

HOUSE BILL NO. HB0298

Medical Practice Act revisions.

Sponsored by: Representative(s) Hallinan and Millin and
Senator(s) Landen

A BILL

for

1 AN ACT relating to the Medical Practice Act; correcting and
2 updating definitions; amending the composition, powers,
3 duties and operations of the board of medicine; providing
4 for criminal background checks; amending compensation and
5 reimbursement of expenses of board of medicine members;
6 amending licensure provisions of physicians and physician
7 assistants; authorizing emeritus physician and physician
8 assistant licenses as specified; providing for the
9 regulation of the practice of medicine by physicians and
10 physician assistants; providing processes and procedures
11 for discipline of physicians and physician assistants; and
12 providing for an effective date.

13

14 *Be It Enacted by the Legislature of the State of Wyoming:*

15

1 **Section 1.** W.S. 7-19-106(a) by creating a new
2 paragraph (xx), 7-19-201(a) by creating a new paragraph
3 (xiii), 33-26-102(a)(vii)(intro), (D), (xviii), (xix), (xx)
4 and by creating new paragraphs (xxii) through (xxix),
5 33-26-103(a)(iii) and (iv), 33-26-201(a), (e) and by
6 creating a new subsection (f), 33-26-202(b)(x), (xii) and
7 by creating new paragraphs (xv) through (xxix), 33-26-203,
8 33-26-301(a), (b)(iv) and by creating new paragraphs (vi)
9 through (viii), 33-26-303(a)(intro), (ii), (iv), (vi),
10 (vii), (ix) and by creating new subsections (c) and (d),
11 33-26-304(a)(intro), (ii), (b), (c)(ii), (iii), (vi) and by
12 creating new subsections (e) and (f), 33-26-305(c) and by
13 creating a new subsection (e), 33-26-307(b),
14 33-26-402(a)(xxv), (xxvi)(A) and (xxvii)(P),
15 33-26-405(b)(ii), 33-26-406(a), (b) and (c)(i),
16 33-26-501(a)(v)(A) and (B), 33-26-502(d), 33-26-503(b) by
17 creating a new paragraph (vii), 33-26-504(f) and (g),
18 33-26-505(b), 33-26-506(a), 33-26-601(a), (c), (d)(intro),
19 (iv)(A) and (e) through (j) are amended to read:

20

21 **7-19-106. Access to, and dissemination of,**
22 **information.**

23

1 (a) Criminal history record information shall be
2 disseminated by criminal justice agencies in this state,
3 whether directly or through any intermediary, only to:

4
5 (xx) The board of medicine for purposes of
6 obtaining background information on applicants for
7 licensure or certification by the board whose application
8 or other information received by the board indicates the
9 applicant has or may have been convicted of a crime, and
10 for purposes of investigation of complaints and
11 disciplinary action against licensees of the board.

12
13 **7-19-201. State or national criminal history record**
14 **information.**

15
16 (a) The following persons shall be required to submit
17 to fingerprinting in order to obtain state and national
18 criminal history record information:

19
20 (xiii) All persons applying for licensure or
21 certification to the Wyoming board of medicine on or after
22 July 1, 2009, whose application or other information
23 received by the board indicates that the applicant has or
24 may have been convicted of a crime, and any licensee of the

1 board of medicine upon written request from the board of
2 medicine as part of an ongoing investigation of or
3 disciplinary action against the licensee.

4

5 **33-26-102. Definitions.**

6

7 (a) As used in this chapter:

8

9 (vii) "Impaired" means a person who ~~cannot~~is
10 unable to practice medicine with reasonable skill and
11 safety to patients by reason of one (1) or more of the
12 following:

13

14 (D) Chemical or alcohol impairment,
15 addiction, dependence or abuse.

