

I Mina'trentai Ocho Na Liheslaturan Guåhan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	FISCAL NOTES	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	NOTES
302-38 (COR)	Sabrina Salas Matanane Christopher M. Dueñas Eulogio Shawn Gumataotao William A. Parkinson Jesse A. Lujan Joe S. San Agustin V. Anthony Ada Frank F. Blas, Jr. Vincent A.V. Borja	AN ACT TO AMEND §12206.2, §12206.3, §12206.4, §12206.5, §12206.6 AND § 12207 OF ARTICLE 2, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, AS AMENDED BY P.L. 38-107 RELATIVE TO STRENGTHENING LICENSURE REQUIREMENTS, EXPANDING PRACTICE SETTINGS TO INCLUDE BOTH PUBLIC AND PRIVATE HEALTHCARE FACILITIES, MANDATING SUPERVISION AND PROGRESSIVE ASSESSMENT, AND UPDATING ENFORCEMENT PROVISIONS FOR INTERNATIONALLY TRAINED PHYSICIANS.	4/7/26 4:35 p.m. 4/8/26 10:38 a.m.						

I MINA'TRENTAI OCHO NA LIHESLATURAN GUAHAN
2026 (SECOND) Regular Session

Bill No. 302-38 (COR)

Introduced By:

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AN ACT TO AMEND §12206.2, §12206.3, §12206.4, §12206.5, §12206.6 AND § 12207 OF ARTICLE 2, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, AS AMENDED BY P.L. 38-107 RELATIVE TO STRENGTHENING LICENSURE REQUIREMENTS EXPANDING PRACTICE SETTINGS TO INCLUDE BOTH PUBLIC AND PRIVATE HEALTHCARE FACILITIES, MANDATING SUPERVISION AND PROGRESSIVE ASSESSMENT, AND UPDATING ENFORCEMENT PROVISIONS FOR INTERNATIONALLY TRAINED PHYSICIANS.

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Mina'trentai Ocho Na*
3 *Liheslaturan Guåhan* finds that Guam continues to face a critical shortage of
4 licensed physicians, particularly in specialized fields of medicine. This shortage
5 disproportionately affects the island's ability to provide timely, high-quality

1 healthcare to its residents, often necessitating off-island referrals that increase costs
2 for families and the government. According to the Association of American Medical
3 Colleges, the United States is projected to face a shortage of up to 86,000 physicians
4 by 2036, a trend that is amplified in isolated jurisdictions like Guam where
5 recruitment and retention of U.S.-trained medical professionals remain persistent
6 challenges.

7 *I Liheslaturan Guåhan* further finds that internationally trained physicians
8 (ITPs) represent a highly skilled and underutilized resource that can significantly
9 alleviate these provider gaps. However, the current regulatory framework for
10 integrating these professionals into Guam's healthcare system requires
11 modernization to ensure both increased access to care and the maintenance of
12 rigorous clinical standards. Research from the Journal of the American Medical
13 Association indicates that patients treated by international medical graduates often
14 have equivalent or superior clinical outcomes compared to those treated by domestic
15 graduates, provided that standardized certification and oversight mechanisms are in
16 place.

17 To ensure the safety and competency of the medical workforce, *I Liheslaturan*
18 *Guåhan* finds it necessary to align Guam's licensure requirements for ITPs with
19 emerging national models. Several states, including Georgia and Tennessee, have
20 recently enacted legislation to create provisional licensure pathways for

1 internationally trained doctors. For instance, Georgia Senate Bill 427 established a
2 limited provisional license for ITPs who have completed substantially similar post-
3 graduate training and maintain active certification from the Educational Commission
4 for Foreign Medical Graduates (ECFMG). By requiring ECFMG certification and
5 the successful passage of the United States Medical Licensing Examination
6 (USMLE), Guam can ensure that all practicing physicians meet a uniform baseline
7 of medical knowledge and clinical skill.

8 *I Liheslaturan Guåhan* also finds that a structured period of supervision is
9 essential for the successful integration of ITPs into the local medical community.
10 Establishing a two-year provisional licensure period allows for continuous
11 observation and progressive assessment by board-certified physicians. This model,
12 supported by the Accreditation Council for Graduate Medical Education (ACGME)
13 standards, ensures that ITPs are evaluated using validated tools before transitioning
14 to full, unrestricted licensure. Furthermore, expanding the scope of practice for ITPs
15 to include both public and private healthcare settings will maximize the impact of
16 this policy, ensuring that all sectors of Guam's healthcare infrastructure benefit from
17 increased provider capacity.

