits" and Rule 360-2-.16 "Educational training Certificates."** An exact copy of the proposed rule changes are attached to this Notice.

This notice, together with an exact copy of the proposed rules and a synopsis of the proposed amendments is forwarded to all persons who have requested, in writing, that they be placed on the interested parties' mailing list. A copy of this notice, an exact copy of the proposed rules and a synopsis of the proposed rules may be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except official State holidays, at the office of the Georgia Composite Medical Board, 2 Peachtree Street, N.W., 36th Floor, Atlanta, Georgia 30303. These documents will also be available for review on the Board's website at www.medicalboard.georgia.gov.

A public hearing is scheduled to begin at **8:30 a.m**. on **January 7, 2016** at the 36th Floor Board Room, 2 Peachtree Street, N.W., Atlanta, Georgia 30303, to provide the public an opportunity to comment upon and provide input into the proposed rules. At the public hearing, any interested person who will be affected by these rules may present his or her written comments to the Board no later than **December 18, 2015** or make comments at the public hearing. Comments may be directed to Diane Atkinson, Georgia Composite Medical Board, 2 Peachtree Street, N.W., 36th Floor, Atlanta, Georgia 30303-3465 or may be received by the Board by e-mail at matkinson@dch.ga.gov.

The proposed amendments will be considered for adoption by the Board at its meeting scheduled to begin at **8:30 a.m. on January 7, 2016** at the Board offices on the 36th Floor Board Room, 2 Peachtree Street, N.W., Atlanta, Georgia 30303

The Board voted to adopt this Notice of Intent on **November 6, 2015** meeting. The Board will consider at its meeting on **January 7, 2016 at 8:30 a.m.** the comments from the public hearing whether the formulation and adoption of these proposed rule amendments imposes excessive regulatory costs on any license or entity and whether any cost to comply with the proposed rule amendments could be reduced by a less expensive alternative that accomplishes the objectives of the statutes which are the basis of the proposed rule. Additionally at its meeting on **January 7, 2016** the Board will consider

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whether it is legal or feasible in meeting the objectives of the applicable laws to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3) (A) (B)(C)(D). This Notice is adopted and posted in compliance with O.C.G.A. § 50-13-4 of the Georgia Administrative Procedures Act. A synopsis of the proposed rules and an economic impact statement are attached to this Notice.

The authority for promulgation of these rules is O.C.G.A. Authority Section O.C.G.A Sec. 43-34-5 and 43-34-24, 43-34-29.2, 43-34-37, 43-34-43 and 43-34-47.

Date: November 13, 2015

Signed: _____
LaSharn Hughes, MBA
Executive Director
Georgia Composite Medical Board

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ECONOMIC IMPACT AND SYNOPSIS FOR AMENDMENTS TO CHAPTER 360-2
Licensing Requirements

ECONOMIC IMPACT:

The attached rules are promulgated under the authority of the Medical Practice Act, Title 43, Chapter 34. The Composite State Board of Medical Examiners licenses and regulates nine professions. The formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated. Additionally, it is not legal or feasible to meet the objectives of the Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated to adopt or implement differing actions for businesses listed at O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D).

RULE SYNOPSIS:

Rule 360-2-.11 "Termination of Temporary Postgraduate Training Permits"

Purpose/Main Feature: The purpose of this amendment is to require the program director of a training program to notify the Board when a resident physician (permit holder) is no longer in the training program.

O.C.G.A. Secs. 43-34-5, 43-34-24, 43-34-37, 43-34-43, and 43-34-47

Rule 360-2-.16 "Educational Training Certificates"

Purpose/Main Feature: The purpose of this amendment to is to allow physicians from foreign countries to enter into the state for the sole purpose of participating in or providing education training.

O.C.G.A Secs. 43-34-5 and 43-34-29.2.

360-2-.16 Educational Training Certificate

(1) A physician licensed in another state or foreign country who intends to enter into this state for the sole purpose of participating in or providing educational training that involves the provision of patient care must apply for an educational training certificate in order to provide patient care. For purposes of this rule "educational training" shall include medical education training, conference, clinics, workshops or courses.

(2) The applicant for an education training certificate must complete an application form provided by the Board, including all required documents, signatures and seals. Said application must include:

(a) Proof of licensure in good standing in the applicant's current and licensing jurisdictions on a form approved by the Board. For the purpose of this rule "good standing" shall mean that the applicant has had no disciplinary action taken against his/her license by any state and that his/her license in any state is still active.

(b) A current report from the National Practitioner's Databank.

(c) Information about the educational program including:

1. Program Sponsor

2. Copies of program agendas, including the name of the provider(s), and the topics covered.

3. Other instructor's names and credentials

4. Location of the course.

(d) A fee as set by the Board on the fee schedule.

(3) Any educational training certificate issued by the Board will be valid for three months after issuance. After that time, it will expire. Any out of state physician needing additional time for an educational training certificate must reapply for an additional certificate.

Authority: O.C.G.A. Sections 43-34-5 and 43-34-29.2.

Rule 360-2-.11. Termination of Temporary Postgraduate Training Permits

(1) ~~A permit holder~~ The program director shall immediately notify the Board of withdrawal or termination of a permit holder from a postgraduate training program and of the reasons for said withdrawal or termination.

(2) A permit issued pursuant to Code Section 43-34-47 and Rules 360-2-.09 or 360-2-.10 shall automatically expire upon the permit holder's withdrawal or termination from, completion of the postgraduate training program or upon the permit holder obtaining a license to practice medicine under Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated.

(3) A permit holder who withdraws from a postgraduate training program and is accepted or appointed to participate in another postgraduate training program must apply for a new postgraduate training permit as provided in Rule 360-2-.09; however, the Board will not issue a new postgraduate training permit as provided herein if the permit holder's postgraduate training exceeds seven years.

Authority: O.C.G.A. Secs. 43-34-5, 43-34-24, 43-34-37, 43-34-43, 43-34-47.