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Operator's Signature

*Deanna D. Ball*

10/21/03

Date

2003 SENATE HUMAN SERVICES

SB 2282

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Deanna D. Smith  
Operator's Signature

10/21/03  
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2282

Senate Human Services Committee

☐ Conference Committee

Hearing Date January 28, 2003

Tape Number	Side A	Side B	Meter #
2	X		2105 - 3248
Committee Clerk Signature <i>Donna Kramer</i>			

Minutes:

SENATOR JUDY LEE opened the public hearing from SB 2282 relating to the membership and duties of the medical center advisory council and medical center loans, and relating to medical center loan payments and loan insurance.

SENATOR RALPH KILZER introduced SB 2282 in favor. Explained the fiscal note at the end of his oral testimony. \$13,000 per year for medical students. Increase the maximum from \$4,000 to \$6,000 per year. Reduce interest to 3.4%. Change of fiscal note.

SENATOR LEE: The dollars for the increased loan amounts coming out of special fund?

SENATOR RALPH KILZER: That's right. (Meter # 3040 - 3078)

SENATOR LEE adjourned the public hearing. (Meter # 3248)

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*Donna Kramer*  
Operator's Signature

*12/21/03*  
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2282

Senate Human Services Committee

☐ Conference Committee

Hearing Date February 4, 2003

Tape Number	Side A	Side B	Meter #
4	X		4890 - 5630
Committee Clerk Signature <i>Donna Kremer</i>			

Minutes:

SENATOR JUDY LEE reopened committee discussion on SB 2282 relating to medical center loan payments and loan insurance. Two parts that are important. Amendments were reviewed.

Corrected revisions were made. (Meter # 4890 - 5326)

SENATOR BROWN made a motion to accept the amendments.

SENATOR POLOVITZ seconded the motion.

Roll call was read. 6 yeas 0 nays.

SENATOR BROWN moved to Do Pass and rerefer to Appropriations.

SENATOR POLOVITZ seconded the motion.

Roll call was read. 6 yeas 0 nays.

SENATOR FISCHER will be the carrier. (Meter # 5630)

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*Donna Kremer*  
Operator's Signature

*10/21/03*  
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2282

Senate Human Services Committee

☐ Conference Committee

Hearing Date February 10, 2003

Tape Number	Side A	Side B	Meter #
2	X		4306 - 4830
Committee Clerk Signature			

Minutes:

SENATOR JUDY LEE reopened committee discussion on SB 2282 regarding the amendments that were made. The carrier for the bill is SENATOR FISCHER. There is one change that was incorrect. Jon Bjornson from the Legislative Council made the correction.

Concept was passed by the committee. With your permission, we will go forward.

(Meter # 4306 - 4830)

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Deanne Waller  
Operator's Signature

10/21/03  
Date

**FISCAL NOTE**  
Requested by Legislative Council  
02/19/2003

Amendment to: SB 2282

**1A. State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2001-2003 Biennium		2003-2005 Biennium		2005-2007 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues	\$0	\$190,000	\$0	\$144,000	\$0	\$144,000
Expenditures	\$0	\$534,000	\$0	\$700,000	\$0	\$700,000
Appropriations						

**1B. County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

2001-2003 Biennium			2003-2005 Biennium			2005-2007 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

**2. Narrative:** *Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.*

This year, the UND School of Medicine and Health Sciences provided loans to 88 medical students totaling \$267,000. This would likely increase \$83,000, to approximately \$350,000 based on loans of \$6,000 each (the maximum proposed in the legislation) and assuming that adequate funding is available in the revolving loan fund. Funding for the loans is from a revolving loan fund that was originally established by the legislature. The last general fund appropriation to this fund was made in 1977 for \$100,000.

Interest collections would likely be reduced with the proposed change in Section 6 of the bill that would permit the interest rate to be established at a lower level than six percent to coincide with average federal Stafford Loan interest rate. The current Stafford loan rate is 3.46%. Interest collections would be reduced by approximately \$23,000 per year assuming an average loan amount of \$6,000 and a 3.46% interest rate (instead of the current 6% that is charged).

There is no fiscal impact associated with the proposed changes related to the medical center advisory committee.

**3. State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

**A. Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

Revenues would be reduced to the revolving loan trust fund assuming that the interest rate is reduced from the current 6% to 3.46%, the current Stafford loan rate. Biennial interest collections would be reduced from \$190,000 to \$144,000 or \$46,000 per biennium.

**B. Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

Expenditures from the revolving loan fund would be increased from \$534,000 per biennium to \$700,000 based on the assumption that the loan amount would be increased from \$4,000, to the proposed maximum of \$6,000.

**C. Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.*

Name:	Laura Glatt	Agency:	NDUS
Phone Number:	328-4116	Date Prepared:	02/20/2003

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Deanne Waller  
Operator's signature

10/21/03  
Date

**FISCAL NOTE**  
Requested by Legislative Council  
02/14/2003

Amendment to: SB 2282

1A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2001-2003 Biennium		2003-2005 Biennium		2005-2007 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues	\$0	\$190,000	\$0	\$144,000	\$0	\$144,000
Expenditures	\$0	\$534,000	\$0	\$700,000	\$0	\$700,000
Appropriations	\$0	\$0	\$87,500	\$0	\$50,000	\$0

1B. **County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

2001-2003 Biennium			2003-2005 Biennium			2005-2007 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. **Narrative:** *Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.*

This year, the UND School of Medicine and Health Sciences provided loans to 88 medical students totaling \$267,000. This would likely increase \$83,000, to approximately \$350,000 based on loans of \$6,000 each (the maximum proposed in the legislation) and assuming that adequate funding is available in the revolving loan fund. Funding for the loans is from a revolving loan fund that was originally established by the legislature. The last general fund appropriation to this fund was made in 1977 for \$100,000.

Interest collections would likely be reduced with the proposed change in Section 6 of the bill that would permit the interest rate to be established at a lower level than six percent to coincide with average federal Stafford Loan interest rate. The current Stafford loan rate is 3.46%. Interest collections would be reduced by approximately \$23,000 per year assuming an average loan amount of \$6,000 and a 3.46% interest rate (instead of the current 6% that is charged).

There is no fiscal impact associated with the proposed changes related to the medical center advisory committee.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

Revenues would be reduced to the revolving loan trust fund assuming that the interest rate is reduced from the current 6% to 3.46%, the current Stafford loan rate. Biennial interest collections would be reduced from \$190,000 to \$144,000 or \$46,000 per biennium.

B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

Expenditures from the revolving loan fund would be increased from \$534,000 per biennium to \$700,000 based on the assumption that the loan amount would be increased from \$4,000, to the proposed maximum of \$6,000.

C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.*

An additional state general fund appropriation of \$75,000-100,000 (midrange \$87,500) would be required for the development of a long-term strategic health manpower needs plan since there is no funding in the Medical School budget for this purpose.

The funding would be used to cover costs for additional personnel and associated operating costs who would be assigned to complete the study and consulting costs required to gather and analyze significant amounts of data. There would be similar ongoing costs in future biennia as the plan is updated.

Name:	Laura Glatt	Agency:	NDUS
Phone Number:	328-4116	Date Prepared:	02/17/2003

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Deanna Waller  
Operator's Signature

12/21/03  
Date

**FISCAL NOTE**  
Requested by Legislative Council  
01/22/2003

Bill/Resolution No.: SB 2282

1A. State fiscal effect: Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.

	2001-2003 Biennium		2003-2005 Biennium		2005-2007 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues	\$0	\$190,000	\$0	\$144,000	\$0	\$144,000
Expenditures	\$0	\$534,000	\$0	\$700,000	\$0	\$700,000
Appropriations	\$0	\$0	\$0	\$0	\$0	\$0

1B. County, city, and school district fiscal effect: Identify the fiscal effect on the appropriate political subdivision.

2001-2003 Biennium			2003-2005 Biennium			2005-2007 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. Narrative: Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.

This year, the UND School of Medicine and Health Sciences provided loans to 88 medical students totaling \$267,000. This would likely increase \$83,000, to approximately \$350,000 based on loans of \$6,000 each (the maximum proposed in the legislation) and assuming that adequate funding is available in the revolving loan fund. Funding for the loans is from a revolving loan fund that was originally established by the legislature. The last general fund appropriation to this fund was made in 1977 for \$100,000.