18 It is the intent of *I Liheslaturan Guåhan* to establish a rigorous yet accessible
19 pathway for internationally trained physicians to practice in Guam. This legislation
20 seeks to mandate high standards of education and prior clinical experience, including

1 at least three years of full-time practice in a specific specialty and recent clinical
2 activity. By requiring supervision by Guam-licensed, board-certified physicians in
3 the same specialty, *I Liheslaturan Guåhan* intends to safeguard patient safety while
4 expanding the availability of specialized medical services in both the public and
5 private sectors.

6 References:

7 - Association of American Medical Colleges, "The Complexities of
8 Physician Supply and Demand: Projections From 2021 to 2036," 2024.

9 - Georgia General Assembly, "Senate Bill 427 - Physicians; limited
10 provisional licenses and a pathway to licensure for certain internationally
11 trained physicians," 2024.

12 - Journal of the American Medical Association (JAMA), "Quality of
13 Care Delivered by General Internists Who Graduated From Foreign Medical
14 Schools," 2017.

15 - Tennessee General Assembly, "Public Chapter No. 311 (HB 1312/SB
16 1451) - Relative to the Board of Medical Examiners," 2023.

17 - Educational Commission for Foreign Medical Graduates (ECFMG),
18 "Requirements for Certification for 2024-2025," 2024.

19 - Accreditation Council for Graduate Medical Education (ACGME),
20 "Common Program Requirements," 2023.

1 **Section 2. § 12206.2 of Article 2, Chapter 12, Title 10, Guam Code**

2 **Annotated, is hereby amended to read:**

3 "§12206.2. Internationally-Trained Physicians (ITPs) Interim Provisional
4 License.

5 (a) The Guam Board of Medical Examiners (GBME) may issue an Interim
6 Provisional License, ~~a limited licensed,~~ to an Internationally-Trained
7 Physician (ITPs) to practice medicine ~~to a physician~~ when the Board has
8 received satisfactory verification of all of the following requirements:

9 (1) The applicant has been offered employment as a physician at a
10 government of Guam-funded healthcare facility, such as but not limited
11 to Guam Memorial Hospital Authority (GMHA), Department of Public
12 Health Social Services (DPHSS), Federally Qualified Health Centers
13 (FQHCs), or the Guam Behavioral Health and Wellness Center
14 (GBHWC); as well as any licensed healthcare facility in Guam
15 including private hospitals, private clinics, and private healthcare
16 facilities.

17 (2) The applicant ~~has~~ holds a current and active license in good standing
18 to practice medicine in a foreign country.

19 (3) ~~The applicant previously completed at least one hundred thirty (130)~~
20 ~~weeks of medical education at a medical school listed in the World~~

1 ~~Directory of Medical Schools and is certified by the Educational~~
2 ~~Commission for Foreign Medical Graduates or its Board-approved~~
3 ~~successor(s), or by an equivalent Board-approved entity, and meets one~~
4 ~~of the following requirements:~~

5 ~~(A) The applicant has completed three (3) years of progressive~~
6 ~~postgraduate training in a graduate medical education program~~
7 ~~approved by the applicant's country of licensure;~~

8 The applicant has satisfied all of the following education, certification,
9 and examination requirements:

10 (A) The applicant has graduated from a medical school
11 recognized by the World Directory of Medical Schools
12 (WDMS), having completed at least one hundred thirty (130)
13 weeks of medical education at such institution;

14 (B) The applicant holds a current, valid certification issued by
15 the Educational Commission for Foreign Medical Graduates
16 (ECFMG), or its Board-approved successor or equivalent,
17 which certification shall require passage of all parts of the
18 United States Medical Licensing Examination® (USMLE®);
19 and

1 (C) The applicant has completed at least three (3) years of
2 progressive postgraduate training in a graduate medical
3 education program approved by the applicant's country of
4 licensure.

