

SENATE BILL REPORT

SB 5118

As of January 29, 2025

Title: An act relating to updating the requirements for the clinical experience license for international medical graduates.

Brief Description: Updating the requirements for the clinical experience license for international medical graduates.

Sponsors: Senators Valdez, Orwall, Nobles, Saldaña and Stanford.

Brief History:

Committee Activity: Health & Long-Term Care: 1/31/25.

Brief Summary of Bill

- Removes the time-limited clinical experience license, and amends the limited licensure requirements for international medical graduates by removing the one year state residency requirement and passage of step three of the United States Medical Licensing Exam.
- Authorizes the Washington Medical Commission to elect to require alternative assessments for applicants experiencing hardship.

SENATE COMMITTEE ON HEALTH & LONG-TERM CARE

Staff: Rohan Bhattacharjee (786-7534)

Background: Clinical Experience License. The Washington Medical Commission (WMC) may issue a time-limited clinical experience license to an applicant who does not qualify for licensure as a United States or Canadian medical school graduate or as a beneficiary of the interstate medical licensure compact, provided that the applicant meets the required qualifications for limited licensure of international medical graduates (IMGs), for the purpose of gaining clinical experience at an approved facility or program.

This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not part of the legislation nor does it constitute a statement of legislative intent.

Limited Licensure of International Medical Graduates. WMC may issue limited licenses to IMGs upon nomination by the chief medical officer of any hospital, appropriate medical practice, the Department of Children, Youth, and Families (DCYF), the Department of Social and Health Services (DSHS), the Department of Corrections (DOC), or a county or city health department.

An appropriate medical practice is a practice that meets the following criteria:

- the practice is physically located in the state of Washington and is providing clinical care to Washington patients; or
- the practice falls within one of the following categories:
 1. is a practice setting within a federal system such as military, Indian health services, tribal health setting, or community health center; or
 2. is a practice setting that has three or more physicians for the purposes of delivering direct patient care; and has a quality review, improvement, and assurance program for practitioners.

An IMG applying for a limited license must:

- be a state resident for at least one year;
- provide proof of certification by the Educational Commission for Foreign Medical Graduates;
- pass the United States Medical Licensing Examination; and
- submit to the WMC background check as generally required of applicants.

An IMG practicing with a limited license may only practice within the nominating facility or organization, under the control of a licensed supervising physician of the same or substantially similar clinical specialty. An IMG must also file a practice agreement with WMC, between the IMG and the supervising physician. A supervising physician is limited to supervising two limited license holders, unless WMC grants an increase upon the supervising physician's request. A supervising physician must retain professional and personal responsibility for any act by a limited license holder that constitutes the practice of medicine or the practice of osteopathic medicine and surgery. A limited license for an IMG is valid for two years and may be renewed once by WMC upon application by the nominating entity.

Summary of Bill: Clinical Experience License. The statutory provision allowing WMC to issue a time-limited clinical experience license to an IMG is removed.

Limited Licensure of International Medical Graduates. Physician employment groups are added to the list of entities that may nominate an IMG to receive a limited license. The qualifications necessary for an IMG to be granted a limited license by WMC are revised as follows:

- the requirement that the applicant be a Washington resident for at least one year is removed; and

- applicants are no longer required to pass all steps of the United States Medical Licensing Examination but must only pass steps one and two.

WMC may elect to require alternative examinations, certifications, or assessments for those applicants experiencing hardship in providing necessary documentation for their application. Hardship may include refugee status, persecution in the home country of the applicant due to beliefs, ethnicity, or other demographic considerations. WMC may not consider the inability of the applicant to complete the certification and examination processes administered by the Educational Commission on Foreign Medical Graduates or the failure of required examinations as hardship for the purpose of allowing alternative examinations, certifications, or assessments.

An IMG must file a practice agreement with WMC, between the IMG and the supervising physician, prior to beginning practice. A supervising physician is limited to supervising four limited license holders instead of the present limit of two, unless WMC grants an increase upon the supervising physician's request. A limited license for an IMG is valid for two years and may be renewed up to three times by WMC upon application by the nominating entity, for a total of eight years.

An individual licensed and practicing under authority of this license is a full scope licensed physician for all purposes, including medical practice, employment role definition, malpractice coverage, credentialing, and insurance billing, unless disciplinary action limits the scope of a particular license.

Appropriation: None.

Fiscal Note: Available.

Creates Committee/Commission/Task Force that includes Legislative members: No.

Effective Date: Ninety days after adjournment of session in which bill is passed.