16

17 (xviii) "FLEX examination" means the federation
18 of state medical boards ~~post-licensure-competency~~licensing
19 examination;

20

21 (xix) "R.C.P.S.C." means the royal college of
22 physicians and surgeons of Canada;

23

1 (xx) "Physician-patient relationship" means a
2 relationship between a licensee and any person formed for
3 the purpose of the licensee providing medical diagnosis or
4 treatment to the person, whether or not for compensation;
5 and

6

7 (xxii) "Board counsel" means an attorney
8 designated by the board to provide legal counsel to the
9 board and its staff in the conduct of the board's business;

10

11 (xxiii) "Board prosecutor" means an attorney
12 designated by the board to prosecute, and to provide legal
13 counsel to interviewers and petitioners in, disciplinary
14 cases pending before the board pursuant to this act and the
15 Wyoming Administrative Procedure Act;

16

17 (xxiv) "COMLEX" means the comprehensive
18 osteopathic medical licensing examination, administered by
19 the national board of osteopathic medical examiners;

20

21 (xxv) "Condition" means a specific requirement
22 or prohibition imposed by any medical licensing board of
23 any jurisdiction, or by any health care facility on an
24 applicant's or licensee's clinical privileges at that

1 facility, that shall be fulfilled by an applicant or
2 licensee in order to obtain or continue to hold a license
3 in that jurisdiction, or clinical privileges at that
4 facility;

5

6 (xxvi) "E.C.F.M.G." means the educational
7 commission for foreign medical graduates;

8

9 (xxvii) "Restriction" means a limitation placed
10 by any medical licensing board of any jurisdiction on an
11 applicant's or licensee's scope of practice in that
12 jurisdiction, or by any health care facility on an
13 applicant's or licensee's clinical privileges at that
14 facility;

15

16 (xxviii) "SPEX examination" means the federation
17 of state medical boards special purpose post-licensure
18 competency examination;

19

20 (xxix) "Telemedicine" means the practice of
21 medicine by electronic communication or other means from a
22 physician in a location to a patient in another location,
23 with or without an intervening health care provider.

24

1 **33-26-103. Applicability of chapter.**

2

3 (a) This chapter does not apply to:

4

5 (iii) Commissioned medical officers of the
6 United States armed services and medical officers of the
7 United States public health service or the United States
8 department of veterans ~~administration of the United States~~
9 affairs in the discharge of their official duties or within
10 federally controlled facilities or enclaves, provided that
11 the persons who are licensees of the board shall be subject
12 to the provisions of this act and further provided that all
13 such persons shall be the holder of a full and unrestricted
14 license to practice medicine in one (1) or more
15 jurisdictions of the United States;

16

17 (iv) Any individual residing in and licensed in
18 good standing to practice medicine in another state or
19 country ~~called~~ brought into this state for consultation by
20 a physician licensed to practice medicine in this state,
21 provided the physician licensed in this state notifies the
22 board of the consultation in compliance with regulations
23 adopted by the board;

24

1 33-26-201. State board of medicine; composition;
2 appointment; terms; qualifications; removal; vacancies;
3 quorum.

4
5 (a) The Wyoming state board of medicine shall consist
6 of five (5) physicians licensed to practice medicine in
7 Wyoming, not less than one (1) of whom shall possess the
8 degree of doctor of osteopathy and not less than two (2) of
9 whom shall possess the degree of doctor of medicine, one
10 (1) physician assistant and two (2) lay members, not
11 directly related to physicians, appointed by the governor
12 by and with the consent of the senate as required by W.S.
13 28-12-101 through 28-12-103. Board members appointed by the
14 governor shall serve at the pleasure of the governor. The
15 board members shall annually elect a president, a vice-
16 president, and a secretary.

17
18 (e) A quorum of the board consists of five (5) board
19 members, including a lay member, unless otherwise specified
20 in subsection (f) of this section.