Interest collections would likely be reduced with the proposed change in Section 6 of the bill that would permit the interest rate to be established at a lower level than six percent to coincide with average federal Stafford Loan interest rate. The current Stafford loan rate is 3.46%. Interest collections would be reduced by approximately \$23,000 per year assuming an average loan amount of \$6,000 and a 3.46% interest rate (instead of the current 6% that is charged).

There is no fiscal impact associated with the proposed changes related to the medical center advisory committee.

3. State fiscal effect detail: For information shown under state fiscal effect in 1A, please:

A. Revenues: Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.

Revenues would be reduced to the revolving loan trust fund assuming that the interest rate is reduced from the current 6% to 3.46%, the current Stafford loan rate. Biennial interest collections would be reduced from \$190,000 to \$144,000 or \$46,000 per biennium.

B. Expenditures: Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.

Expenditures from the revolving loan fund would be increased from \$534,000 per biennium to \$700,000 based on the assumption that the loan amount would be increased from \$4,000, to the proposed maximum of \$6,000.

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Date

C. Appropriations: Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.

Name:	Laura Glatt	Agency:	NDUS
Phone Number:	328-4116	Date Prepared:	01/24/2003

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Deanna Waller  
Operator's Signature

10/21/03  
Date

30589.0202  
Title.

Prepared by the Legislative Council staff for  
Senator J. Lee  
February 3, 2003

PROPOSED AMENDMENTS TO SENATE BILL NO. 2282

Page 1, line 18, overstrike ": two to be named by the governor; one to be named" and insert immediately thereafter "selected" and overstrike "and" and insert immediately thereafter "the chairman of the legislative council"

Page 1, line 19, overstrike "membership of" and after the colon insert "two members of the senate and two members of the house of representatives;"

Page 1, line 21, overstrike "health officer" and remove the overstrike over "department of health"

Page 1, line 22, after the first semicolon insert "and" and overstrike the second "; the"

Page 1, overstrike line 23

Page 1, line 24, overstrike "of the senate, with the" and insert immediately thereafter "The", overstrike "to" and insert immediately thereafter "must", and after "selected" insert "by the chairman of the legislative council"

Page 2, line 4, overstrike "The representatives named by the state agencies and boards" and overstrike "must be"

Page 2, overstrike line 5

Page 2, line 6, overstrike "year, but", overstrike "may", remove "not", and overstrike "serve longer than their term of office on the public"

Page 2, overstrike line 7

Page 2, line 8, overstrike "Dakota", remove "healthcare", overstrike "Association", and overstrike "serve a term of three years or until their"

Page 2, line 9, overstrike "successors are named and qualified. The two members appointed by the governor" and overstrike "serve"

Page 2, overstrike line 10

Page 2, line 28, after "state" insert "The council shall prepare and periodically update a long-term strategic plan that addresses health manpower needs in the state, including a review of the need for nurses and primary care physicians, by specialty. The council shall include in its study a review of the geographical distribution of the health manpower needs throughout the state. The council shall make recommendations as a result of its study to the legislative assembly. The legislative assembly may approve or reject any recommendation submitted by the council"

Renumber accordingly

30589.0203  
Title.0300

Adopted by the Human Services Committee  
February 4, 2003

JB  
2-10-03  
1042

PROPOSED AMENDMENTS TO SENATE BILL NO. 2282

Page 1, line 18, overstrike ": two to be named by the governor; one to be named" and insert immediately thereafter "selected", overstrike "and" and insert immediately thereafter "the chairman of the legislative council", and overstrike the second "the"

Page 1, line 19, overstrike "membership of" and after the colon insert "two members of the senate and two members of the house of representatives;"

Page 1, line 21, overstrike "health officer" and remove the overstrike over "department of health"

Page 1, line 22, after the first semicolon insert "and" and overstrike the second "; the"

Page 1, overstrike line 23

Page 1, line 24, overstrike "of the senate; with" and insert immediately thereafter "The dean of the university of North Dakota medical school shall select" and overstrike "to be selected"

Page 2, line 1, overstrike "One"

Page 2, line 2, overstrike "member from each quadrant", remove "must", and overstrike "be selected by the board to serve a three-year term with"

Page 2, overstrike line 3

Page 2, line 4, overstrike "The representatives named by the state agencies and boards" and overstrike "must be"

Page 2, overstrike line 5

Page 2, line 6, overstrike "year, but", overstrike "may", remove "not", and overstrike "serve longer than their term of office on the public"

Page 2, overstrike line 7

Page 2, line 8, overstrike "Dakota", remove "healthcare", overstrike "association", and overstrike "serve a term of three years or until their"

Page 2, line 9, overstrike "successors are named and qualified. The two members appointed by the governor" and overstrike "serve"

Page 2, overstrike line 10

Page 2, line 28, after "state" insert "The council shall prepare and periodically update a long-term strategic plan that addresses health manpower needs in the state, including a review of the need for nurses and primary care physicians, by specialty. The council shall include in its study a review of the geographical distribution of the health manpower needs throughout the state. The council shall make recommendations as a result of its study to the legislative assembly. The legislative assembly may approve or reject any recommendation submitted by the council"

*Donna Kramer, Clerk*

Page No. 1

30589.0203

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*Donna Kramer*  
Operator's Signature

*12/21/03*  
Date

Renumber accordingly

2 of 2

Page No. 2

30589.0203

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Deanna Waller  
Operator's signature

12/21/03  
Date

Date: 02-04-03  
Roll Call Vote #: 1

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2282

Senate Human Services Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Amendments Approved

Motion Made By Sen. Brown Seconded By Sen. Polovitz

Senators	Yes	No	Senators	Yes	No
Senator Judy Lee - Chairman	✓				
Senator Richard Brown - V. Chair.	✓				
Senator Robert S. Erbele	✓				
Senator Tom Fischer	✓				
Senator April Fairfield	✓				
Senator Michael Polovitz	✓				

Total (Yes) 6 No 0

Absent \_\_\_\_\_

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

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Deanna Waller  
Operator's Signature

10/21/03  
Date

Date: 02-04-03  
Roll Call Vote #: (2)

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2282

Senate Human Services Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken

"Do Pass" and rerefer to

Motion Made By

Sen. Brown

Seconded By

Sen. Polovitz Appropriations

Senators	Yes	No	Senators	Yes	No
Senator Judy Lee - Chairman	✓				
Senator Richard Brown - V. Chair.	✓				
Senator Robert S. Erbele	✓				
Senator Tom Fischer	✓				
Senator April Fairfield	✓				
Senator Michael Polovitz	✓				

Total (Yes) 6 No 0

Absent \_\_\_\_\_

Floor Assignment

Sen. Fischer

If the vote is on an amendment, briefly indicate intent:

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Deanna Waller  
Operator's Signature

12/21/03  
Date

REPORT OF STANDING COMMITTEE (410)  
February 12, 2003 12:19 p.m.

Module No: SR-27-2391  
Carrier: Fischer  
Insert LC: 30589.0203 Title: .0300

**REPORT OF STANDING COMMITTEE**

**SB 2282: Human Services Committee (Sen. J. Lee, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and BE REREFERRED to the Appropriations Committee (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2282 was placed on the Sixth order on the calendar.**

Page 1, line 18, overstrike ": two to be named by the governor; one to be named" and insert immediately thereafter "~~selected~~", overstrike "and" and insert immediately thereafter "the chairman of the legislative council", and overstrike the second "the"

Page 1, line 19, overstrike "membership of" and after the colon insert "two members of the senate and two members of the house of representatives;"

Page 1, line 21, overstrike "health officer" and remove the overstrike over "~~department of health~~"

Page 1, line 22, after the first semicolon insert "and" and overstrike the second "; the"

Page 1, overstrike line 23

Page 1, line 24, overstrike "of the senate; with" and insert immediately thereafter "The dean of the university of North Dakota medical school shall select" and overstrike "to be selected"

Page 2, line 1, overstrike "One"

Page 2, line 2, overstrike "member from each quadrant", remove "must", and overstrike "be selected by the board to serve a three-year term with"

Page 2, overstrike line 3

Page 2, line 4, overstrike "The representatives named by the state agencies and boards" and overstrike "must be"

Page 2, overstrike line 5

Page 2, line 6, overstrike "year, but", overstrike "may", remove "not", and overstrike "serve longer than their term of office on the public"

Page 2, overstrike line 7

Page 2, line 8, overstrike "Dakota", remove "healthcare", overstrike "association", and overstrike "serve a term of three years or until their"

Page 2, line 9, overstrike "successors are named and qualified. The two members appointed by the governor" and overstrike "serve"

Page 2, overstrike line 10

Page 2, line 28, after "state" insert "The council shall prepare and periodically update a long-term strategic plan that addresses health manpower needs in the state, including a review of the need for nurses and primary care physicians, by specialty. The council shall include in its study a review of the geographical distribution of the health manpower needs throughout the state. The council shall make recommendations as a result of its study to the legislative assembly. The legislative assembly may approve or reject any recommendation submitted by the council"

REPORT OF STANDING COMMITTEE (410)  
February 12, 2003 12:19 p.m.

