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INTEROFFICE MEMORANDUM

TO: COMMITTEE ON COMMERCE AND LABOR

FROM: KEITH L. LEE

SUBJECT: A.B. 79

DATE: FEBRUARY 28, 2003

I represent the State Board of Medical Examiners (the "Board"). We have reviewed A.B. 79 and suggest certain amendments be made to it.

These amendments are based upon the fact that the Board licenses physicians in this state but does not certify or otherwise authorize them to practice in this state, nor does the Board certify physicians, who are licensed in this state, in specialties or areas of practice.

Certification by physicians in this state is done by a member board of the American Board of Medical Specialties.

Consequently, the Board offers the following amendments to A.B. 79.

Amend Section 1, subsection 9(c) as follows: "Provider of health care" means any physician or other person who is licensed [certified or otherwise authorized] in this state or is licensed, certified or otherwise authorized by any other state to provide any health care service.

Amend Section 7, subsection 2 as follows: Certified or is eligible for certification by [the Board of Medical Examiners] a member board of the American Board of Medical Specialties in the same or similar area of practice as is the health care service that is the subject of a final adverse determination.

Thank you for your consideration.

MEMORANDUM

TO:

CHAIRMAN GOLDWATER

FROM:

KEITH L. LEE

SUBJECT:

A.B. 79

DATE:

FEBRUARY 12, 2003

The State Board of Medical Examiners does not and cannot certify doctors as to areas or specialties of practice. The Board licenses doctors if they meet all the qualifications. Certifications are done by specific boards of the American Board of Medical Specialties. I believe you can accomplish what you wish by the following amendment to A.B. 79.

Amend Section 7, lines 6-3 and 6-4 by deleting "the Board of Medical Examiners" and inserting in lieu thereof "a member board of the American Board of Medical Specialties."

Please let me know your thoughts on this suggestion and let me know if I can be of further assistance.

Thank you.