21
22 (f) If the board president determines that due to
23 conflicts of interest or other circumstances it may not be
24 possible to seat a quorum of board members to hear a

1 disciplinary case brought pursuant to this act, the
2 president may submit a written request to the governor for
3 the appointment of one (1) or more acting board members to
4 hear the disciplinary case in question. Upon receipt of
5 the request, the governor shall appoint the requested
6 number of temporary board members for the sole purpose of
7 hearing the disciplinary case in question. Only persons
8 who previously served as members of the board shall be
9 eligible for temporary appointment to hear disciplinary
10 cases before the board. Appointments made under this
11 subsection shall not require the consent of the senate
12 pursuant to W.S. 28-12-101 through 28-12-103. Persons
13 appointed pursuant to this subsection shall be compensated
14 and have their expenses reimbursed in the same manner as
15 regular board members under W.S. 33-26-203(c). The
16 appointment of a person under this subsection shall
17 automatically terminate upon the entering of a final order
18 in the disciplinary case for which he was appointed.

19

20 **33-26-202. Board; duties; general powers.**

21

22 (b) The board is empowered and directed to:

23

1 (x) Verify the status of licenses and privileges
2 held by licensees and applicants for licensure with the
3 federation of state ~~licensing~~medical boards, medical
4 licensing boards in other jurisdictions and federal data
5 banks, and ~~make a similar inquiry with regard to all~~
6 ~~applicants for licensure~~ to provide verification of the
7 status of licenses held in this state by licensees to the
8 entities specified in this paragraph;

9
10 (xii) Participate in and ~~contribute to~~ contract
11 with a program or programs to assist in the return to
12 practice of licensees who have exhibited disruptive
13 behaviors, substance dependence or abuse or are suffering
14 from physical or mental impairment;

15
16 (xv) Publish nonbinding advisory opinions or
17 other guidance on the application and interpretation of
18 this act and the rules and regulations promulgated pursuant
19 to this act;

20
21 (xvi) Request criminal history background
22 information for purposes of licensure and discipline, as
23 authorized under W.S. 7-19-106(a)(xx);

24

1 (xxvii) Use, retain or employ investigators, the
2 offices of the attorney general, the state division of
3 criminal investigation, any other investigatory or fact
4 finding agency and medical specialty consultants, as
5 necessary, to investigate and evaluate complaints against
6 licensees and possible violations of this act and the
7 board's rules;

8
9 (xxviii) Adopt rules and regulations for the
10 practice of medicine in Wyoming by physicians and physician
11 assistants not otherwise licensed in Wyoming in the event
12 of a public health emergency or pandemic;

13
14 (xxix) Adopt rules and regulations for the
15 practice of telemedicine.

16
17 **33-26-203. Board; employment and salary of executive**
18 **director; and other employees; per diem and expenses of**
19 **members.**

20
21 (a) The board may employ or contract with an
22 executive ~~secretary~~director, board counsel, board
23 prosecutor and other necessary staff. The executive
24 ~~secretary~~director shall not be a board member.

1

2 (b) The executive ~~secretary's salary~~ director's
3 compensation and terms of employment shall, and board
4 counsel's ~~salary~~ and the board prosecutor's compensation
5 may, be set by the board. The ~~salaries~~ compensation of
6 other staff shall be set by the human resources division of
7 the department of administration and information.

8

9 (c) Board members ~~shall not receive compensation for~~
10 ~~their services but~~ shall receive ~~mileage and per diem~~
11 salary in the same manner and amount as members of the
12 Wyoming legislature and shall be reimbursed for actual and
13 necessary expenses and mileage incurred in the performance
14 of their official duties. Any incidental expenses
15 necessarily incurred by the board or any member, if
16 approved by the board, shall be paid from the account from
17 fees collected pursuant to this chapter.

18

19 **33-26-301. License required.**

20

21 (a) No person shall practice medicine in this state
22 without a license granted by the board, or as otherwise
23 provided by law.

24

1 (b) Upon appropriate application, fulfillment of
2 eligibility criteria and successful completion of all other
3 requirements, the board may grant:

4
5 (iv) An inactive license, provided the
6 qualifications for and the conditions of this license shall
7 be established by rule;~~or~~

8
9 (vi) An emeritus license, allowing retired
10 physicians to provide health care without remuneration,
11 provided the qualifications for and the conditions of this
12 license shall be established by rule;

13
14 (vii) A volunteer license, allowing physicians
15 not otherwise licensed in Wyoming to practice medicine in
16 the state without remuneration, provided the qualifications
17 for and conditions of this license shall be established by
18 rule;

19
20 (viii) An administrative medicine license for
21 physicians not providing patient care, provided the
22 qualifications for and the conditions of this license shall
23 be established by rule.