5 (4) The applicant has demonstrated competency to practice medicine in
6 one of the following ways:

7 (A) Successfully passed each part of the United States Medical
8 Licensing Examination (USMLE); and ~~or an equivalent~~
9 ~~examination recognized by the Board; or~~

10 (B) ~~Successfully passed each part of a nationally recognized~~
11 ~~standard medical licensing examination from a country that is~~
12 ~~Board approved and that meets all of the following~~
13 ~~requirements:~~

14 ~~(i) Tests for the ability to practice medicine;~~

15 ~~(ii) Tests for medical knowledge, skills, and understanding of~~
16 ~~clinical science essential for providing patient care;~~

17 ~~(iii) Tests for communication and interpersonal skills; and~~

18 ~~(iv) Includes an interactive testing component; or~~

19 ~~(C) Received specialty board certification as approved by any of~~
20 ~~the following:~~

- 1 (i) The American Board of Medical Specialties;
- 2 (ii) The Bureau of Osteopathic Specialists of the American
- 3 Osteopathic Association;
- 4 (iii) The Royal College of Physicians and Surgeons of
- 5 Canada; or
- 6 (iv) Any other specialty board recognized pursuant to rules
- 7 adopted by the Board; ~~or~~ and

8 ~~(D) Submits to a comprehensive assessment demonstrating~~

9 ~~clinical competence by a program approved by the Board.~~

10 ~~Alternatively, the Board may waive this requirement and issue a~~

11 ~~temporary license, requiring the applicant to successfully pass a~~

12 ~~Post-Licensure Assessment System, such as the Special Purpose~~

13 ~~Examination (SPEX), within one (1) year from the date of Board~~

14 ~~approval.~~

15 The applicant has demonstrated evidence of substantially similar

16 post-graduate training based on national standards for United

17 States-based Graduate Medical Education (GME), as determined

18 by the Board to be consistent with Accreditation Council for

19 Graduate Medical Education (ACGME) standards.

1 (5) The applicant holds an unrestricted medical license in another
2 country and has completed at least three (3) years of full-time clinical
3 practice in the same specialty in which the physician plans to practice
4 in Guam.

5 ~~(5)~~(6) The applicant has not had a license revoked, suspended,
6 restricted, denied, or otherwise acted against in any jurisdiction and is
7 not the subject of any pending investigations, in whole or in part.

8 ~~(6)~~(7) The applicant does not have any convictions involving violations
9 of medical practice law or a conviction substantially equivalent to a
10 felony. The applicant shall submit to a background check from both the
11 jurisdiction of prior licensure and the Federal Bureau of Investigation
12 (FBI).

13 ~~(7)~~(8) The applicant has demonstrated proficiency in English through a
14 standardized assessment, documentation of medical education
15 completed entirely in English, or other evidence accepted by the Board.

16 ~~(8)~~(9) The applicant is legally authorized to work in the United States.
17 An applicant may apply for an ITP License before receiving federal
18 work authorization, but may not begin employment at government of
19 Guam-funded healthcare facilities or licensed healthcare facilities in

1 ~~Guam~~ until receiving legal work authorization and ~~is issued a License~~
2 ~~by the Board~~ a License is issued by the Board.

3 ~~(9)~~(10) The applicant must submit an application and pay a fee in
4 accordance with rules adopted by the Board.

5 (A) If an applicant has not engaged in clinical practice for a
6 period of twenty-four (24) or more consecutive months at the
7 time the Board receives the application, the applicant shall
8 complete a ~~physical reentry program approved by the Board in~~
9 ~~the United States~~ Board-approved clinical reentry program in the
10 United States that includes supervised clinical training and
11 competency assessment prior to being eligible for an Interim
12 Provisional License under this Article.

13 (11) An ITP licensed under this Section shall practice only within the
14 specialty or subspecialty in which the physician is licensed and
15 certified. An ITP shall not practice in any other specialty or
16 subspecialty. During the Interim Provisional License period, the ITP
17 shall practice under the continuous supervision of a physician who
18 holds a valid, unrestricted license to practice medicine in the United
19 States and who is board-certified in the same specialty as the ITP."

1 **Section 3. § 12206.3 of Article 2, Chapter 12, Title 10, Guam Code**

2 **Annotated, is hereby amended to read:**

3 "§12206.3. Interim Provisional License to Permanent ~~Limited~~ License.