Module No: SR-27-2391  
Carrier: Fischer  
Insert LC: 30589.0203 Title: .0300

Renumber accordingly

(2) DESK, (3) COMM

Page No. 2

SR-27-2391

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Operator's Signature

*Deanna Waller*

Date

12/21/03

**2003 SENATE APPROPRIATIONS**

**SB 2282**

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Deanna D. Smith  
Operator's Signature

10/21/03  
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2282

Senate Appropriations Committee

☐ Conference Committee

Hearing Date Feb. 17, 2003

Tape Number	Side A	Side B	Meter #
#1	x		0-1421
Committee Clerk Signature <i>Jan Henderson</i>			

Minutes:

**Senator Holmberg** opened the meeting with the calling of the roll. A quorum was declared.

**Senator Holmberg** made a few announcements regarding the number of bills that still needed to be acted upon. He stated that he had a meeting to attend and turned the meeting over to **Senator Bowman**.

**Senator Bowman** chaired the meeting and opened the hearing on SB 2282. (#228)

**Senator Ralph Kilzer**, District 47, presented SB 2282 (written testimony--Exhibit #1- attached to minutes).

This bill was brought before **Senator Kilzer** and Representative **Svedjan** by **Dr. Wilson**, dean of the UND medical school, and **Judy Demers**. It is a housekeeping bill as to how the medical center advisory council is composed and how the loan fund at the University of North Dakota School of Medicine is handled. This probably should have been two bills, but he directed his testimony to the fiscal part of it. The medical center advisory council was established by a statute

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*Deanna Ballantyne*  
Operator's Signature

10/21/03  
Date

Page 2  
Senate Appropriations Committee  
Bill/Resolution Number SB 2282  
Hearing Date Feb. 17, 2003

in the 1995 legislature. Section 1 establishes the membership of the 14 member advisory council to the dean of the medical school. The medical center is defined in statute as encompassing basically all of medical education at UND. The medical school then is simply one part of the whole medical center. In Section 1 there really are no changes except to have a better flow of English and to update some of the terminology.

Senator Kilzer stated that his testimony was done before the amendments were established on Friday and he did not like the amendments but he would go through them. The changes of the Human Services committee is that it takes 4 of the members legislative council appointees rather than 2 from the Governor, 1 by the Speaker of the House and 1 by the President of the Senate. Section 2 adds a duty to the 14 member committee by saying it is to advise the Legislature about the manpower needs of primary care physicians and nurses. That adds a price tag of \$87,500 on the bill. He stated that he would testify against doing that, because that changes the mission of the committee from being advisory to the Dean, to being an advisory to the Legislature about manpower needs. Section 3 is about loans to medical students and dental school attendee's. It also talks about who is eligible to apply for these loans. Applicant must be a resident of ND for at least one year before that of entering medical school or dental school. The student must be progressing satisfactorily. Section 4 changes the loan application by not including the parents wealth, but the financial need of the applicant. This gives more latitude for the applicant and for the medical school without having to bring a tax form of the family, etc. Section 5 changes the fiscal note, it increases the highest amount of the loan up to \$6,000 each year as opposed to the present \$4,000 per year. That has the fiscal impact increasing expenditures from \$534,000 up to \$700,000. Section 6 relates to the repayment of the loan and lowers the interest rate from 6%

Page 3  
Senate Appropriations Committee  
Bill/Resolution Number SB 2282  
Hearing Date Feb. 17, 2003

down to 3.46 %, that also has a fiscal impact, because it lowers revenues from \$190,000 down to \$144,000 for the biennium. The reason for the 3.45% is what the Stafford loan rate is. Stafford Loans are federal loans that medical students can apply for and receive. After the student has used the available Stafford Loans which is \$189,125, then the student can apply for these ND loans. They are administered through the UND student loan department and are received from the student loan service center in Fargo. There is a balance of \$298,000 in the revolving state loan fund and is not being used. That is what would be available. Section 7 repeals the old section of the loan payments and repeals that the applicant have a life insurance policy as collateral on student loans.

Questions: (#699):

**Senator Mathern:** What amendments don't you like on this bill? **Senator Kilzer:** Section 2- He doesn't like the (on the engrossed bill) adding the mission of the reporting to the Legislature the manpower needs. That has a cost of \$87,500, and the other one changing the membership within that 14 on how they appoint the members. **Senator Andrist:** What do you think the affect would be by leaving Section 2 in the engrossed bill and taking the money out? **Senator Kilzer:** He stated that would be a good alternative. **Senator Andrist:** Do you think the spirit of it could be accomplished? **Senator Kilzer** replied that he thought so. He stated that there were plenty of departments that had good information on the manpower needs, etc. **Senator Christmann:** He wanted to know what Stafford loans were. He stated that when you borrow money 6% is a pretty good rate and do we need to lower that rate? **Senator Kilzer** replied that Stafford Loans is a federal program for dental and medical students and they can get up to \$38,500 in loans and they can get help from state loans. The tuition at UND is around \$13,500 per year. The lowering of

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Deanna Dallas  
Operator's signature

10/21/03  
Date

Page 4  
Senate Appropriations Committee  
Bill/Resolution Number SB 2282  
Hearing Date Feb. 17, 2003

the state rate would make it the same as the federal rate on Stafford loans. **Senator Schobinger:** wanted to know about the parents income no longer being taken into account. Would that have some impact on the fund? **Senator Kilzer** replied that would make it a revolving fund, not a grant, this is a loan, so the money would come back. **Senator Andrist:** He stated that if the interest rates were lowered, would there be more to loan in the future? He wondered if it wouldn't be more of a plus to have the money available and not just the most attractive interest rate? **Senator Kilzer** stated that there were 2 opposing factors in that...if you lower the interest rate, there will be more students applying for the loans, if you keep the interest at 6% like it is now, the money will stay there, money that will not be used. **Senator Andrist** continued wondered if the money wasn't used at 6%, is there other money that is being used. **Senator Kilzer** that they do get private loans from the banks but he wasn't sure of the loan rate. **Senator Mathern:** Is possible out of the century code? Maybe have the school set the interest rate based on the market? **Senator Kilzer** stated that that was a responsible request.

With no other testimony before SB 2282, **Senator Bowman** closed the hearing. (#1421)

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2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2282 - Vote

Senate Appropriations Committee

☐ Conference Committee

Hearing Date Feb. 17, 2003

Tape Number	Side A	Side B	Meter #
#1	x		1458-2077 1,438
Committee Clerk Signature <i>Jan Henderson</i>			

Minutes:

**Senator Andrist** moved to remove the language regarding the Stafford Loan rates and put the following in it's place, at the discretion of the medical center advisory council. Also remove the general funds appropriations. **Senator Andrist** stated it would remove the mandate that it would be at the level of the Stafford loan interest rate and gives the advisory council the discretion of lowering it below the 6% and then it takes out the general fund appropriations which is for the purpose of reporting on physician staffing needs for the state, which seems it could easily be done without the \$87,000 general fund money. **Senator Kilzer** stated he did support those amendments. Seconded by **Senator Kringstad**. **Senator Schobinger** asked what did the committee know about setting interest rates. **Senator Andrist** replied that it would be their responsibility to know or to consult with someone that did. Voice vote on amendment. Motion carried. Motion by **Senator Andrist**, seconded by **Senator Grindberg** for a **DO PASS AS**

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*Deanna D. Smith*  
Operator's Signature

10/21/03  
Date

Page 2  
Senate Appropriations Committee  
Bill/Resolution Number SB 2282 Votes  
Hearing Date Feb. 17, 2003

**AMENDED.** Roll call vote taken. Sheet attached to minutes. Roll call vote: 12 yes, 0 no and 2  
absent and not voting. Senator Kilzer will carry the amendments and bill.

