## Why do we license physicians?

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### **Purpose of Medical Licensure**

- Limiting the practice of medicine to qualified practitioners
- **Protecting the public** from the unprofessional, improper and incompetent practice of medicine
  - In supervised settings
  - In unsupervised practice

The practice of medicine is a privilege, not a right!

## Medical Licensure in the United States

Law for the regulation of "Surgeons, Midwives, Physicians or others...employed at any time about the body of men, women or children, for preservation of life, or health." **Regulation** 

Such persons "shall not practice without the advice and consent of such as are skillful in the same Art, if such may be had, or at least some of the wisest and gravest then present." Licensure

Violators are subject to "such severe punishment as the nature of the fact may deserve." **Discipline** 

Massachusetts, 1649

## **Medical License**

- Authority granted to a physician under a state medical practice act (law) to practice "medicine and surgery"
- The medical practice act is a law adopted by the state legislature that defines and regulates medical practice
- Practicing medicine without a license can result in civil and criminal penalties

## **Medical Licensure in the US**

- Licensure is a function of state government
- License can be to
  - Practice under supervision ("training license")
  - Practice independently (as a "physician and surgeon")
- Separation of medical education and licensure
- Federation of State Medical Boards promotes
  consistency in licensure requirements
- NBME promotes consistency in examination requirements

## **Evaluation for Initial License**

- Personal characteristics, including character
- Education
  - undergraduate medical
  - post-graduate medical
- Examination requirements
- Requirements can vary from state to state (eg, in amount of postgraduate training required to be eligible for a license)

# **Difficult Issues in Medical Licensure**

- Timing of examinations in relation to medical education
- Other uses of the results of licensing examinations
- Should the licensing examination lead or follow shifts in medical education
- Viability of generalist model for licensure in an era of specialization
- Physician self-regulation versus Expectations of the public for expanded assessment
- Relicensure of physicians in practice

## Licensing Examinations in the US



#### NBME Certification

- Part I: after basic science training
- Part II: senior year
- Part III: near end of internship

#### Federation Licensing Examination (FLEX)

- Component 1: after graduation
- Component 2: after graduation

#### • ECFMG Exams (ECFMG, VQE, FMGEMS)

 Prior to entry into Graduate medical education

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 Prior to entry into Graduate medical education During

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 Prior to entry into Graduate medical education

Before entry into supervised training



During medical education

### **Structure of Initial Licensure in the United States**

1	Basic science			
2	Basic science			
3	Clinical science			
4	Clinical science			
	Graduation from Medical School			
5	Internship			
6	Residency			
7 on	Residency & Fellowship			
Entry into				

Natural "Gates" for Exams

> Readiness for Independent Practice<sub>4</sub>

### **Structure of Initial Licensure in the United States**

	Entry into Independent Practice	Independent Practices	
7 on	Residency & Fellowship	Readiness for	
6	Residency		
5	Internship		
	Graduation from Medical School	Supervised Practice	
4	Clinical science	Readiness for	
3	Clinical science		
2	Basic science	Natural "Gates" for Exams	
1	Basic science		

### **Structure of Initial Licensure in the United States**

Entry into Independent Practice Independent Practice				
7 on	Residency & Fellowship		Readiness for	
6	Residency			
5	Internship			
	Graduation from Medical School		Supervised Practice	
4	Clinical science	_ /	Readiness for	
3	Clinical science	?		
2	Basic science		Natural "Gates"	
1	Basic science			

### Where are the Natural Gates for Licensing Examinations in Mexico

1	Basic science	
2	Basic science	Natural "Gates"
3	Clinical science	for Exams
4	Clinical science	Readiness for
5	Internship	Supervised
6	Social service	Practice
7 on	Residency & Fellowship	Readiness for
•	-	
		Independent
		Practice

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## **Users and Uses of USMLE Results**

User	Step 1	Step 2	Step 3
Licensing	• Protecting the health of the public		
Jurisdictions	Training and unrestricted licenses		
ECFMG	ECFMG Certification		
(IMGs only)	Entry into GME		
Examinees	• See other rows	5	

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Examinees	• See other rows			
Medical	Intramural promotion and			
Schools	graduation dec			
	• Curriculum ev	aluation		
Residency	• Screening for	interviews		
Programs	• Ranking of ap	plicants		
LCME	Accreditation (aggregated results)			

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## Should USMLE Lead or Follow Shifts in Medical Education?

- Focus on learning outcomes vs curriculum process
- Clinical training as a series of random walks thru specialty/rotation fiefdoms each student experiences his/her own curriculum
- Bringing order to chaos the Steps as "merit badges" for quality control that free up schools to experiment

Probably neither. Licensing examination structure and content should follow from an independent evaluation of what is important for trainees to have learned for the next stage of training/practice <sup>-22</sup>

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- Typically every 1-3 years; administrative review only

## **Specialty certification in the US**

- The member boards of the American Board of Medical Specialties set the standards for specialty certification in the United States
- Specialty certification examinations are not accepted for initial licensure
- Specialty certification and re-certification examinations may be accepted for transfer of licensure

# **Clinical privileges**

- Hospital and clinic privileges are based on specialty qualifications, not on medical licensure. This is a requirement for hospital accreditation.
- Specialists must demonstrate certification and recertification to maintain privileges
- Generalists without hospital privileges are not currently regulated.

# **Specialty recertification**

Specialty certification must be maintained (7-10 years)

- Evidence of professional standing
- Evidence of continued learning and development
- Evidence of current knowledge
- Evidence of practice improvement

## **Renewing a medical license**

- Every 1-3 years
- Self-report on
  - Continuing medical education
  - Health issues
  - Criminal convictions
  - Malpractice judgments and settlements

"State medical boards have a responsibility to the public to ensure the ongoing competence of physicians seeking relicensure."

Adopted by the Federation of State Medical Boards House of Delegates, May 1, 2004