



**THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE
OF NEW YORK / ALBANY, NY 12234**

TO: The Honorable the Members of the Board of Regents

FROM: Frank Muñoz

SUBJECT: Report of the Committee on the Professions Regarding
Licensing Petitions

DATE: December 29, 2010

STRATEGIC GOAL: Goal 3

AUTHORIZATION(S):

Summary

Issue for Decision (Consent Agenda)

Should the Regents approve the recommendations of the Committee on the Professions pertaining to licensing petitions as listed on the attachment?

Proposed Handling

This question will come before the full board at its January 2011 meeting where it will be voted on and action taken.

Procedural History

Section 6506(5) of the Education Law and Section 24.7 of the Rules of the Board of Regents authorize the Regents to waive education, experience and examination requirements for a professional license as well as to confer the degree Doctor of Medicine.

Background Information

There are 6 licensing petitions and 8 requests for the conferral of the degree Doctor of Medicine for review and approval.

Recommendation

It is recommended that the Regents approve the recommendations of the Committee on the Professions regarding licensing petitions.

Timetable for Implementation

Approval of the Committee on the Professions' recommendations will be effective January 11, 2011.

Cases Presented to Board of Regents on: January 11, 2011

SUMMARY REPORT

PROFESSION	EDUCATION			EXAMINATION		Experience	Confer Degree Doctor of Medicine	Three-Year Limited License
	Pre- Professional	Professional	Post- Graduate	Proficiency	Licensing			
Dentistry		11-01-50						
Medicine				11-01-60			11-01-60C to 11-08-60C	
Veterinary Technology								11-01-77
Veterinary Medicine					11-01-75			11-01-74 11-02-74
OTHER:						Total for fiscal year to date:		207
						Total for calendar year to date:		14

Board of Regents: January 12, 2011

DENTISTRY

11-01-50

Hye Yang Park
Albany, New York 12205

(Yonsei University College of Dentistry, Seoul, Republic of Korea, Doctor of Dental Science, February 28, 1994).

Petition for: Acceptance of education.

Statement of Problem: Dr. Park did not complete the two academic years of study required in an accredited dental school program culminating in certification that the applicant has achieved the level of knowledge and clinical proficiency expected of a graduate of that school. Such study is required for applicants completing a program of dental education in an unregistered or unaccredited dental school. However, Dr. Park did complete three academic years of postgraduate education in periodontology at Tufts University School of Dental Medicine. The Department has received a letter from the Dean of the Tufts University School of Dental Medicine. In this letter, the Dean stated that upon completion of this program, Dr. Park achieved the same level of didactic and clinical competence as expected of a graduate of Tufts University School of Dental Medicine. The State Board for Dentistry acknowledges that based on the program and statement of the Dean, Dr. Park has the substantial equivalent of the two-year program required in regulations.

APPLICABLE REQUIREMENTS:	QUALIFICATIONS:
Section 61 of the Regulations of the Commissioner of Education requires:	
(1) Not less than 60 semester hours of pre-professional education including courses in general chemistry, organic chemistry, biology or zoology, and physics.	(1) Pre-medical science program, 1988 through 1989, Yonsei University, Seoul, Korea.
(2) Four academic years of dental education culminating in a degree in an acceptable dental school.	(2)(a) Four years of acceptable professional dental education culminating in the Doctor of Dental Sciences, Yonsei University College of Dentistry, Seoul, Republic of Korea, February 1994.
(3) Two academic years of study in an accredited dental school program culminating in certification that the applicant has achieved the level of knowledge and clinical proficiency expected of a graduate of that school.	(3) Three academic years of postgraduate education in periodontology, Tufts University School of Dental Medicine, Boston, Massachusetts, 2003-2006.
(4) Satisfactory scores on Parts I and II of the National Dental Board Examinations.	(4)
(5) Acceptable clinically-based dental residency program of at least one year's duration.	(5)

(6) United States citizen or alien lawfully admitted for permanent residence in the United States.	(6) Alien lawfully admitted for permanent residence in the United States.
(7) Evidence of the required course in the identification and reporting of child abuse and maltreatment.	(7) Completed the required course in the identification and reporting of child abuse and maltreatment.

RECOMMENDATION: The Committee on the Professions, in concurrence with the Executive Secretary of the State Board for Dentistry, recommends that the applicant's professional education requirement be considered fulfilled.