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12/21/03  
Date

30589.0301  
Title.0400

Prepared by the Legislative Council staff for  
Senate Appropriations  
February 17, 2003

JB  
2-18-03

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2282

Page 2, line 30, remove "The council shall prepare"

Page 2, remove line 31

Page 3, remove lines 1 through 4

Page 3, line 5, remove "recommendation submitted by the council"

Page 4, line 13, replace "interest rate may be established annually at a lower level" with  
"medical center advisory council may annually establish an interest rate at a level lower"  
and remove "to coincide with"

Page 4, line 14, remove "average federal Stafford loan interest rate"

Renumber accordingly

Deanna Waller  
Operator's Signature

10/21/03  
Date

Amend  
amendment  
OK - 2nd  
Kringstad

Date: 2/17/03  
Roll Call Vote #: 1

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2282

Senate Appropriations Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Do Pass as amended.

Motion Made By Andrist Seconded By Mundberg

Senators	Yes	No	Senators	Yes	No
Senator Holmberg, Chairman					
Senator Bowman, Vice Chair	✓				
Senator Grindberg, Vice Chair					
Senator Andrist	✓				
Senator Christmann	✓				
Senator Kilzer	✓				
Senator Krauter	✓				
Senator Kringstad	✓				
Senator Lindaas	✓				
Senator Mathern	✓				
Senator Robinson	✓				
Senator Schobinger	✓				
Senator Tallackson	✓				
Senator Thane	✓				

Total (Yes) 12 No 0

Absent 2

Floor Assignment Kilzer

If the vote is on an amendment, briefly indicate intent:

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12/21/03  
Date

REPORT OF STANDING COMMITTEE (410)  
February 18, 2003 12:47 p.m.

Module No: SR-31-3080  
Carrier: Kilzer  
Insert LC: 30589.0301 Title: .0400

**REPORT OF STANDING COMMITTEE**

SB 2282, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2282 was placed on the Sixth order on the calendar.

Page 2, line 30, remove "The council shall prepare"

Page 2, remove line 31

Page 3, remove lines 1 through 4

Page 3, line 5, remove "recommendation submitted by the council"

Page 4, line 13, replace "interest rate may be established annually at a lower level" with "medical center advisory council may annually establish an interest rate at a level lower" and remove "to coincide with"

Page 4, line 14, remove "average federal Stafford loan interest rate"

Renumber accordingly

Deanna Waller  
Operator's Signature

12/21/03  
Date

**2003 HOUSE APPROPRIATIONS**

**SB 2282**

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Deanne D. Smith  
Operator's Signature

12/21/03  
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2282

House Appropriations Committee

☐ Conference Committee

Hearing Date 03-12-03

Tape Number	Side A	Side B	Meter #
2	X		5.9 - 15.0
Committee Clerk Signature <i>Chris</i>			

Minutes:

**Chairman Svedjan** Opened the hearing on SB 2282. A quorum was present.

**Rep. Ralph Kilzer, District # 47** See written testimony.

**Rep. Tinam** Was this amended by both the Senate Human Services Committee and the Senate Appropriations? What are we doing then?

**Rep. Kilzer** The board, presently has 14 members from the same 6 departments mentioned. The original intent of the bill was a renaming.

**Rep. Carlson** There seems to be two different topics in this bill.

**Rep. Kilzer** I agree, it is pretty much a hog-house amendment, but they both came from the Dean of the Medical School.

**Rep. Glassheim** They loan out \$700,000 per year. Will this fund be decreased at all?

**Rep. Kilzer** No, its a revolving student loan.

**Chairman Svedjan** Closed the hearing in SB 2282.

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*Deanna Waller*  
Operator's Signature

*10/21/03*  
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2282

House Appropriations Committee

☐ Conference Committee

Hearing Date 03-20-03

Tape Number	Side A	Side B	Meter #
2	X		11.4 - 16.5
Committee Clerk Signature <i>Chris J. Nyhus</i>			

Minutes:

**Chairman Svedjan** Opened SB 2282 for discussion. A quorum was present.

**Chairman Svedjan** This was a housekeeping bill until it was changed.

**Rep. Warnke** I move amendment number .0401 to HB 2282. 2nd by Rep. Monson. Motion Passes.

**Rep. Aarsvold** Why is this in the Appropriations Committee?

**Chairman Svedjan** It contemporizes the Student Loan credits.

**Rep. Carlisle** I move a Do Pass As Amended. 2nd by Rep. Kempenich. Motion Carries

14-0-9. **Chairman Svedjan** will carry this bill on the floor.

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10/21/03  
Date

PROPOSED AMENDMENTS TO REENGROSSED SENATE BILL NO. 2282

Page 1, replace lines 9 through 24 with:

**"15-52-03. Medical center advisory council - Members, terms, meetings. In order to**

1. To assure the proper coordination and integration of the North Dakota state medical center with all other health and welfare activities of the state, a permanent medical center advisory council is hereby established to advise, consult, and make recommendations to the university administration, and to the several agencies represented on the council concerning the program of the North Dakota state medical center, the adaptation thereof of the medical center to the needs of the state and to the requirements and facilities of the several agencies involved, and the use of the North Dakota state medical center and its facilities by the various institutions and agencies of the state and its political subdivisions.
2. The council shall consist consists of fourteen members: two
  - a. Two members of the senate and two members of the house of representatives to be named by the governor, one to be named by and from the membership of selected by the chairman of the legislative council;
  - b. One member selected by each of the following: the
    - (1) The department of human services; the
    - (2) The state board of higher education, or such boards or departments as shall succeed them or any of them; the
    - (3) The state health officer of the state department of health; the
    - (4) The North Dakota medical association; the
    - (5) The North Dakota hospital healthcare association; the and
    - (6) The veterans administration hospital in Fargo; the house of representatives, appointed by the speaker; and the senate, appointed by the president of the senate; with the remaining four
  - c. Four members to be selected by the dean of the university of North Dakota medical school from the four campus areas of the medical school with headquarters in Bismarck, Fargo, Grand Forks, and Minot. One member from each quadrant will be selected by the board to serve a three-year term with a two-term limit. The initial appointments must be staggered.
3. The representatives named by the state agencies and boards above referred to must be selected to serve as members of the medical center advisory council for periods of at least one year, but in no instance may they not serve longer than their term of office on the public agency. The

representatives from the North Dakota state medical association and the North Dakota hospital ~~healthcare~~ association shall serve a term of three years or until their successors are named and qualified. ~~The two members appointed by the governor shall serve for three-year terms as representatives of the public at large.~~

4. The council shall name its own chairman and the dean of the university of North Dakota medical school shall serve as executive secretary thereof of the council. The council shall meet not less than twice each year, and, from time to time, on its own motion or upon request of the university administration, to consider plans and programs of action for the North Dakota state medical center and make its recommendations thereon to the several agencies of the state and its political subdivisions involved and to the legislative assembly."

