PURPOSE: This emergency rule establishes an avenue for temporary licensure for graduate medical students during the State of Emergency declared in Executive Orders 20-02 (2020) and 20-04 (2020).

EMERGENCY STATEMENT: On January 31, 2020, the U.S. Secretary of Health and Human Services declared a public health emergency to aid the nation's healthcare community in responding to COVID-19. The Governor of Missouri declared a similar State of Emergency on March 13, 2020, finding that COVID-19 poses a serious health risk for Missouri residents and visitors. In response to the state and federal public health emergencies, the Missouri State Board of Registration for the Healing Arts received a call to action for graduates of medical programs to provide care to Missouri citizens during this State of Emergency. Emergency action is needed to ensure access to the untapped resources of medical graduates who have completed an accredited medical college or osteopathic college and have matched to a residency program in 2020. The board has determined this emergency rule is needed to ensure appropriate licensure and practice requirements for these individuals during a limited period of time; absent an emergency rule, medical graduates will not be able to assist with the medical needs of Missouri citizens during this State of Emergency. Similarly, multiple states have recently taken action to allow graduate medical students to assist during the COVID-19 pandemic. As a result, the Missouri State Board of Registration for the Healing Arts finds there is an immediate danger to the public health, safety, and/or welfare and a compelling governmental interest that requires this emergency action. The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions.

Pursuant to the Missouri and United States Constitutions, Title 20—DEPARTMENT OF COMMERCE AND INSURANCE, Division 2150—State Board of Registration for the Healing Arts, Chapter 2—Licensing of Physicians and Surgeons.

EMERGENCY RULE

20 CSR 2150-2.068 Graduate Medical Student Temporary License

PURPOSE: This rule establishes requirements for graduate medical students to obtain a temporary license.

(1) Definitions.

(A) “Accredited medical program” – a program accredited by the American Medical Association, the American Osteopathic Association or Association of American Medical Colleges’ Liaison Committee on Medical Education.

(B) “Board” – Missouri State Board of Registration for the Healing Arts.

(C) “Graduate medical student” – an individual of good moral character who is a graduate of an accredited medical college or osteopathic college who matched in the National Resident Matching Program and anticipate starting their residency program in 2020.

(D) “License holder” – a graduate medical student who has been issued a temporary license approved by the board to practice in the state of Missouri to assist during the State of Emergency declared in Executive Orders 20-02 (2020) and 20-04 (2020).

(E) “Temporary license” – graduate medical student temporary license.

(2) The graduate medical student shall only practice upon the issuance of the temporary license as approved by the board and under the supervision of a currently Missouri licensed physician and surgeon during the State of Emergency declared by the Governor. The board retains the right to deny, revoke, or suspend a temporary license pursuant to section 334.100, RSMo.

(3) An applicant for a graduate medical student temporary license shall submit a completed application form approved by the board. The application form shall include at least the following:

(A) Name of the applicant and any former names used;

(B) Date of birth of the applicant;

(C) Gender of applicant;

(D) The applicant’s Social Security number. If applicant does not have a Social Security number then the applicant shall supply visa or passport identification number;

(E) Answers to questions regarding the applicant’s moral character, professional background, and fitness to practice; and

(F) A signed and notarized statement attesting that the application is true, that the applicant has a duty to supplement the information if it changes before a temporary license is granted, that the applicant understands that he or she cannot practice unless and until a temporary license is granted, and he or she must work under the supervision of a Missouri licensed physician.

(4) Applicants applying for a temporary license shall submit:

(A) A completed application;

(B) Personal history information;

(C) Proof the applicant matched to a residency program;

(D) Proof of passing steps 1 and 2 or level 1 and 2 of a board approved medical licensing examination;

(E) One (1) photograph not larger than three and one-half inches by five inches (3 1/2” × 5”);

(F) A copy of medical diploma;

(G) Name change documentation;

(H) Verification of licensure in another state for any professional licenses previously or currently held; and

(I) A National Practitioner Data Bank (NPDB) query.

(5) In addition to the items listed in section (4) of this rule, applicants applying for a temporary license who have graduated from schools outside the United States or Canada must submit:

(A) Proof of a permanent Educational Commission for Foreign Medical Graduates (ECFMG) certificate or show evidence to the board that applicant has passed the equivalent licensing board examination in another state; and

(B) Copies and official translations of his/her medical credentials.

(6) The temporary license shall be valid through June 30, 2020. The temporary license may be renewed at the discretion of the board.

(7) No license holder shall continue to practice beyond the expiration date of the temporary license unless otherwise granted by the board.

(8) The time an individual practices under this temporary license shall not count as credit toward the individual’s resident program or any permanent license in the state of Missouri.

June 1, 2020
Missouri Register

PUBLIC COST: This emergency rule will not cost state agencies more than five hundred dollars ($500) in the time the emergency is effective.

PRIVATE COST: This emergency rule will not cost private entities more than five hundred dollars ($500) in the time the emergency is effective.