

1 21 NCAC 32B .1350 is proposed for amendment as follows:

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3 **21 NCAC 32B .1350 REINSTATEMENT OF PHYSICIAN LICENSE**

4 (a) "Reinstatement" is for a physician who has held a North Carolina License, but whose license either has been
5 inactive for more than one year, or whose license became inactive as a result of disciplinary action (revocation or
6 suspension) taken by the Board. It also applies to a physician who has surrendered a license prior to charges being
7 filed by the Board.

8 (b) All applicants for reinstatement shall:

- 9 (1) submit a completed application which can be found on the Board's website in the application
10 section at <http://www.ncmedboard.org/licensing>, attesting under oath or affirmation that
11 information on the application is true and complete, and authorizing the release to the Board of all
12 information pertaining to the application;
- 13 (2) submit documentation of a legal name change, if applicable;
- 14 (3) supply a certified copy of the applicant's birth certificate if the applicant was born in the United
15 States or a certified copy of a valid and unexpired U.S. passport. If the applicant does not possess
16 proof of U.S. citizenship, the applicant shall provide information about the applicant's immigration
17 and work status which the Board shall use to verify the applicant's ability to work lawfully in the
18 United States. Applicants who are not present in the U.S. and who do not plan to practice
19 physically in the US shall submit a written statement to that effect.
- 20 (4) furnish an original ECFMG certification status report of a currently valid certification of the
21 ECFMG if the applicant is a graduate of a medical school other than those approved by LCME,
22 AOA, COCA, or CACMS. The ECFMG certification status report requirement shall be waived if:
- 23 (A) the applicant has passed the ECFMG examination and successfully completed an
24 approved Fifth Pathway program (original ECFMG score transcript from the ECFMG
25 required); or
- 26 (B) the applicant has been licensed in another state on the basis of a written examination
27 before the establishment of the ECFMG in 1958;
- 28 (5) submit the AMA Physician Profile; and, if the applicant is an osteopathic physician, also submit
29 the AOA Physician Profile;
- 30 ~~(6) submit a NPDB/HIPDB report dated within 60 days of the application's submission;~~
- 31 ~~(7) submit a FSMB Board Action Data Bank report;~~
- 32 ~~(8)~~(6) submit documentation of CME obtained in the last three years, upon request;
- 33 ~~(9)~~(7) submit two completed fingerprint cards supplied by the Board;
- 34 ~~(10)~~(8) submit a signed consent form allowing a search of local, state, and national files to disclose any
35 criminal record;
- 36 ~~(11)~~(9) provide two original references from persons with no family or material relationship to the
37 applicant. These references shall be:

- 1 (A) from physicians who have observed the applicant's work in a clinical environment within
2 the past three years;
- 3 (B) on forms supplied by the Board;
- 4 (C) dated within six months of submission of the application; and
- 5 (D) bearing the original signature of the author;
- 6 ~~(13)~~(10) pay to the Board a non-refundable fee pursuant to G.S. 90-13.1(a), plus the cost of a criminal
7 background check; and
- 8 ~~(13)~~(11) upon request, supply any additional information the Board deems necessary to evaluate the
9 applicant's qualifications.

10 (c) In addition to the requirements of Paragraph (b) of this Rule, the applicant shall submit proof that the applicant
11 has:

- 12 (1) within the past 10 years taken and passed either:
- 13 (A) an exam listed in G.S. 90-10.1 (a state board licensing examination; NBME; NBOME;
14 USMLE; FLEX; COMLEX; or MCCQE or their successors);
- 15 (B) SPEX (with a score of 75 or higher); or
- 16 (C) COMVEX (with a score of 75 or higher);
- 17 (2) within the past ten years:
- 18 (A) obtained certification or recertification of CAQ by a specialty board recognized by the
19 ABMS, CCFP, FRCP, ~~FRCS or AOA~~; FRCS, AOA or ABOMS; or
- 20 (B) met requirements for ABMS MOC (maintenance or certification) or AOA OCC
21 (Osteopathic continuous Certification);
- 22 (3) within the past 10 years completed GME approved by ACGME, CFPC, RCPSC or AOA; or
- 23 (4) within the past three years completed CME as required by 21 NCAC 32R .0101(a), .0101(b), and
24 .0102.

25 (d) All reports shall be submitted directly to the Board from the primary source, when possible. If a primary source
26 verification is not possible, then a third party verification shall be submitted.

27 (e) An applicant shall be required to appear in person for an interview with the Board or its agent to evaluate the
28 applicant's competence and character if the Board needs more information to complete the application.

29 (f) An application must be complete within one year of submission. If not, the applicant shall be charged another
30 application fee plus the cost of another criminal background check.

31 (g) Notwithstanding the above provisions of this Rule, the licensure requirements established by rule at the time the
32 applicant first received his or her equivalent North Carolina license shall apply. Information about these Rules is
33 available from the Board.

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35 *History Note: Authority G.S. 90-8.1; 90-9.1; 90-10.1; 90-13.1;*

36 *Eff. August 1, 2010;*

37 *Amended Eff. September 1, 2014; November 1, 2013; November 1, 2011;*

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Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1, 2016.
Amended Eff. July 1, 2019.