Page 2, remove lines 1 through 18

Renumber accordingly

Page No. 2

30589.0401

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12/21/03  
Date

Date: 3-20  
Roll Call Vote #: 6

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2287

House Appropriations Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken DPAA

Motion Made By Carlisle Seconded By Kemp

Representatives	Yes	No	Representatives	Yes	No
Rep. Svedjan (Chairman)	✓		Rep. Glassheim		
Rep. Timm (Vice-Chairman)	✓		Rep. Kroeber		
Rep. Martinson	✓		Rep. Warner		
Rep. Brusegaard	✓		Rep. Delzer	✓	
Rep. Monson	✓		Rep. Warnke	✓	
Rep. Rennerfeldt	✓		Rep. Bellew	✓	
Rep. Wald			Rep. Kempenich	✓	
Rep. Aarsvold	✓		Rep. Kerzman		
Rep. Gulleason			Rep. Metcalf		
Rep. Carlisle	✓				
Rep. Carlson					
Rep. Koppleman					
Rep. Skarphol	✓				
Rep. Thoreson	✓				

Total (Yes) 14 No 0

Absent 9

Floor Assignment Svedjan

If the vote is on an amendment, briefly indicate intent:

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10/21/03  
Date

REPORT OF STANDING COMMITTEE (410)  
March 21, 2003 10:53 a.m.

Module No: HR-51-5401  
Carrier: Svedjan  
Insert LC: 30589.0401 Title: .0500

REPORT OF STANDING COMMITTEE

SB 2282, as reengrossed: Appropriations Committee (Rep. Svedjan, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (14 YEAS, 0 NAYS, 9 ABSENT AND NOT VOTING). Reengrossed SB 2282 was placed on the Sixth order on the calendar.

Page 1, replace lines 9 through 24 with:

"15-52-03. Medical center advisory council - Members, terms, meetings.  
in order to

1. To assure the proper coordination and integration of the North Dakota state medical center with all other health and welfare activities of the state, a permanent medical center advisory council is hereby established to advise, consult, and make recommendations to the university administration, and to the several agencies represented on the council concerning the program of the North Dakota state medical center, the adaptation thereof of the medical center to the needs of the state and to the requirements and facilities of the several agencies involved, and the use of the North Dakota state medical center and its facilities by the various institutions and agencies of the state and its political subdivisions.
2. The council shall consist consists of fourteen members: two
  - a. Two members of the senate and two members of the house of representatives to be named by the governor; one to be named by and from the membership of selected by the chairman of the legislative council;
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    - (2) The state board of higher education, or such boards or departments as shall succeed them or any of them; the
    - (3) The state health officer of the state department of health; the
    - (4) The North Dakota medical association; the
    - (5) The North Dakota hospital healthcare association; the and
    - (6) The veterans administration hospital in Fargo; the house of representatives, appointed by the speaker; and the senate, appointed by the president of the senate; with the remaining four
  - c. Four members to be selected by the dean of the university of North Dakota medical school from the four campus areas of the medical school with headquarters in Bismarck, Fargo, Grand Forks, and Minot. One member from each quadrant will be selected by the board to serve a three year term with a two term limit. The initial appointments must be staggered.
3. The representatives named by the state agencies and boards above referred to must be selected to serve as members of the medical center advisory council for periods of at least one year, but in no instance may

(2) DESK, (3) COMM

Page No. 1

HR-51-5401

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Date

REPORT OF STANDING COMMITTEE (410)  
March 21, 2003 10:53 a.m.

Module No: HR-51-5401  
Carrier: Svedjen  
Insert LC: 30589.0401 Title: .0500

~~they not~~ serve longer than their term of office on the public agency. The representatives from the North Dakota state medical association and the North Dakota ~~hospital~~ healthcare associations ~~shall~~ serve a term of three years or until their successors are named and qualified. ~~The two members appointed by the governor shall serve for three year terms as representatives of the public at large.~~

4. The council shall name its own chairman and the dean of the university of North Dakota medical school shall serve as executive secretary ~~thereof of the council~~. The council shall meet not less than twice each year, and, from time to time, on its own motion or upon request of the university administration, to consider plans and programs of action for the North Dakota state medical center and make its recommendations ~~thereon~~ to the several agencies of the state and ~~the~~ political subdivisions involved and to the legislative assembly."

Page 2, remove lines 1 through 18

Renumber accordingly

2003 SENATE HUMAN SERVICES

CONFERENCE COMMITTEE

SB 2282

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2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2282

Senate Human Services Committee

☒ Conference Committee

Hearing Date April 3, 2003

Tape Number	Side A	Side B	Meter #
1	X		0 - 6000
Committee Clerk Signature <i>Donna Kramer, Clerk</i>			

Minutes:

**SENATOR JUDY LEE** called the Conference Committee to order on **Senate Bill 2282**.

Roll call was read. Members present: **Senator Judy Lee, Senator Polovitz, Senator Grindberg, Representative Warnke, Representative Svedjan, and Representative Aarsvold.**

**SENATOR LEE** stated that the Human Services Committee's concern was on the Senate Appropriations Committee in taking the "Manpower Study" out. .... In looking at the history of the medical school and the medical advisory council, they do have some responsibilities for providing health professionals you see in North Dakota and keeping an eye on what the numbers are. And the Board of Nursing is one year of continuous study on nursing, obviously the Medical Association has the names and locations of the physicians that are licenses in the state. .... When you look at the statutes, that is what the Medical Center Advisory Council is supposed to be involved with. .... There are some concerns about the fact that the Council has met extremely seldom ... I talked with Carol Olson of the Department of Human Services, who as director, is

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*10/21/03*  
Date

Page 2  
Senate Human Services Committee  
Bill/Resolution Number SB 2282  
Hearing Date April 3, 2003

on council. She said there was one meeting earlier in the year. She does not recall that there has been more than one meeting a year. ... In statute ... minimum meet twice a year and supposed to advise and counsel the director of the medical school. I do think that role is important. We just don't have anybody else who is really involved in a general oversight in some of that professional work ... I know that in previously years there had been regularly dialogue between the council and the dean of the medical school ... I would like to have us review again, a little bit of discussion, about the manpower study and about the role of the medical advisory council. And, the only way that we can aesthetically do that is by addressing it through this bill. .... Backwards way, but our only opportunity to do it. ... I realize the dean is frustrated with what he considered "infringement" ... don't think we are being intrusive - we have a right to ask those questions, actually. I think it is important since it is in statute that the advisory council be a part of the decisions made ... I would be interested in other people's comments. (Meter # 40 - 285)

**REPRESENTATIVE SVEDJAN:** What information do you have from your Senate Appropriations Committee as to why it was removed?

**SENATOR LEE:** Because of the fiscal note, I believe. Senator Grindberg could answer that better than I could. .... (Meter # 302 - 313)

**REPRESENTATIVE SVEDJAN:** So as it stands right now, there is no money in the budget for this study.

**SENATOR LEE:** That is correct. There is not an appropriation in the bill ... But, we would not see it as being something so extensive that it wouldn't be possible to assemble that kind of basic information within the medical school budget. ... We were looking for some counsel from the

Page 3

Senate Human Services Committee

Bill/Resolution Number SB 2282

Hearing Date April 3, 2003

advisory council, but also that they would be ultimately responsible for assembling some of that information that we consider to be pretty easy to obtain ... (Meter # 330 - 386)

**REPRESENTATIVE WARNKE:** ... What do you hope would come out of this ... ? What exact numbers are you looking at?

**SENATOR LEE:** What we were looking for was to see what the distribution was .... physicians and specialists throughout North Dakota .... Whether we have a shortfall both in areas of specialties and in demographic distribution - geographic distribution ... same with nurses ... not hard to assemble information ... Boards - no one is responsible for looking at all of them ... Human Services's responsibility ... evaluate information as well as govern. ... Where the medical professionals are and where we have holes ... There isn't any other sort of umbrella group aside from the Medical Center Advisory Council that might be asked to provide some advice and counsel. ... Why manpower study ... (Meter # 395 - 540)

**SENATOR GRINDBERG:** What changes did House make? (Meter # 537 - 550)

**SENATOR LEE:** Actually the changes the House made at the request of Senator Kilzer because there had been an error. ... felt it was appropriate in the Senate Human Services Committee to change from the governor appointing the members of the council to legislators appointing them. ... Whoever had prepared the amendment in the Legislative Council had erred ... Senator Kilzer noticed the error and had the amendment drafted ... All that the House did was adopt the corrective amendment ... Legislative Council made it more readable ... the House didn't change anything ... (Meter #551 - 675)

**SENATOR POLOVITZ:** Referred to latest amendment ... where it reads "Four members selected by the dean of the University of North Dakota Medical School from the four campus

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10/21/03  
Date

Page 4

Senate Human Services Committee

Bill/Resolution Number SB 2282

Hearing Date April 3, 2003

areas of the medical school" ... Is that from a total list or does that mean we are going to have one from each campus? (Meter # 678 - 735)

SENATOR LEE: There should be one from each campus and the dean will be appointing one from each campus. So, there will be representation from each .... (Meter # 736 - 740)

SENATOR POLOVITZ: But, it could be done from any of the 4 campuses. In other words, they are the four campuses that you choose from but not necessarily one from each one. This my interpretation. (Meter # 745 - 780)

SENATOR LEE: Oh, I see what you are saying ... Need to clarify that. Any comments?