4 (a) An Interim Provisional License holder shall be eligible for a
5 Permanent ~~Limited~~ License, subject to Section (e) and (f) of this
6 §12206.3, after completing at least three (3) years of practice under the
7 Interim Provisional License, if the licensee:

8 (1) Has successfully completed the assessment and evaluation
9 requirements of ~~§12256~~ 12206.2;

10 (2) Has received an attestation from the participating healthcare
11 facility that the licensee has demonstrated competence to practice
12 independently in all the current areas of the general competency
13 domains;

14 ~~(3) Has achieved a passing score on Step 3 of the USMLE within~~
15 ~~three (3) attempts;~~

16 ~~(4)~~(3) Has maintained the Interim Provisional License in good
17 standing with no disciplinary actions;

18 ~~(5)~~(4) Has complied with all terms and conditions of the Interim
19 Provisional License; and

1 ~~(6)~~(5) Has submitted a complete application and paid the
2 applicable fee.

3 (b) A Permanent ~~Limited~~ License issued pursuant to this Section shall
4 authorize the holder to practice medicine with full clinical autonomy,
5 without direct supervision, ~~but only at government of Guam funded~~
6 ~~healthcare facilities approved by the Board~~ at any licensed healthcare
7 facility in Guam, including both public and private healthcare settings,
8 within the specialty or subspecialty in which the physician is licensed
9 and certified.

10 (c) A Permanent ~~Limited~~ License holder shall not be eligible for:

11 ~~(1) Conversion to a full and unrestricted license to practice~~
12 ~~medicine;~~

13 ~~(2) Practice at private hospitals, private clinics, or private~~
14 ~~healthcare facilities;~~

15 ~~(3) Participation in the Interstate Medical Licensure Compact;~~

16 ~~or~~

17 ~~(4) Any other license category that would permit practice outside~~
18 ~~of government of Guam funded healthcare facilities.~~

19 ~~(d)~~(c) The Board may, in its discretion, require additional supervised
20 practice or remediation if the Board determines that the applicant has

1 not demonstrated competence in one or more of the current general
2 competency domains.

3 ~~(e)(d)~~ A Permanent ~~Limited~~ License shall be subject to renewal in
4 accordance with the same schedule and requirements applicable to full
5 and unrestricted licenses, provided that the restriction to ~~government of~~
6 ~~Guam-funded healthcare facilities shall remain in effect permanently~~
7 ~~and shall not be removed or modified.~~ the specialty or subspecialty in
8 which the physician is licensed and certified shall remain in effect and
9 shall not be removed or modified except upon application to and
10 approval by the Board.

11 ~~(f)(e)~~ During the first two (2) years of the Interim Provisional License
12 period, and before any issuance of a Permanent ~~Limited~~ License
13 pursuant to this Section, an ITP shall practice under the direct
14 supervision of a Guam-licensed, board-certified physician in the same
15 or similar specialty. Supervision shall include ongoing evaluation and
16 progressive responsibility, consistent with the standards established by
17 the Accreditation Council for Graduate Medical Education (ACGME).
18 The supervising physician shall submit written evaluations to the Board
19 at six (6)-month intervals during the supervised period.

1 (g)(f) During the provisional licensure period, and before any issuance
2 of a Permanent License pursuant to this Section, the ITP shall be subject
3 to continuous observation and assessment by board-certified
4 physicians. Such assessment shall utilize tools developed by or
5 consistent with standards of Accreditation Council for Graduate
6 Medical Education (ACGME)-accredited training programs. The
7 Board shall establish, by rule, the specific assessment tools, evaluation
8 criteria, and documentation requirements for the supervised provisional
9 period.

10 (g) At such time that all the requirements as enumerated in this Section
11 are met, The Guam Board of Medical Examiners (GBME) shall issue a
12 Permanent License to an Internationally-Trained Physician (ITP) to
13 practice medicine on Guam within ninety (90) days; such license shall
14 be maintained in good standing pursuant to the Guam Board of Medical
15 Examiners (GBME)."

16 **Section 4. § 12206.4 of Article 2, Chapter 12, Title 10, Guam Code**
17 **Annotated, is hereby amended to read:**

18 "§ 12206.4. Enforcement and Disciplinary Authority.