24

1 **33-26-303. Requirements for granting license.**

2

3 (a) The board may grant a license to practice
4 medicine in this state to any applicant who demonstrates,
5 to the ~~satisfaction of a majority of the~~ board, that he:

6

7 (ii) Has graduated from a school of medicine
8 accredited by the L.C.M.E., a school of osteopathy
9 accredited by the A.O.A., ~~or~~ a Canadian accredited school
10 of medicine or has been certified by the E.C.F.M.G.;

11

12 (iv) Has provided written evidence that he has
13 completed at least one (1) year of postgraduate training in
14 an A.C.G.M.E, A.O.A. or R.C.P.S.C. accredited program; ~~An~~
15 ~~applicant who graduated from a medical school not~~
16 ~~accredited by the L.C.M.E. or A.O.A. shall present written~~
17 ~~evidence that he has completed at least two (2) years of~~
18 ~~medical education at the medical school from which he~~
19 ~~graduated and that he has completed at least two (2) years~~
20 ~~of postgraduate training in an A.C.G.M.E., A.O.A. or~~
21 ~~R.C.P.S.C. accredited program;~~

22

23 (vi) Has successfully completed all three (3)
24 parts of the USMLE, national boards, the FLEX, a board

1 approved, state constructed licensing examination, the
2 examination by the licentiate of the medical council of
3 Canada, or the ~~examination developed by the national board~~
4 ~~of osteopathic medical examiners~~ COMLEX, provided the
5 conditions and requirements for completion of all parts of
6 the examinations shall be established by board rule;
7

8 (vii) Has completed an application form provided
9 or approved by the board;

10

11 (ix) Has completed to the satisfaction of a
12 majority of board members, if required pursuant to board
13 rule, a personal interview consisting of inquiry and oral
14 response to medical knowledge, personal and professional
15 history and intentions for practicing medicine in this
16 state; and

17

18 (c) A person whose medical license has been revoked,
19 suspended, restricted, had conditions placed on it or been
20 voluntarily or involuntarily relinquished or surrendered,
21 by or to another state medical or licensing board, or has a
22 disciplinary action pending before another state medical or
23 licensing board, may apply for licensure provided, however,
24 the board may deny licensure based upon the revocation,

1 suspension, restrictions, conditions, relinquishment,
2 surrender of licensure or pending disciplinary action
3 alone.

4
5 (d) A person whose clinical privileges at a health
6 care facility have been revoked, suspended, restricted, had
7 conditions placed upon them or been voluntarily or
8 involuntarily resigned, or against whom a clinical
9 privilege action is pending at a health care facility, may
10 apply for licensure provided, however, the board may deny
11 licensure based upon the revocation, suspension,
12 restrictions, conditions, resignation of privileges or
13 pending clinical privilege action alone.

14
15 **33-26-304. Temporary license to practice medicine;**
16 **medical training license; application; qualifications.**

17
18 (a) The board may issue a temporary license for a
19 term that expires at 8:00 a.m. on the ~~date~~ first day of the
20 next regularly scheduled board meeting to a person who:

21
22 (ii) Meets all licensing requirements of W.S.
23 33-26-303 except that the board may defer the interview

1 required by W.S. 33-26-303(a)(ix) at its discretion until
2 no later than the next board meeting;

3

4 (b) ~~A temporary license is valid until the date of~~
5 ~~the next board meeting following the date of issuance.~~ The
6 board, in its discretion may extend a temporary license for
7 an additional term no longer than 8:00 a.m. on the ~~date~~
8 first day of the second ~~regular~~ regularly scheduled board
9 meeting following the date of the initial issuance of a
10 temporary license.