REPRESENTATIVE WARNKE: Suggested amendment using "from" of each of four campuses.

SENATOR LEE: Would clarify. Will consider further amendment.

SENATOR LEE: Would be interested in spending a couple of minutes on talking about the role of the Medical Advisory Council ... the changes that have been made from the original bill to the later one ... responsibilities ... (Meter # 934 - 980)

REPRESENTATIVE SVEDJAN: Referred to the proposed amendments that were dated March 4, 2003. As I have looked at 0500 amendment, I have looked at the duties of the council shown at the top of page 3. It seems to me that what you want to be put in this is already there. (Meter # 1003 - 1089)

SENATOR LEE: Which makes me very happy. The only thing is I would like them to be doing it. ... That study was taken out.

REPRESENTATIVE SVEDJAN: Not the same language, but it gets at the very same things.

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**SENATOR LEE:** We had specifically asked for this study and, as long as it is there in that form - it's great. But, how do we get them to do it?

**REPRESENTATIVE WARNKE:** Representative Svedjan, aren't you a member on this?

**REPRESENTATIVE SVEDJAN:** I am still on this council. Have been appointed to this since 1991 by the Speaker of the House. ... (Meter # 1090 - 1182)

**SENATOR LEE:** You would know how many meetings have been held.

**REPRESENTATIVE SVEDJAN:** Know that there have been years where we've met twice.

**SENATOR LEE:** Medical School could tell as well. I would thought that this advisory council would have had, for example input into the decision about closing the Residency Program in Fargo. Input about changing the mission. ... Those kinds of things are important enough that the advisory council should be involved. (Meter # 1250 - 1268)

**REPRESENTATIVE SVEDJAN:** Where reading?

**SENATOR LEE:** Have nothing that relates to that. My concern is that the Medical Advisory Council is not being used by the dean in the way that the council ought to be used. ... Purpose of the council being established ... one time actually involved ... current dean is not involving the advisory council and making decisions ... not involving anybody in changing the mission from educating and preparing physicians, medical scientists, and other health professionals ... to advance medical and biomedical knowledge through research ... (Meter # 1280 - 1376)

**REPRESENTATIVE SVEDJAN:** From what are you reading that?

**SENATOR LEE:** I am reading the old mission - from their handbook - and the new mission which is to provide an opportunity for North Dakota residents to obtain an education in medicine and support graduate programs and undergraduate programs. .... the approach. It seems that it is

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not talking any more about providing health professionals to North Dakota. It's talking about education and research. ... Important distinction. ... Mission established in 1938 was to be able to develop a program to provide physicians to North Dakota. So, what I'm asking from the committee is ... does the dean needs to involve the Medical Advisory Council in making some of the decisions he makes. ... Needs to recognize that he isn't the only one involved ... Residency program in Fargo - very unfortunate that he doesn't collaborate on it instead of just making pronouncements. ... (Meter # 1393 - 1537)

**REPRESENTATIVE WARNKE:** How much input ... was involved and not continuing the program, what amendment? ... Forcing them to reinstate the program? (Meter # 1550 - 1582)

**SENATOR LEE:** No. They had every right to drop it. ... My concern now is that he is being an obstructionist about allowing somebody else to pick up the program that he's left. ... I thought there are people in this room who ought to know what the discussion is. ... everything out on the table ... Was an opportunity for UND to be a partnership ... overstepped bounds when communicating with University of Minnesota ... (Meter # 1560 - 1678)

**REPRESENTATIVE SVEDJAN:** What does all of that have to do with this bill?

**SENATOR LEE:** ... It all relates back to the Medical Advisory Council who should have some input in that discussion. ... Has anybody ever brought up that topic in the Medical Advisory Council meeting? (Meter # 1679 - 1699)

**REPRESENTATIVE SVEDJAN:** Absolutely, that was discussed. ...

**SENATOR LEE:** That they turned down the Dakota Medical Foundation possible partnership?

**REPRESENTATIVE SVEDJAN:** That was presented by the dean.

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**SENATOR LEE:** Why wouldn't you listen to the proposal as presented and then allow questions to be asked to the people who were making the proposal ... (Meter #1700 - 1744)

**REPRESENTATIVE SVEDJAN:** I have to look at the makeup of the committee and that we are advisory to the medical school. Each of the people who sits on there is .... dean shares information ... Point is until members are fed the information and know about what's going on, it's difficult to advise. ... Other things come up ... I don't know what this bill does to cause what you're trying to have happen. What this bill is - is a clarification ... first of all, a con-temporization of language as it relates to the advisory committee. And then there was some work done to clarify the membership, and the membership was changed from how it is in code today. Goes on to talk about the student loan information - that's what is in the bill. (Meter # 1745 - 1984)

**SENATOR LEE:** ... We have a bill that is dealing with a Medical Advisory Council that really isn't doing what it was charged to do. ... There is no other bill that talks about the medical advisory council ... I would have a real concern about filtered information ... Can't imagine that the council wouldn't be interested in hearing firsthand ... (Meter # 1985 - 2079)

**REPRESENTATIVE AARSVOLD:** Question to Representative Svedjan regarding Section 1 - included some significant authority on the part of the council to assure the proper coordination. You, in fact, have tools to assure in the legislative authority? ... "to assure the proper coordination and integration" language infers some significant authority ... Doesn't advisory council have that kind of authority? (Meter #2082 - 2166)

**REPRESENTATIVE SVEDJAN:** According to statute, I guess we do.

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**REPRESENTATIVE AARSVOLD:** How would you enforce that as a council? Do you have veto authority? I think not, from the decisions that are made.

**REPRESENTATIVE SVEDJAN:** That's a good question. I've always looked at this group as advisory.

**REPRESENTATIVE AARSVOLD:** I concur as I read through the balance of that statement that you are an advisory committee, but yet there seems to be some inference of significant authority which you are not permitted to carry out as we advance through the balance of the bill. And, I don't know how we would resolve that. (Meter # 2220 - 2246)

**SENATOR LEE:** I don't either, but I thought it was a question - let's bring it up.

**REPRESENTATIVE WARNKE:** Had the Medical Advisory Council been involved which, again I am not sure if they were or weren't, but had they been involved in decisions and had the decision been made to keep the program in Fargo, then would your opinion thereby be that this Medical Advisory Council has done their job and has the proper authority? Is the reason we are here is that you didn't get the decision you wanted? (Meter # 2267 - 2312)

**SENATOR LEE:** No. He had every right to cancel the program legally. ... My frustration with him is that he will not even discuss the potential for a partnership which would cost him nothing, could enhance the program. And then, the next step is that he was in communication with people at the University of Minnesota to import the program that has absolutely nothing to do with him. That's where my frustration comes from. .... Working together collaboratively - appropriate when we're looking at the medical professionals and their education and distribution in this state, as well. Now, if this council is not going to have that kind of responsibility, then we have got to

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figure something else out. .... Something really important now in dealing with rural health care

... where is answer ... explore ... (Meter # 2315 - 2492)

**REPRESENTATIVE WARNKE:** It seems to me that this is a discussion that should be taken place with the Medical Advisory Council, and that all of the authority they need and all of the responsibility that they're charged with seems to be here. Whether or not they're carrying that out is a discussion that needs to take place with that group. We have given them the tools, we have given them the layout of what their responsibilities are, what their duties are. ... Perhaps, Representative Svedjan, you can take this concern back to your committee and can let them know what this discussion has been. Perhaps even bring a copy of the minutes. My second comment has to do with the "extra step" that the dean took ... (Meter # 2493 - 2633)

**SENATOR LEE:** Unless we amended it to include legislative intent which would indicate to the council that we do expect them to do that work because they're not doing it.