Board of Regents: January 12, 2011

THREE-YEAR LIMITED LICENSE IN VETERINARY MEDICINE

Petition for: Three-year limited license to practice veterinary medicine under Section 6704(6) of the Education Law.

Statement of Problem: The applicants listed below have met the education and examination requirements for licensure as veterinarians in New York State. The only requirement for full licensure that cannot be satisfied at this time is United States citizenship or immigration status as an alien lawfully admitted for permanent residence in the United States.

Each applicant also has a pending application for full veterinary medical licensure, which cannot be granted until he/she satisfies the citizenship or permanent residency requirement.

Applicable Guidelines: Section 6704(6) of Education Law relates to the requirement of United States citizenship or permanent resident status for licensure as a veterinarian in New York State and allows the Board of Regents to grant a one-time three-year waiver (plus an extension of not more than one year) for an alien veterinarian to practice in New York State if all other licensure requirements are satisfied.

Name of Petitioner
<u>11-01-74</u> Paul Ilija Lukic Saltspring Island, British Columbia V8K 2G7 Canada
<u>11-02-74</u> Rebecca Kate Williams LLanfyrnach, United Kingdom

ACTION: The Department shall issue a limited license for a maximum of three years to practice veterinary medicine in New York State to each applicant, conditional upon Approval by the Department of all documentation needed to verify satisfaction of all veterinary medicine licensure requirements other than citizenship. The limited license may be renewed upon the lawful submission of an application for an extension of not more than one year, at the discretion of the Department.

Board of Regents: January 12, 2011

VETERINARY MEDICINE

11-01-75

Roger Avery Bennett
Urbana, IL 61802

(Michigan State University, East Lansing, Michigan, D.V.M., May 1983)

Petition for: Waiver of New York State requirements pertaining to acceptability of licensing examinations for licensure by endorsement.

Statement of Problem: Dr. Bennett graduated from an accredited college of veterinary medicine in 1983 and was licensed in Michigan the same year on the basis of scores acceptable to that state on the December 1982 National Board Examination (NBE) and an “oral practical” (and subsequently was licensed in other states by endorsement). He obtained a score of 70 on the May 1983 Clinical Competency Test (CCT) a score which was satisfactory to Michigan. However, Dr. Bennett’s CCT scaled score is five points below New York State’s minimum passing score of 75.

Section 59.6(c) of the Regulations of the Commissioner of Education regarding licensure by endorsement stipulates that applicants must not have “attempted unsuccessfully a licensing examination used by the State of New York ... unless such applicant has later passed a comparable licensing examination.” Dr. Bennett’s score on the CCT upon which he was licensed in Texas in 1983 was below the acceptable score in New York State. Therefore, according to this regulation, he would not qualify for licensure by endorsement unless he had later passed the CCT or a comparable licensing examination. Currently, both the CCT and the NBE have been replaced by the North American Veterinary Licensing Examination (NAVLE). The applicant is requesting waiver of this licensing examination.

After the 1983 CCT examination, Dr. Bennett studied at the College of Veterinary Medicine and Biomedical Sciences at Colorado State University from 1984 to 1987 and obtained a M.S. in Clinical Sciences. In 1988, he became a Diplomate of the American College of Veterinary Surgeons. In July 2007, he started as a professor in small animal surgery at the College of Veterinary Medicine at the University of Illinois. In addition to other noted professional experiences, Dr. Bennett completed four years of internship and residency at veterinary colleges from 1983 to 1987.

In view of Dr. Bennett’s board certification, extensive clinical experiences, and licensed professional practice as evidence of clinical competence, the New York State Board for Veterinary Medicine recommends that the applicant’s Michigan license be accepted for endorsement in New York State, waiving the licensing examination requirement.

APPLICABLE REQUIREMENTS:	QUALIFICATIONS:
Section 6704 of the Education Law and Part 62 of the Regulations of the Commissioner of Education:	
(1) Completion of six years of pre-professional and professional postsecondary studies satisfactory to the Department, including satisfactory clinical education, and graduation with a satisfactory degree in veterinary medicine.	(1) Michigan State University, East Lansing, Michigan, D.V.M., May 1983.
(2) Acceptable scores on satisfactory licensing examinations or passing scores on an acceptable state licensing examination not in use in New York State and at least two years satisfactory professional experience following licensure.	(2)(a) Passing score on December 1982 NBE; score five points below NYS passing score on May 1983 CCT. (2)(b) Licensed in Michigan, June 1983; California, October 1983; Colorado, February 1984; Florida, February 1997; Illinois, April 2009. (2)(c) More than two years of satisfactory professional experience following licensure.
(3) United States citizenship or immigration status as an alien lawfully admitted for permanent resident status in the United States.	(3) United States citizen.
(4) Evidence of good moral character.	(4) Good moral character.

