

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 58th Legislature (2021)

4 ENGROSSED SENATE
5 BILL NO. 100

By: Stanley of the Senate

and

Davis of the House

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9 An Act relating to podiatry; amending 59 O.S. 2011,
10 Section 144, as last amended by Section 6, Chapter
11 363, O.S.L. 2019 (59 O.S. Supp. 2020, Section 144),
12 which relates to examination for license; modifying
13 requirements for examination; and providing an
14 effective date.

15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. AMENDATORY 59 O.S. 2011, Section 144, as last
17 amended by Section 6, Chapter 363, O.S.L. 2019 (59 O.S. Supp. 2020,
18 Section 144), is amended to read as follows:

19 Section 144. A. The fee for examination for a license to
20 practice podiatric medicine in this state shall be One Hundred
21 Dollars (\$100.00). The Board of Podiatric Medical Examiners may
22 increase this fee by not more than an additional Two Hundred Dollars
23 (\$200.00). The examination for such license shall be given by the
24 Board. The Board may give the examination at any special meeting,
but shall not be required to do so. The Board may utilize the

1 National Board of Podiatric Examiners' National Board Examination
2 Part III as the written portion of the state licensing exam.

3 B. To be entitled to take the examination, a person shall:

4 1. File a written or electronic online application on a form
5 prescribed by the Board;

6 2. Pay to the secretary-treasurer of the Board in advance the
7 fee for examination;

8 3. Satisfy the Board that the person ~~is loyal to~~ legally
9 resides in the United States of America;

10 4. Be more than twenty-one (21) years of age;

11 5. Not have been convicted of any felony crime that
12 substantially relates to the practice of podiatric medicine and
13 poses a reasonable threat to public safety;

14 6. ~~Be free from contagious or infectious disease;~~

15 ~~7.~~ Be a graduate of an accredited college of podiatric
16 medicine; and

17 ~~8.~~ 7. Have complied with applicable Board rules.

18 C. An applicant satisfying the requirements of subsection B of
19 this section shall receive a license to practice podiatric medicine
20 in this state, to be issued by the Board, if the applicant:

21 1. Takes the examination administered or approved by the Board
22 and receives a passing score of at least seventy-five percent (75%)
23 on both the written and oral portions. An applicant receiving less
24 than a score of seventy-five percent (75%) on either the written or

1 oral portion of the examination shall be deemed to have failed the
2 entire examination;

3 2. Satisfactorily completes a podiatric surgical residency,
4 approved by the Council of Podiatric Medical Education of the
5 American Podiatric Medical Association, of not less than three (3)
6 years; provided, the provisions of this paragraph shall only apply
7 to applicants after March 1, 2018;

8 3. Satisfies the Board that the applicant has not violated any
9 of the provisions of the Podiatric Medicine Practice Act or any of
10 the rules of the Board; and

11 4. Satisfies the Board, in the case of any criminal conviction,
12 that the crime does not substantially relate to the practice of
13 podiatric medicine nor pose a reasonable threat to public safety, or
14 constitute an act of moral turpitude that would affect the practice
15 of podiatric medicine or public safety. For purposes of this
16 paragraph:

17 a. "substantially relate" means the nature of criminal
18 conduct for which the person was convicted has a
19 direct bearing on the fitness or ability to perform
20 one or more of the duties or responsibilities
21 necessarily related to the occupation, and

22 b. "pose a reasonable threat" means the nature of
23 criminal conduct for which the person was convicted
24 involved an act or threat of harm against another and

1 has a bearing on the fitness or ability to serve the
2 public or work with others in the occupation.

3 D. The examination administered or approved by the Board shall
4 include both a written and an oral portion, shall be administered in
5 the English language, and shall cover areas in anatomy, pathology,
6 podiatric medicine and surgery, dermatology, pharmacology,
7 biomechanics, anesthesia, radiology, Oklahoma law relating to
8 podiatric medicine, and such other subjects as the Board from time
9 to time determines necessary and appropriate. The Board may
10 authorize examination papers to be graded by one or more of its own
11 members or by any one or more licensed podiatric physicians selected
12 by the Board. Each license issued by the Board shall be signed by
13 each member of the Board, bear the seal of the Board, and designate
14 the licensee as a licensed podiatric physician.

15 E. The Board may issue a temporary license if the applicant:

16 1. Has met the requirements of subsection B of this section;

17 2. Takes the examination administered or approved by the Board
18 and receives a passing score of at least seventy-five percent (75%)
19 on both the written and oral portions. An applicant receiving less
20 than a score of seventy-five percent (75%) on either the written or
21 oral portion of the examination shall be deemed to have failed the
22 entire examination;

23 3. Is within ninety (90) days of completing or has completed a
24 podiatric surgical residency, approved by the Council of Podiatric

1 Medical Education of the American Podiatric Medical Association, of
2 not less than three (3) years; provided, the provisions of this
3 paragraph shall only apply to applicants after March 1, 2018; and

4 4. Satisfies the Board that the applicant has not violated any
5 of the provisions of the Podiatric Medicine Practice Act or any of
6 the rules of the Board.

7 SECTION 2. This act shall become effective November 1, 2021.

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9 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC HEALTH, dated 03/31/2021 -
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