

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

391J0345

HOUSE HEALTH AND HUMAN SERVICES
COMMITTEE ENGROSSED NO. **HB 1096** -
02/02/2004

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Representatives Van Etten, Gillespie, Haverly, Konold, Michels, O'Brien, and Wick and Senators Albers, Bogue, Duxbury, Earley, Ham-Burr, Moore, and Olson (Ed)

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding licensure by
2 examination for physicians.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 36-4-17 be amended to read as follows:

5 36-4-17. The examination required by this chapter shall be in writing. The questions on all
6 subjects shall be such as are answered alike by all schools of medicine or osteopathy. No license
7 may be refused any applicant because of his adherence to any particular school of medicine.
8 Each applicant shall be required to attain an average percentage of at least seventy-five percent
9 of correct answers. Any applicant failing on such examination is eligible for a maximum of two
10 subsequent examinations upon payment of the required fee at any regular meeting of the Board
11 of Medical and Osteopathic Examiners or at such time and place as the board may designate.
12 Before taking the examination, the applicant shall pay to the secretary of the board a fee to be
13 set by the board in an amount not to exceed five hundred fifty dollars. The applicant must pass



1 all parts or steps of the examination within seven years. However, if the applicant is board-
2 certified by a board of the American Board of Medical Specialties, the Board of Medical and
3 Osteopathic Examiners may waive this requirement. All grades achieved shall be preserved by
4 the secretary of the board for a period of at least three years.