11

12 (c) The board may issue a medical training license
13 for a term that expires at 12:01 a.m. July 1 of each year
14 to a person who:

15

16 (ii) Has graduated from a school of medicine
17 accredited by the L.C.M.E., a school of osteopathy
18 accredited by the A.O.A. or a Canadian accredited school of
19 medicine, or has been certified by the E.C.F.M.G.;

20

21 (iii) Has successfully completed steps one (1)
22 and two (2) of the USMLE or the COMLEX;

23

1 (vi) Has paid the appropriate fees pursuant to
2 W.S. 33-26-307; and

3
4 (e) A person whose medical license has been revoked,
5 suspended, restricted, had conditions placed on it or been
6 voluntarily or involuntarily relinquished or surrendered,
7 by or to another state medical or licensing board, or has a
8 disciplinary action pending before another state medical or
9 licensing board, may apply for licensure provided, however,
10 the board may deny licensure based upon the revocation,
11 suspension, restrictions, conditions, relinquishment,
12 surrender of licensure or pending disciplinary action
13 alone.

14
15 (f) A person whose clinical privileges at a health
16 care facility have been revoked, suspended, restricted, had
17 conditions placed upon them or been voluntarily or
18 involuntarily resigned, or against whom a clinical
19 privilege action is pending at a health care facility, may
20 apply for licensure provided, however, the board may deny
21 licensure based upon the revocation, suspension,
22 restrictions, conditions, resignation of privileges or
23 pending clinical privilege action alone.

24

1 33-26-305. Annual renewal; expiration; reactivation
2 of lapsed and inactive licenses; restoration of emeritus
3 licenses to active status; duplicates.

4
5 (c) The board may reactivate a lapsed or inactive
6 license if the applicant ~~pays a reactivation fee and~~
7 ~~fulfills all requirements for the granting of an initial~~
8 ~~license~~ meets the requirements established by the rules and
9 regulations promulgated by the board.

10
11 (e) The board may restore an emeritus license to
12 active status if the applicant meets the requirements
13 established by the rules and regulations promulgated by the
14 board.

15
16 **33-26-307. Fees.**

17
18 (b) All money received or collected under this
19 chapter shall be paid to the state treasurer for deposit in
20 a separate account. The money in the account is subject at
21 all times to the warrant of the state auditor drawn upon
22 written requisition ~~of the president and~~ attested by the
23 executive ~~secretary~~ director of the board, ~~with seal~~
24 ~~attached,~~ for the payment of any board expenses.

1

2 33-26-402. Grounds for suspension; revocation;
3 restriction; imposition of conditions; refusal to renew or
4 other disciplinary action.

5

6 (a) The board may refuse to renew, and may revoke,
7 suspend or restrict a license or take other disciplinary
8 action, including the imposition of conditions or
9 restrictions upon a license on one (1) or more of the
10 following grounds:

11

12 (xxv) Suspension, probation, imposition of
13 conditions or restrictions, relinquishment, surrender or
14 revocation of a license to practice medicine in another
15 jurisdiction;

16

17 (xxvi) Any action by a health care entity that:

18

19 (A) Adversely affects clinical privileges
20 for a period ~~exceeding~~of thirty (30) or more consecutive
21 days;

22

1 (xxvii) Unprofessional or dishonorable conduct
2 not otherwise specified in this subsection, including but
3 not limited to:

4
5 (P) Intentionally or negligently releasing
6 or disclosing confidential patient information. This
7 restriction shall not apply to disclosures permitted or
8 required by state or federal law or when disclosure is
9 necessary to prevent imminent risk of harm to the patient
10 or others;

11

12 **33-26-405. Order of the board.**

13

14 (b) Restriction of a license may include, but is not
15 limited to, the following:

16

17 (ii) Requiring the licensee to practice medicine
18 under the supervision of another physician in a clinic or
19 other controlled setting, and setting the conditions of the
20 licensee's practice of medicine;

21

22 **33-26-406. Reinstatement of license; removal of**
23 **restrictions or conditions from a license.**

24

1 (a) A person whose license has been voluntarily
2 relinquished, revoked, restricted or suspended, ~~under this~~
3 ~~chapter~~ or had conditions or restrictions placed upon his
4 license, voluntarily or by action of the board, may
5 petition for reinstatement of his license or for removal of
6 any restrictions or conditions placed upon his license
7 pursuant to W.S. 33-26-405 not less than six (6) months
8 after final judicial review of a board order accepting
9 relinquishment of, or revoking, restricting, placing
10 conditions upon or suspending the petitioner's license or
11 six (6) months after the date of the board order if there
12 is no judicial review.