RECOMMENDATION: The Committee on the Professions, in concurrence with the Executive Secretary of the State Board for Veterinary Medicine, recommends that the CCT examination requirement be waived and the applicant's Michigan license be endorsed.

Board of Regents: January 12, 2011

THREE-YEAR LIMITED LICENSE IN VETERINARY TECHNOLOGY

Petition for: Three-year limited license to practice veterinary technology under Section 6711(6) of the Education Law.

Statement of Problem: The applicant listed below has met the education and examination requirements for licensure as veterinary technicians in New York State. The only requirement for full licensure that cannot be satisfied at this time is United States citizenship or immigration status as an alien lawfully admitted for permanent residence in the United States.

The applicant also has a pending application for full veterinary technology licensure, which cannot be granted until he/she satisfies the citizenship or permanent residency requirement.

Applicable Guidelines: Section 6711(6) of Education Law relates to the requirement of United States citizenship or permanent resident status for licensure as a veterinary technician in New York State and allows the Board of Regents to grant a one-time three-year waiver (plus an extension of not more than one year) for an alien veterinary technician to practice in New York State if all other licensure requirements are satisfied.

Name of Petitioner
<u>11-01-77</u> Natasha Natalie Nicole Barleben New York, NY 10025

ACTION: The Department shall issue a limited license for a maximum of three years to practice veterinary technology in New York State to the applicant, conditional upon approval by the Department of all documentation needed to verify satisfaction of all veterinary technology licensure requirements other than citizenship. The limited license may be renewed upon the lawful submission of an application for an extension of not more than one year, at the discretion of the Department.

Board of Regents: January 12, 2011

MEDICINE

11-01-60

Francois G. Lacour-Gayet
New York, New York 10023

(Universite de Paris V, Paris, France, 1967-1973, State Diploma of Doctor of Medicine issued in March 1982)

Petition for: Endorsement of his medical license from France.

Statement of Problem: Commissioner's Regulations allow endorsement of an applicant's license from another jurisdiction if appropriate requirements are met, and the applicant has not failed any part of New York State's licensing examination. A license granted in a foreign country can be endorsed if licensure in that country is regulated by an organization designated as responsible for quality assurance and acceptable to the Board of Regents. Additionally, the applicant must satisfactorily demonstrate completion of an acceptable proficiency examination, clinical competency examination, three years of ACGME-accredited postgraduate training or the equivalent, and five years of satisfactory professional experience.

Dr. Lacour-Gayet passed the United States Medical Licensing Examination Step 1 and Step 2 on his third attempt. However, he has not attempted USMLE Step 3. The Executive Secretary of the State Board for Medicine has reviewed the documentation submitted in support of Dr. Lacour-Gayet's application. He recommends that Dr. Lacour-Gayet's general and cardiothoracic surgery postgraduate training from 1976 through 1981 in France be accepted as the equivalent of the three years of ACGME-accredited postgraduate training required for licensure. Commissioner's Regulations allow the Board of Regents to accept appropriate foreign medical licenses and diplomate certificates to fulfill the licensure, proficiency and clinical competency requirements for licensure by endorsement. Dr. Lacour-Gayet obtained his medical license in France in 1986 and passed two (USMLE Step 1, USMLE Step 2) of the three parts of the New York State medical licensing examination sequence. His French license is active and in good standing. Dr. Lacour-Gayet obtained his specialist qualifications in general surgery (1986) and in thoracic and cardiovascular surgery (2010) from the Conseil National de l'Ordre des Medecins, France. The Executive Secretary of the State Board for Medicine recommends that the specialty qualifications be accepted to fulfill the proficiency and clinical competency requirements for licensure by endorsement.