**Continued discussion between Senator Lee and Representative Warnke regarding legislative intent ... oversight ... not aware of recommendations that might come from the Medical Advisory Council ... coordination ... (Meter # 2634 - 2764)**

**REPRESENTATIVE SVEDJAN:** Here are my feelings ... (1) bill clarifies what the role of this advisory committee should be (2) extent of the involvement has expanded ... (3) with regard to the manpower study ... the language says the same thing. ... Agree with Representative Warnke... issues be brought before advisory committee ... comfortable with bill just as it is ... for manpower study - no money .... (Meter # 2765 - 2918)

**SENATOR LEE:** Senator Fischer, do you have any comments?

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**SENATOR FISCHER:** Council owes it to the people of North Dakota as well as the legislature to put together a report on the actions of the advisory council and where the medical school is headed. ... Would like to know what the advisory council is doing ... If the language isn't sharp enough, then we sharpen it up ... Fargo residency when it was operating didn't seem to harm the medical school ... if the medical school and UND are not willing to report to people, or NDSU or BSC - then we've got a real problem. (Meter # 2930 - 3070)

**REPRESENTATIVE WARNKE:** Read the duties of the council. (Meter # 3072 - 3149)

**SENATOR LEE:** But it has always been there, and we have never had anything.

**REPRESENTATIVE WARNKE:** Maybe the problem needs to be addressed to the advisory council, but the charge is here. .... (Meter #3150 - 3208)

Continued discussion between **SENATOR FISCHER** and **REPRESENTATIVE WARNKE** regarding residency program ... (Meter # 3210 - 3240)

**SENATOR LEE:** The part that was deleted said "the council shall prepare and periodically update a long-term strategic plan that addresses manpower needs in the state including a review for the need of nurses and primary care physicians by specialty. The council shall include in its study a review of the graphical distribution of the health manpower needs throughout the state and make recommendations as a result of legislative assembly." It seemed appropriate to our policy committee that there would be a report. ... (Meter # 3241 - 3295)

**SENATOR GRINDBERG:** Would it be natural to assume that any reports delivered by the council be messaged to the Board of Higher Education? It seems to me that's who is accountable - the Board of Higher Education ... Would this not be some kind of overall update campus by campus to the Board on a regular basis? ... (Meter # 3296 - 3342)

*Deanna D. Smith*  
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**REPRESENTATIVE SVEDJAN:** Go back to what I said before. This group is advisory to the medical school ... to the extent that we are advising them on something ... they do report to the Board of Higher Education (Meter # 3345 - 3394)

**REPRESENTATIVE GRINDBERG:** We have had 10 minutes of discussion on who reports to who. Is that resolved here that these meetings twice a year get reported in a general sense to the Board of Higher Education so somebody receives a report ... (Meter # 3395 - 3430)

**REPRESENTATIVE SVEDJAN:** Maybe we can simplify this a lot by repealing the advisory committee ... (Meter # 3432 - 3450)

**SENATOR LEE:** Highly inappropriate ... goal was to have some people with expertise to have a broad overview of how we're going to provide ... how do we fill in the blanks ... goal was nothing vindictive - asking for plan and some kind of report ... entity to have a broad overview of what is going on ... does not accomplish anything by eliminating .... (Meter # 3458 - 3672)

**REPRESENTATIVE SVEDJAN:** Saying was more in jest.

**SENATOR LEE:** Wanted to figure out way to do this ... group already in place that has some real connected expertise ... leave bill as is ... make amendment to clarify where appointments come from ... (Meter # 3680 - 3812)

**SENATOR POLOVITZ:** Does the med school have any other advisory council such as this?

**REPRESENTATIVE SVEDJAN:** Not to my knowledge. ...

**SENATOR POLOVITZ:** Is an advisory council such as this a worthwhile committee that would actually substantiate and support what is happening? .... in supporting changes within - this committee would be a real plus for the school ... Gave example of being mayor ... This would be a great thing ... this is a powerful committee that could make things happen ... If

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committee to be a rubber-stamp of the dean, why bother with the committee ... (Meter #3823 - 4179)

**REPRESENTATIVE SVEDJAN:** Stated what meetings are like with UND Medical School advisory board. ... tremendous amount of information presented ... Dean utilized members to assist with a long-range strategic planning process ... some of the recommendations have been incorporated into the planning ... As Senator Kilzer and I introduced this bill, it was intended to clean up some of the language ... changed ... changes for membership are good ... study cited - an appropriate role for what they do ... satisfied ... (Meter # 4180 - 4438)

**SENATOR LEE:** It is interesting that you talk about the long-range strategic plan, because that was omitted out and we thought was important to have - which wouldn't have only applied to the medical school but health manpower needs in the state. ... Maybe, that could be the "nuts" from which further growth comes in addressing "what else can we do in addition to the things the medical school has already determined to be important and has implemented." ... If we leave this bill as it is, tell me how we are going to do what our committee was trying to do? ... Broad overview ... (Meter 4440 - 4550)

**REPRESENTATIVE SVEDJAN:** The study language is in there.

**SENATOR LEE:** .... We considered it a policy bill. .... overview of what's going on with manpower needs ... it was amended out in the Appropriations Committee ... I want to know if there is any legitimacy to having this advisory council do what my committee thought they might able to do. ... Further amendment? .... council - great conduit ... (Meter # 4614 - 4947)

**SENATOR GRINDBERG:** I echo the fact there is no money. ...

**SENATOR LEE:** Asked if merit to having some kind of oversight of the broader picture ...

*Deanne Ball*  
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**REPRESENTATIVE SVEDJAN:** If the desire here is for this group to be advisory to the medical school - that's one thing. If it's to be advisory to the legislature, that's quite another. If it's meant to be advisory to the Board of Higher Education, that's yet another. ... I have always seen this as being advisory to the medical school. Some of the advice has been incorporated into their planning. ... What's broken?

**SENATOR LEE:** I don't see it broken. If it supposed to be studying, what are they going to tell us? (Meter # 5155)

Continued discussion with **REPRESENTATIVE SVEDJAN** and **SENATOR LEE** regarding the way the current statute reads. Senator Lee read "the medical center advisory council shall study a unified program for the improvement and maintenance of the health of the state in all of its phases."

**SENATOR LEE:** If someone wants to make a motion ... we'll just keep muddling along without a group that has any oversight. .... (Meter # 5189 - 5305)

**REPRESENTATIVE SVEDJAN:** Would it help, as a member of that committee, for me to carry that message to the next advisory committee meeting along with the statute? (Meter # 5328 - 5350)

**SENATOR LEE:** Okay. ... an important cog in this wheel. Senator Polovitz, would you like to have clarification amendment?

**SENATOR POLOVITZ:** ... Intent could be construed. ... Made a motion to amend to select two members from each of the four campuses.

**SENATOR AASVOLD** seconded the motion.

No discussion.

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All in favor. Motion carried.

**SENATOR LEE:** We have the assurance of Representative Svedjan that he will carry our discussion to the council and I am confident that he will.

**SENATOR GRINDBERG:** Made a motion to recede from House Amendment and "further amend as follows" (Standing Order).

**REPRESENTATIVE WARNKE:** Seconded the motion.

Roll call was read. All in favor. 6 yeas 0 nays.

The conference committee discussion was adjourned.

