

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 704

Introduced by Kolterman, 24.

Read first time January 03, 2018

Committee: Health and Human Services

- 1 A BILL FOR AN ACT relating to the Medicine and Surgery Practice Act; to
- 2 amend section 38-2026, Reissue Revised Statutes of Nebraska; to
- 3 change provisions relating to foreign medical graduates; to
- 4 harmonize provisions; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 38-2026, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 38-2026 Except as otherwise provided in sections 38-2026.01 and
4 38-2027, each applicant for a license to practice medicine and surgery
5 shall:

6 (1)(a) Present proof that he or she is a graduate of an accredited
7 school or college of medicine, (b) if a foreign medical graduate, provide
8 a copy of a permanent certificate issued by the Educational Commission
9 for ~~on~~ Foreign Medical Graduates that is currently effective and relates
10 to such applicant or provide such credentials as are necessary to certify
11 that such foreign medical graduate has successfully passed the Visa
12 Qualifying Examination or its successor or equivalent examination
13 required by the United States Department of Health and Human Services and
14 the United States Citizenship and Immigration Services, or (c) if a
15 graduate of a foreign medical school who has successfully completed a
16 program of American medical training designated as the Fifth Pathway and
17 who additionally has successfully passed the Educational Commission for
18 ~~on~~ Foreign Medical Graduates examination but has not yet received the
19 permanent certificate attesting to the same, provide such credentials as
20 certify the same to the Division of Public Health of the Department of
21 Health and Human Services;

22 (2) Present proof that he or she has served at least one year of
23 graduate medical education approved by the board or, if a foreign medical
24 graduate, present proof that he or she has served at least two ~~three~~
25 years of graduate medical education approved by the board;

26 (3) Pass a licensing examination approved by the board covering
27 appropriate medical subjects; and

28 (4) Present proof satisfactory to the department that he or she,
29 within the three years immediately preceding the application for
30 licensure, (a) has been in the active practice of the profession of
31 medicine and surgery in some other state, a territory, the District of

1 Columbia, or Canada for a period of one year, (b) has had at least one
2 year of graduate medical education as described in subdivision (2) of
3 this section, (c) has completed continuing education in medicine and
4 surgery approved by the board, (d) has completed a refresher course in
5 medicine and surgery approved by the board, or (e) has completed the
6 special purposes examination approved by the board.

7 Sec. 2. Original section 38-2026, Reissue Revised Statutes of
8 Nebraska, is repealed.