

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Valerie Payne, Executive Director on behalf of Kenneth Simons, Chairperson		2) Date when request submitted: 3/16/2020 <small>Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting</small>	
3) Name of Board, Committee, Council, Sections: Medical Examining Board			
4) Meeting Date: 3/18/2020	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Under Legislation and Policy Matters 21 NCAC 32B .1004 Limited License for Disasters and Emergencies for Physicians and Physician Assistants with Inactive North Carolina Licenses	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? <i>(If yes, please complete Appearance Request for Non-DSPS Staff)</i> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required:	
10) Describe the issue and action that should be addressed: Discussion and review of adopted emergency procedures put in place in North Carolina for physicians and physician assistants who do not have an active medical license issued by any jurisdiction, but who at one time had a full and unrestricted North Carolina medical license. The Board waived the requirements for licensure in the circumstances set forth in G.S. 90-12.5 and provided a list of conditions for which a limited emergency license could be applied.			
11) Authorization			
Valerie Payne		3/16/2020	
Signature of person making this request		Date	
Supervisor (if required)		Date	
Executive Director signature (indicates approval to add post agenda deadline item to agenda) Date			
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

1 21 NCAC 32B .1004 is adopted under emergency procedures as follows:

2
3 **21 NCAC 32B .1004 LIMITED LICENSE FOR DISASTERS AND EMERGENCIES FOR**
4 **PHYSICIANS AND PHYSICIAN ASSISTANTS WITH INACTIVE NORTH CAROLINA**
5 **LICENSES.**
6

7 (a) The Board shall waive the requirements for licensure in the circumstances set forth in G.S. 90-12.5.

8 (b) Limited Emergency License: Physicians and physician assistants who do not have an active medical license
9 issued by any jurisdiction, but who at one time had a full and unrestricted North Carolina medical license, may apply
10 for a limited emergency license on the following conditions:

11 (1) The applicant must certify and provide information sufficient to prove that he or she has practiced
12 clinical medicine for at least eighty hours within the past two years;

13 (2) The applicant must have maintained an active and unrestricted medical license continuously for the
14 ten-year period prior to going inactive;

15 (3) The applicant shall not have received any public discipline or inactivated his or her license while
16 under investigation with such inactivation being reported to the National Practitioner Data Bank;
17 and

18 (4) During the declared state of emergency, the physician or physician assistant shall limit his or her
19 medical practice to the area of practice that he or she engaged in prior to going inactive or another
20 area in which he or she is competent to provide medical care.

21 (c) The applicant must complete a limited emergency license application.

22 (d) The Board may verify that the applicant practiced clinical medicine for at least eighty hours in the immediate
23 two-year period.

24 (e) In response to a declared disaster or state of emergency and in order to best serve the public interest, the
25 Board may limit the physician's or physician assistant's scope of practice.

26 (f) The Board shall have jurisdiction over all physicians and physician assistants practicing under this
27 Emergency Rule for all purposes set forth in or related to Article 1 of Chapter 90 of the North Carolina General
28 Statutes, and such jurisdiction shall continue in effect even after such physician has stopped practicing medicine under
29 this Emergency Rule or the Limited Emergency License has expired.

30 (g) This license shall be in effect for the shorter of:

31 (1) ninety days from the date it is issued; or

32 (2) a statement by an appropriate authority is made that the emergency or disaster declaration has been
33 withdrawn or ended and, at such time, the license issued shall become inactive.

34 (h) The physician assistant must practice under the direct supervision of an on-site physician and the supervising
35 physician must be licensed in this State, approved to practice in this State during a disaster or state of emergency
36 pursuant to G.S. 90-12.5, or approved under this Rule;

1 (i) Physician assistants and physicians practicing pursuant to this Rule are not required to maintain onsite
2 documentation describing supervisory arrangements and instructions for prescriptive authority as otherwise required
3 by 21 NCAC 32S .0213.

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5 *History Note:* Authority G.S. 90-5.1(a)(3); G.S. 90-12.5

6 *Eff.* _____