19 (a) Holders of an Interim Provisional or Permanent ~~Limited~~ License
20 issued pursuant to this Article shall be subject to the same disciplinary

1 authority of the Board as holders of full and unrestricted licenses,
2 including but not limited to suspension, revocation, and imposition of
3 conditions.

4 ~~(b) An Interim Provisional or Permanent Limited License shall be~~
5 ~~automatically suspended if the licensee ceases to be employed by a~~
6 ~~government of Guam funded healthcare facility approved by the Board.~~

7 ~~(e)~~(b) The Board may immediately suspend an Interim Provisional
8 License or Permanent ~~Limited~~ License if the Board determines that
9 continued practice poses an imminent risk to patient safety.

10 ~~(d) The holder of the Interim Provisional License or Permanent Limited~~
11 ~~License shall not practice medicine outside the confines of government~~
12 ~~of Guam funded healthcare facilities. A violation of this provision is~~
13 ~~subject to penalties under Guam law, including fines not to exceed Five~~
14 ~~Hundred Dollars (\$500.00) per offense, and may result in revocation of~~
15 ~~the License by the Board. The Board may, at its discretion, revoke the~~
16 ~~License at any time.~~

17 (c) The holder of an Interim Provisional License or Permanent Limited
18 License shall not practice medicine outside the specialty or subspecialty
19 in which the physician is licensed and certified under this Article. A
20 violation of this provision is subject to penalties under Guam law,

1 including fines not to exceed Ten Thousand Dollars (\$10,000.00) per
2 offense, and shall be subject to disciplinary action by the Board,
3 including suspension or revocation of the License. The Board may, at
4 its discretion, impose additional conditions, restrictions, or revoke the
5 License at any time.

6 ~~(e)~~(d) An Interim Provisional License or Permanent ~~Limited~~ License
7 shall become inactive if its holder ~~ceases employment with the~~
8 ~~government of Guam funded healthcare facilities~~ ceases active medical
9 practice in Guam.

10 ~~(f)~~(e) The Board shall retain jurisdiction over the holder of inactive
11 Licenses.

12 ~~(g)~~(f) The Board, in coordination with the DPHSS' Health Professional
13 Licensing Office (HPLO), shall collect and evaluate data on the
14 implementation and success of this pathway to licensure, including, at
15 a minimum:

- 16 (1) The number of applicants for licensure under this Section;
- 17 (2) The number of licenses issued and denied;
- 18 (3) Reasons for denial of applications;
- 19 (4) The applicant's licensing country and medical education
20 background;

1 (5) The number of Interim Provisional and Permanent ~~Limited~~
2 Licenses granted following completion of each pathway;

3 (6) The number of complaints or disciplinary actions involving
4 ITP License holders;

5 (7) The specialties and practice settings of applicants; and

6 (8) The geographic distribution of licensees practicing in Guam.

7 ~~(h)~~(g) On or before December 1 of each year, the Board shall report the
8 information collected pursuant to ~~(g)~~(f) to *I Maga'håga /-Maga'lahi*
9 *Maga'låhen Guåhan* and the Speaker of *I Liheslaturan Guåhan*."

10 **Section 5. § 12206.5 of Article 2, Chapter 12, Title 10, Guam Code**

11 **Annotated, is hereby amended to read:**

12 "§ 12206.5. Determination of Need Requirement.

13 ~~As part of offering employment to an ITP, the hiring authority of the government of~~
14 ~~Guam funded healthcare facility such as the CEO/Administrator of GMH, the~~
15 ~~Director of the DPHSS, the Chief Executive Officer of the FQHCs as applicable, or~~
16 ~~the Director of GBHWC upon receiving approval, as applicable, from their~~
17 ~~respective board or council, shall demonstrate the need to hire an ITP to provide~~
18 ~~adequate coverage in the provision of medical care at their healthcare agency. Any~~
19 ~~healthcare facility, whether public or private, including but not limited to the~~
20 ~~CEO/Administrator of GMH, the Director of the DPHSS, the Chief Executive~~