13

14 (b) The petitioner shall submit a petition in writing
15 to the board that, at a minimum, sets forth and provides
16 information regarding the petitioner's fulfillment of any
17 and all conditions or compliance with all restrictions
18 imposed upon petitioner by any prior order of the board or
19 success in correcting the conduct that formed the basis for
20 revocation or relinquishment of petitioner's license.

21

22 (c) Upon receipt of the petition, the board shall set
23 the matter for hearing in accordance with the provisions of
24 the Wyoming Administrative Procedure Act. The burden of

1 proof upon the petitioner at the hearing shall be to
2 demonstrate, by a preponderance of evidence, that:

3

4 (i) Petitioner has corrected the conduct that
5 formed the basis for the revocation or relinquishment of
6 petitioner's license and that petitioner is able to safely,
7 skillfully and competently resume the practice of medicine;
8 or

9

10 **33-26-501. Definitions.**

11

12 (a) As used in this article:

13

14 (v) "Supervising physician" means a:

15

16 (A) Board-approved physician who utilizes
17 and agrees to be responsible for the medical acts of ~~an~~
18 ~~approved~~ a board-approved physician assistant; or

19

20 (B) Back-up physician when acting in the
21 absence of the supervising physician.

22

23 **33-26-502. Scope of W.S. 33-26-501 through 33-26-511.**

24

1 (d) Nothing in this article shall be construed to
2 conflict with or alter the provisions and requirements of
3 W.S. 33-26-101 through 33-26-410 and 33-26-601 et seq.

4
5 **33-26-503. Board powers and duties.**

6
7 (b) The board shall:

8
9 (vii) Pass upon the qualifications and ability
10 of physicians desiring to serve as a supervising physician
11 or back-up physician including, but not limited to, the
12 compatibility of the supervising physician's or back-up
13 physician's specialty and scope of practice with that of
14 the physician assistant to be supervised.

15
16 **33-26-504. License required; application;**
17 **qualifications; consideration of applications.**

18
19 (f) The board, with the concurrence of the advisory
20 committee, shall approve an application by a licensed
21 physician to supervise physician assistants if the board is
22 satisfied that each proposed physician assistant is a
23 graduate of an approved program, has satisfactorily
24 completed a certification examination and is fully

1 qualified to assist in the practice of medicine under the
2 responsible supervision of a licensed physician. ~~It shall~~
3 ~~be the policy of the board to allow at least three (3)~~
4 ~~physician assistants per physician and the board and the~~
5 ~~advisory committee shall not deny an application due to the~~
6 ~~number of physician assistants supervised up to at least~~
7 ~~three (3), except for good cause specific to the~~
8 ~~circumstances of that individual~~ The board shall provide by
9 rule for requirements and limitations on the practice by
10 and supervision of physician assistants including, but not
11 limited to, the number of physician assistants a physician
12 may supervise, either as a supervising physician or a back-
13 up physician.

14

15 (g) The board may ~~allow~~ provide by rule for
16 arrangements for other physicians to serve as back up or on
17 call physicians for multiple physician assistants.

18

19 **33-26-505. Temporary license.**

20

21 (b) A temporary license is valid until the next board
22 meeting following the date of issuance. ~~but not to exceed~~
23 ~~one (1) year.~~ The board may extend the temporary license at
24 its discretion upon a showing of good cause for a period

1 not to exceed one (1) year from the original date of
2 issuance of the temporary license.