APPLICABLE REQUIREMENTS:	QUALIFICATIONS:
Sections 60.1 and 60.5 of the Commissioner's Regulations require:	
(1) Six years of postsecondary education, including at least 32 months of medical education.	(1) Universite de Paris V, Paris, France, 1967-1973, State Diploma of Doctor of Medicine issued in March 1982.
(2) Proficiency examination.	(2) Specialist Qualification in General Surgery, Conseil National de l'Ordre des Medecins, 1986.
(3) Three years of approved postgraduate hospital training.	(3) Postgraduate training in general and cardiothoracic surgery from 1976 through 1981 at hospitals affiliated with the University of Paris V, Paris, France.
(4) Appropriate medical license or certificate.	(4) Medical license, Conseil, National de l'Ordre des Medecins, 1986.
(5) Acceptable scores on a clinical competency examination acceptable to the Department.	(5) Specialist Qualification in Thoracic and Cardiovascular Surgery, Conseil National de l'Ordre des Medecins, 2010.
(6) Not less than five years of satisfactory professional experience.	(6) Twenty-four years of satisfactory professional experience.
(7) United States citizen or alien lawfully admitted for permanent resident status in the United States.	(7) Alien lawfully admitted for permanent resident status in the United States.
(8) Evidence of good moral character.	(8) Good moral character.
(9) Course in the identification of child abuse and maltreatment.	(9) Completed the required course in the identification of child abuse and maltreatment.

RECOMMENDATION: The Committee on the Professions, in concurrence with the Executive Secretary of the State Board for Medicine, recommends that the applicant's qualifications be accepted to fulfill the requirements for licensure by endorsement.

Board of Regents: January 12, 2011

MEDICINE

Petition for: Conferral of the degree Doctor of Medicine (M.D.) pursuant to Section 6529 of the Education Law.

Summary Statement: The petitioners listed below are all graduates of foreign medical schools who have been licensed in New York.

The applicable requirements of Section 3.57 of the Rules of the Board of Regents require completion of a medical education program in a foreign medical school satisfactory to the Department which does not grant the degree Doctor of Medicine (M.D.), and in which the philosophy and curriculum were equivalent, as determined by the Department in accordance with the policy of the Board of Regents, to those in programs leading to the degree Doctor of Medicine (M.D.) at medical schools in the United States satisfactory to, or registered by, the Board of Regents and the Department. Secondly, petitioners must have licensure to practice medicine in New York State in accordance with provisions of Section 6524 or 6528 of the Education Law or their equivalent as determined by the Board of Regents pursuant to their authority under Section 6506 of the Education Law.

NAME OF PETITIONER	QUALIFICATIONS
<u>11-01-60C</u> Friedrich Boettner Larchmont, NY 10538	(1) University of Rostock, Rostock, Germany, Examination in Medicine Certificate, 12/10/97. (2) License #253920, issued on 7/6/09.
<u>11-02-60C</u> Rafique Bhuiyan West Islip, NY 11795	(1) Chittagong Medical College, Chittagong, Bangladesh, Bachelor of Medicine, Bachelor of Surgery, 7/27/89. (2) License #258403, issued on 8/27/10.
<u>11-03-60C</u> Kausik Kar Yorktown Heights, NY 10598	(1) University of Calcutta, Kolkata, India, Bachelor of Medicine, Bachelor of Surgery, 8/16/97. (2) License #259312, issued on 11/2/10.
<u>11-04-60C</u> Oladipupo Olafiranye Brooklyn, NY 11236	(1) Obafemi-Awolowo University, Ile Ife, Nigeria, Bachelor of Medicine, Bachelor of Surgery, 8/14/01. (2) License #258987, issued on 10/7/10.
<u>11-05-60C</u> Sheila Perez-Colon Brooklyn, NY 11201	(1) Autonomous University of Guadalajara, Guadalajara, Mexico, Physician & Surgeon, 6/9/06. (2) License #258039 issued on 7/23/10.
<u>11-06-60C</u> Milton Seinwan Far Rockaway, NY 11691	(1) Institute of Medicine I, Yangon, Myanmar, Bachelor of Medicine, Bachelor of Surgery, 12/11/82. (2) License #259086, issued on 10/15/10.

<u>11-07-60C</u> Claudia Serrano-Gomez New York, NY 10029	(1) Pontificia University Javeriana, Bogota, Colombia, Physician & Surgeon, 1/24/92. (2) License #255071, issued on 10/5/09.
<u>11-08-60C</u> Wakili Yarima Houston, TX 77068	(1) Ahmadu Bello University, Zaria, Nigeria, Bachelor of Medicine, Bachelor of Surgery 12/22/05. (2) License #259574, issued on 11/24/10.

RECOMMENDATION: The Committee on the Professions, in concurrence with the State Board for Medicine, recommends that the petitioners be awarded the degree Doctor of Medicine (M.D.) in accordance with provisions of Section 6529 of the Education Law.