1 Officer of the FQHCs as applicable, the Director of GBHWC, or the chief executive
2 officer, administrator, or equivalent officer of any private hospital, private clinic, or
3 private healthcare facility, upon receiving approval, as applicable, from their
4 respective board or council, shall demonstrate the need to hire an ITP to provide
5 adequate coverage in the provision of medical care at their healthcare facility to the
6 Board by filing a Determination of Need statement that includes the following
7 attestations:

8 (a) There are not sufficient individuals able, willing, qualified, and available
9 at the location of employment with the ~~government of Guam funded~~
10 healthcare ~~agency~~ facility at the time of the offer; and

11 (b) The employment of the ITP will not adversely affect the wages and
12 working conditions of individuals similarly employed at the qualifying
13 location. A copy of the job offer for employment ~~with the government of~~
14 ~~Guam funded healthcare agency~~ must be submitted to the Board, along with
15 the filing of the Determination of Need statement.”

16 **Section 6. § 12206.6 of Article 2, Chapter 12, Title 10, Guam Code**
17 **Annotated, is hereby *amended* to read:**

18 "§ 12206.6. Rulemaking.

19 (a) The Board shall, within ninety (90) days upon enactment of this
20 Section, adopt rules necessary to issue an ITP License. The Board is

1 authorized to develop the Internationally-Trained Physicians Interim
2 Provisional License and Permanent ~~Limited~~ License pathway, to
3 include, but not limited to, the rules and regulations governing the
4 application, supervision, management, and execution of the
5 Internationally-Trained Physicians program. The Board shall be
6 guided, at a minimum, by the latest Federation of State Medical Boards
7 general competencies endorsed by the Coalition of Physician
8 Accountability.

9 (b) The Board shall provide for the issuance of an ITP Interim
10 Provisional License for a term not to exceed four (4) years from the
11 date of issuance. An ITP may apply for a Permanent ~~Limited~~ License
12 during the third year of the ITP's service. If granted, the Permanent
13 ~~Limited~~ License shall be valid for the remainder of the initial four (4)-
14 year term. It may be extended for one (1) additional term not to exceed
15 two (2) years, for a total period not to exceed six (6) years.

16 ~~(c) The Board shall work with government of Guam funded healthcare~~
17 ~~facilities, starting with GMH and the HPLO of DPHSS, for the first~~
18 ~~eighteen (18) months following the enactment of this provision, to offer~~
19 ~~employment to an ITP at GMH. After the eighteen (18) month period~~
20 ~~has elapsed, the Board shall accept applications from other government~~

1 of ~~Guam-funded healthcare facilities.~~ The Board shall accept
2 applications from all licensed healthcare facilities in Guam, including
3 both government of Guam-funded healthcare facilities and private
4 healthcare facilities, upon the effective date of this Act.

5 (d) The Board shall issue an Interim Provisional License or Permanent
6 ~~Limited~~ License to ITPs who meet the requirements. The Board shall
7 approve and grant exceptions to countries on a case-by-case basis,
8 provided all other requirements are met, and it is evident that the
9 employment of the ITP is to the benefit of the public.

10 (e) The Board shall, within ninety (90) days upon enactment of this
11 Section, adopt rules establishing standards for supervision and
12 progressive assessment of ITPs during the provisional licensure period.
13 Such rules shall, at a minimum, incorporate assessment tools developed
14 by or consistent with the standards of Accreditation Council for
15 Graduate Medical Education (ACGME)-accredited training programs,
16 and shall specify the qualifications required of supervising physicians,
17 the frequency and format of evaluations, and the criteria for advancing
18 an ITP to greater levels of clinical responsibility."

19 **Section 7. § 12207 of Chapter 12, Title 10, Guam Code Annotated, is**

20 **hereby *amended*, to read:**

1 **“§ 12207. Licensure by Endorsement and Temporary and Special**

2 **Licensure.**

3 (a) Licensure Without Examination. The Board is authorized, at its
4 discretion, to issue a license by endorsement to an applicant who:

5 (1) has complied with all current medical licensing requirements save
6 that for examination;

7 (2) has passed a medical licensing examination given in English in
8 another state, the District of Columbia, a territory or possession of the
9 United States or Canada, provided the Board determines that
10 examination was equivalent to its own current examination;

11 (3) has a valid current medical license in another state, the District of
12 Columbia, a territory or possession of the United States or Canada;
13 and

14 (4) Required to take SPEX if last examination was taken more than
15 ten (10) years ago.