3

4 **33-26-506. Term of license; renewal; duplicates.**

5

6 (a) All licenses other than temporary licenses expire
7 annually on December 31. A physician assistant may renew
8 his license by ~~sending his signature, current address,~~
9 ~~practice related information requested~~ completing and
10 submitting a renewal application form published by the
11 board and renewal fee to the board prior to expiration of
12 his current license.

13

14 **33-26-601. Emeritus physician and physician assistant**
15 **licenses.**

16

17 (a) As used in this section, "low income uninsured
18 person" ~~and "nonprofit health care facility" have~~ has the
19 same ~~meanings~~ meaning as in W.S. 33-15-131(a).

20

21 (c) The state board of medicine may issue, with or
22 without examination, ~~a volunteer's~~ an emeritus physician or
23 emeritus physician assistant license to a person who is
24 retired from practice so that the person may provide

1 medical services. ~~to low income uninsured persons at~~
2 ~~nonprofit health care facilities.~~ The board shall deny
3 issuance of ~~a volunteer's~~ an emeritus physician or emeritus
4 physician assistant license to a person who is not
5 qualified under this section to hold ~~a volunteer's~~ an
6 emeritus license.

7

8 (d) An application for ~~a volunteer's~~ an emeritus
9 license shall include all of the following:

10

11 (iv) A notarized statement from the applicant,
12 on a form prescribed by the board, that the applicant:

13

14 (A) Will not accept any form of
15 remuneration for any medical services rendered while in
16 possession of ~~a volunteer's~~ an emeritus license; and

17

18 (e) The holder of ~~a volunteer's~~ an emeritus license
19 may provide medical services ~~only~~ on the premises of a
20 ~~nonprofit~~ health care facility in this state and ~~only~~ to
21 low income uninsured persons. The holder shall not accept
22 any form of remuneration for providing medical services
23 while in possession of the license. The board may revoke ~~a~~
24 ~~volunteer's~~ an emeritus license on receiving proof

1 satisfactory to the board that the holder has engaged in
2 practice in this state outside the scope of the license.

3

4 (f) ~~A volunteer's~~ An emeritus license shall be valid
5 for a period of one (1) year, unless earlier revoked under
6 subsection (e) of this section or pursuant to title 33,
7 chapter 26 of the Wyoming statutes. ~~A volunteer's~~ An
8 emeritus license may be renewed upon the application of the
9 holder. The board shall maintain a register of all persons
10 who hold ~~volunteer's~~ emeritus licenses. The board shall not
11 charge a fee for issuing or renewing a license pursuant to
12 this section.

13

14 (g) To be eligible for renewal of ~~a volunteer's~~ an
15 emeritus license, the holder of the license shall certify
16 to the board completion of any continuing education
17 required under this chapter as if the holder of the license
18 were in active practice. The board shall not renew a
19 license if the holder has not complied with the continuing
20 education requirements. ~~The nonprofit~~ A health care
21 facility in which the holder of an emeritus license
22 provides medical services may pay for or reimburse the
23 holder for any costs incurred in obtaining the required
24 continuing education.

1

2 (h) The board shall issue to each person who
3 qualifies under this section ~~a volunteer's~~ an emeritus
4 license. The ~~volunteer's~~ emeritus medical license shall
5 permit the general practice of medicine under this chapter.
6 The emeritus physician assistant license shall permit the
7 practices authorized for physician assistants under W.S.
8 33-26-501 through 33-26-512.

9

10 (j) Except as provided in this section, any person
11 holding ~~a volunteer's~~ an emeritus license issued by the
12 board under this section shall be subject to the
13 requirements of this chapter and the jurisdiction of the
14 board.

15

16 **Section 2.** W.S. 33-26-303(a)(x), 33-26-304(c)(vii)
17 and 33-26-601(d)(i)(B) are repealed.

18

19 **Section 3.** This act is effective immediately upon
20 completion of all acts necessary for a bill to become law
21 as provided by Article 4, Section 8 of the Wyoming
22 Constitution.

23

24

(END)