

State of South Dakota

EIGHTIETH SESSION
LEGISLATIVE ASSEMBLY, 2005

841L0678

SENATE BILL NO. 162

Introduced by: Senator Dempster and Representative Miles

1 FOR AN ACT ENTITLED, An Act to revise the requirements for physician licensure under
2 certain circumstances.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 36-4-17 be amended to read as follows:

5 36-4-17. The examination required by this chapter shall be in writing. The questions on all
6 subjects shall be such as are answered alike by all schools of medicine or osteopathy. No license
7 may be refused any applicant because of adherence to any particular school of medicine. Each
8 applicant shall be required to attain an average percentage of at least seventy-five percent of
9 correct answers. Any applicant failing on such examination is eligible for a maximum of two
10 subsequent examinations upon payment of the required fee at any regular meeting of the Board
11 of Medical and Osteopathic Examiners or at such time and place as the board may designate.
12 Before taking the examination, the applicant shall pay to the secretary of the board a fee to be
13 set by the board in an amount not to exceed five hundred fifty dollars. The applicant must pass
14 all parts or steps of the examination within seven years. However, if the applicant is
15 board-certified by a board of the American Board of Medical Specialties, the Board of Medical
16 and Osteopathic Examiners may waive this requirement. The board may waive the requirements



1 of this section for an applicant if the licensure of that applicant supports a healthcare need in the
2 state that would otherwise not be met. All grades achieved shall be preserved by the secretary
3 of the board for a period of at least three years.