16 ~~(5) holds a valid certification issued by the Educational Commission~~
17 ~~for Foreign Medical Graduates (ECFMG) or its Board approved~~
18 ~~successor(s), or by an equivalent Board approved entity; and has~~
19 ~~passed a medical licensing examination comparable to the United~~

1 ~~States Medical Licensing Examination (USMLE), or another~~
2 ~~examination approved by the Board.~~

3 (b) Endorsement for Certified Applicants: The Board is authorized, at its
4 discretion, to issue a license by endorsement to an applicant who:

5 (1) has complied with all current medical licensing requirements save
6 that for examination; and

7 (2) has passed the examination of and been certified by a certifying
8 agency recognized by the Board (e.g., the National Board of Medical
9 Examiners or the National Board of Examiners for Osteopathic
10 Physicians and Surgeons), provided the Board determines that
11 examination was equivalent to its own current examination and was
12 not a specialty board examination.

13 ~~(3) has passed an international medical licensing examination~~
14 ~~comparable to the USMLE, as determined by the Board, and is~~
15 ~~verified by the ECFMG or its Board approved successor(s), or by an~~
16 ~~equivalent Board approved entity.~~

17 (c) Endorsement Examination: Notwithstanding any other provisions of the
18 act, the Board is authorized to require applicants for full and unrestricted
19 medical licensure by endorsement who have not been formally tested by a
20 United States or Canadian medical licensing jurisdiction, or a comparable

1 international medical licensing exam, a Board-approved medical certifying
2 agency or a Board-approved medical specialty board within a specific period
3 of time before application (e.g. eight (8) or ten (10) years to pass a written
4 and/or oral medical examination approved by the Board for that purpose.)

5 ~~(d) Provisional License—Foreign Medical Graduates. Notwithstanding~~
6 ~~subsections (a) and (b), the Board may require an applicant who completed~~
7 ~~postgraduate training outside an Accreditation Council for Graduate Medical~~
8 ~~Education (ACGME) accredited program, to complete a period of~~
9 ~~supervised provisional licensure prior to issuance of unrestricted licensure.~~

10 ~~(1) A provisional license issued pursuant to this subsection shall be~~
11 ~~limited to practice under supervision in an approved facility;~~

12 ~~(2) During the provisional licensure period, the applicant shall not~~
13 ~~engage in independent practice and shall practice only within the~~
14 ~~scope approved by the Board and supervising physician. The Board~~
15 ~~may impose reasonable limitations on clinical privileges, procedural~~
16 ~~authority, prescribing authority, on-call responsibilities, and other~~
17 ~~practice activities as necessary to ensure patient safety;~~

18 ~~(3) The applicant shall submit a Board-approved supervision plan~~
19 ~~identifying the supervising physician(s), scope of practice, and~~

1 ~~evaluation schedule, a method of oversight, including frequency of~~
2 ~~review and documentation requirements;~~

3 ~~(4) The provisional period shall not exceed twelve (12) months,~~
4 ~~renewable once for good cause; and~~

5 ~~(5) Conversion to unrestricted licensure shall require documented~~
6 ~~competency-based evaluations.~~

7 ~~(6) The applicant shall demonstrate not less than three (3) years of~~
8 ~~independent clinical practice experience in the applicant's area of~~
9 ~~specialty, completed after the completion of postgraduate medical~~
10 ~~training. Such experience shall be verified in a manner prescribed by~~
11 ~~the Board. Experience obtained solely as a medical officer, intern, or~~
12 ~~house officer shall not satisfy this requirement unless the Board~~
13 ~~determines that such experience involved independent clinical~~
14 ~~responsibility consistent with specialty practice standards. This~~
15 ~~subsection shall not apply to applicants for, or licenses issued under,~~
16 ~~§§ 12206.2 through 12206.7.~~

17 ~~(7) The applicant shall demonstrate active clinical practice within the~~
18 ~~five (5) years immediately preceding the date of application. The~~
19 ~~Board may, for good cause shown, waive or modify this requirement~~
20 ~~if the applicant demonstrates continued clinical competency through~~

1 ~~additional training, education, or assessment acceptable to the Board.~~

2 ~~This subsection shall not apply to applicants for, or licenses issued~~

3 ~~under, §§ 12206.2 through 12206.7.”~~

4 ~~(e)~~(d) Temporary Licensure. The Board is authorized to establish regulations
5 for issuance of a temporary medical license for the intervals between Board
6 meetings. Such a license should:

7 (1) be granted only to an applicant demonstrably qualified for a full
8 and unrestricted medical license under the requirements set by the
9 Medical Practice Act and the regulations of the Board; and

10 (2) automatically terminate on the date of the next Board meeting at
11 which the holder could be considered for a full and unrestricted
12 medical license.

13 ~~(f)~~(e) Special Purpose License to Practice Medicine Across Guam/State
14 Lines. The Board is authorized, at its discretion, to issue a special purpose
15 license to practice medicine across Guam lines to an applicant who:

16 (1) holds a full and unrestricted license to practice in at least one (1)
17 other state or United States jurisdiction;

18 (2) has not had previous disciplinary or other action taken against him
19 or her by any state or jurisdiction; and

1 (3) must be at least qualified to be licensed in Guam. Exceptions to
2 the special purpose license to practice medicine across Guam lines
3 include the following:

4 (A) the practice of medicine across state lines by a licensed
5 physician on an irregular or infrequent basis, provided such
6 practice occurs less than once a week or involves less than one
7 percent (1%) of the physician's diagnostic or therapeutic
8 practice;

9 (B) the informal practice of medicine by a licensed physician is
10 without compensation or expectation of compensation. (The
11 practice of medicine conducted within the parameters of a
12 contractual relationship shall not be considered informal and
13 shall be subject to regulation by the Guam Board of Medical
14 Examiners.);

15 (C) physician specialist, or field of authority is not available
16 locally; and

17 (D) the practice of medicine in terms of diagnosis and treatment
18 of a patient is under the responsibility of a locally licensed
19 physician.

1 ~~(g)~~(f) Special Licensure. The Board is authorized to issue conditional,
2 restricted or otherwise circumscribed licenses as it determines necessary.

3 ~~(h)~~(g) Military Limited Volunteer Medical License.

4 (1) A physician who practices medicine on Guam under a license
5 issued pursuant to this Subsection may only practice at the
6 Department of Public Health and Social Services, the Guam Memorial
7 Hospital Authority, the Community Health Centers, or a clinic or
8 outreach event that primarily provides services for indigent
9 populations, and the physician shall not receive direct or indirect
10 compensation or payment of anything of monetary value in exchange
11 for the medical services rendered by the physician to the indigent
12 patients.

13 (2) The Board is authorized to issue a Military Limited Volunteer
14 Medical License to an applicant who:

15 (A) is licensed and in good standing as a physician in another
16 state;

17 (B) maintains credentials within the military credentialing
18 system and authorizes the Guam based Military Credentialing
19 Office to provide to the Guam Board of Medical Examiners the

1 required verification documents and military commander's
2 approval; and

3 (C) agrees to be subject to Board rules and regulations,
4 including those regarding disciplinary action, license
5 registration and renewal, and continuing medical education,
6 throughout the duration of the Military Limited Volunteer
7 Medical licensure.

8 (3) A Military Limited Volunteer Medical License shall be issued

9 (A) at no charge to the applicant,

10 (B) be valid for a period of two (2) years, and

11 (C) may be renewed and maintained according to registration
12 requirements as prescribed by the Board.

13 (4) The license shall be in effect upon receipt of the application packet
14 by the Guam Board of Medical Examiners subject to final review.

15 This presumptive eligibility for licensure is contingent upon:

16 (A) the appropriate military commander's authorization
17 allowing the physician to practice in the community, and

18 (B) the appropriate collaborative sharing of information
19 between the Military Credentialing Office and the Guam Board
20 of Medical Examiners."

1 **Section 8. Severability.** If any provision of this Act or its application to any
2 person or circumstance is found to be invalid or inorganic, such invalidity shall not
3 affect other provisions or applications of this Act that can be given effect without the
4 invalid provision or application, and to this end the provisions of this Act are
5 severable.

6 **Section 9. Effective Date.** This Act shall take effect upon enactment.