Deanne Waller  
Operator's Signature

10/21/03  
Date

30589.0402  
Title.0600

Adopted by the Conference Committee  
April 3, 2003

*JS*  
4-4-3  
1 of 2

PROPOSED AMENDMENTS TO REENGROSSED SENATE BILL NO. 2282

That the House recede from its amendments as printed on pages 957 and 958 of the Senate Journal and pages 1004 and 1005 of the House Journal and that Reengrossed Senate Bill No. 2282 be amended as follows:

Page 1, replace lines 9 through 24 with:

**"15-52-03. Medical center advisory council - Members, terms, meetings. In order to**

1. To assure the proper coordination and integration of the North Dakota state medical center with all other health and welfare activities of the state, a permanent medical center advisory council is hereby established to advise, consult, and make recommendations to the university administration, and to the several agencies represented on the council concerning the program of the North Dakota state medical center, the adaptation thereof of the medical center to the needs of the state and to the requirements and facilities of the several agencies involved, and the use of the North Dakota state medical center and its facilities by the various institutions and agencies of the state and its political subdivisions.
2. The council ~~shall consist~~ consists of fourteen members: ~~two~~
  - a. Two members of the senate and two members of the house of representatives to be named by the governor; one to be named by and from the membership of selected by the chairman of the legislative council;
  - b. One member selected by each of the following: the
    - (1) The department of human services; the
    - (2) The state board of higher education, or such boards or departments as shall succeed them or any of them; the
    - (3) The state health officer of the state department of health; the
    - (4) The North Dakota medical association; the
    - (5) The North Dakota hospital healthcare association; the and
    - (6) The veterans administration hospital in Fargo; the house of representatives, appointed by the speaker, and the senate, appointed by the president of the senate; with the remaining four members to be
  - c. One member selected by the dean of the university of North Dakota medical school from each of the four campus areas of the medical school with headquarters in Bismarck, Fargo, Grand Forks, and Minot. One member from each quadrant will be selected by the board to serve a three-year term with a two-term limit. The initial appointments must be staggered.

Page No. 1

30589.0402

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3. The representatives named by the state agencies and boards ~~above referred to~~ must be selected to serve as members of the medical center advisory council for periods of at least one year, but ~~in no instance may they not~~ serve longer than their term of office on the public agency. The representatives from the North Dakota state medical association and the North Dakota ~~hospital healthcare~~ association shall serve a term of three years or until their successors are named and qualified. ~~The two members appointed by the governor shall serve for three year terms as representatives of the public at large.~~
  4. The council shall name its own chairman and the dean of the university of North Dakota medical school shall serve as executive secretary ~~thereof of the council~~. The council shall meet not less than twice each year, and, from time to time, on its own motion or upon request of the university administration, to consider plans and programs of action for the North Dakota state medical center and make its recommendations ~~thereon~~ to the several agencies of the state and its political subdivisions involved and to the legislative assembly."

Page 2, remove lines 1 through 18

Renumber accordingly

Deanna Waller  
Operator's signature

10/21/03  
Date

Date: April 3, 2003  
Roll Call Vote #: 1

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2282

Senate Human Services Committee

☒ Check here for Conference Committee

Legislative Council Amendment Number 30589.0402

Action Taken Recede from House Amendment and  
further amend as follows:  
Motion Made By Senator Grunberg Seconded By Rep. Warnke

Senators	Yes	No	Representative	Yes	No
Senator Lee	✓		Representative Warnke	✓	
Senator Polovitz	✓		Representative Svedjan	✓	
Senator Fischer <u>Grunberg</u>	✓		Representative Aarsvold	✓	

Total (Yes) 6 No 0

Absent \_\_\_\_\_

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

REPORT OF CONFERENCE COMMITTEE (420)  
April 7, 2003 11:18 a.m.

Module No: SR-62-6937

Insert LC: 30589.0402

**REPORT OF CONFERENCE COMMITTEE**

SB 2282, as reengrossed: Your conference committee (Sens. J. Lee, Grindberg, Polovitz and Reps. Warnke, Svedjan, Aarsvold) recommends that the HOUSE RECEDE from the House amendments on SJ pages 957-958, adopt amendments as follows, and place SB 2282 on the Seventh order:

That the House recede from its amendments as printed on pages 957 and 958 of the Senate Journal and pages 1004 and 1005 of the House Journal and that Reengrossed Senate Bill No. 2282 be amended as follows:

Page 1, replace lines 9 through 24 with:

**\*15-52-03. Medical center advisory council - Members, terms, meetings.**  
**In order to**

1. To assure the proper coordination and integration of the North Dakota state medical center with all other health and welfare activities of the state, a permanent medical center advisory council is hereby established to advise, consult, and make recommendations to the university administration, and to the several agencies represented on the council concerning the program of the North Dakota state medical center, the adaptation thereof of the medical center to the needs of the state and to the requirements and facilities of the several agencies involved, and the use of the North Dakota state medical center and its facilities by the various institutions and agencies of the state and its political subdivisions.
2. The council ~~shall consist~~ consists of fourteen members: ~~two~~
  - a. ~~Two members of the senate and two members of the house of representatives to be named by the governor; one to be named by and from the membership of~~ selected by the chairman of the legislative council;
  - b. One member selected by each of the following: the
    - (1) The department of human services; the
    - (2) The state board of higher education, or such boards or departments as shall succeed them or any of them; the
    - (3) The state health officer of the state department of health; the
    - (4) The North Dakota medical association; the
    - (5) The North Dakota hospital healthcare association; the and
    - (6) The veterans administration hospital in Fargo; the house of representatives, appointed by the speaker, and the senate, appointed by the president of the senate, with the remaining four members to be
  - c. One member selected by the dean of the university of North Dakota medical school from each of the four campus areas of the medical school with headquarters in Bismarck, Fargo, Grand Forks, and Minot. One member from each quadrant will be selected by the board to serve a three year term with a two term limit. The initial appointments must be staggered.

(2) DESK, (2) COMM

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SR-62-6937

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3. The representatives named by the state agencies and boards ~~above referred to~~ must be selected to serve as members of the medical center advisory council for periods of at least one year, but ~~in no instance~~ may they ~~not~~ serve longer than their term of office on the public agency. The representatives from the North Dakota state medical association and the North Dakota ~~hospital healthcare~~ association ~~shall~~ serve a term of three years or until their successors are named and qualified. ~~The two members appointed by the governor shall serve for three year terms as representatives of the public at large.~~
4. The council shall name its own chairman and the dean of the university of North Dakota medical school shall serve as executive secretary ~~thereof of the council~~. The council shall meet not less than twice each year, and, from time to time, on its own motion or upon request of the university administration, to consider plans and programs of action for the North Dakota state medical center and make its recommendations ~~thereon~~ to the several agencies of the state and ~~the~~ political subdivisions involved and to the legislative assembly."

Page 2, remove lines 1 through 18

Renumber accordingly

Reengrossed SB 2282 was placed on the Seventh order of business on the calendar.

2003 TESTIMONY

SB 2282

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## North Dakota State Board of Medical Examiners

ROLF P. SLETTEN  
Executive Secretary and Treasurer

LYNETTE McDONALD  
Administrative Assistant

### MEMORANDUM

TO: Applicant

FROM: Lynette McDonald  
Administrative Assistant

RE: Application for Licensure in North Dakota

In response to your recent request, I am enclosing an application for licensure in North Dakota. I am also enclosing an instruction sheet to assist you in completing the application form, and a summary of the North Dakota licensure requirements. Please complete the application IN ITS ENTIRETY and return it to this office with the necessary documents.

This Board has the authority to issue the following forms of licensure:

1. Permanent Licensure.
2. Provisional Temporary Licensure. A provisional temporary license may be granted to an applicant who has met all requirements for licensure except that he/she has not yet appeared for an interview. A provisional temporary license is only valid until the time of the next regular meeting of the Board of Medical Examiners. No applicant may be granted more than one provisional temporary license.
3. Locum Tenens Permit. Locum tenens permits are issued for a specific practice site and only for a period not exceeding three (3) months.

The standard North Dakota medical licensure application form is used for each of these types of licensure.

The fee for any of the three types of licensure in North Dakota is \$200.00. The annual license renewal fee for all licensed physicians is \$150.00.

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All applicants seeking permanent licensure in this state must appear before the Board of Medical Examiners for an interview **EXCEPT FOR THOSE APPLICANTS WHO MEET EACH OF THE REQUIREMENTS IN ONE OF THE FOLLOWING TWO GROUPS:**

**GROUP 1**

1. The applicant has graduated from an approved medical school in the United States or Canada, **AND;**
2. The applicant has successfully completed an entire AMA, CMA, or AOA approved postgraduate training program in the United States or Canada, or has successfully completed one year of approved postgraduate training within the State of North Dakota, **AND;**
3. No derogatory information was brought to the attention of the Board of Medical Examiners during the application process.

**-OR-**

**GROUP 2**

1. The applicant has graduated from a medical school listed in the most recent edition of the World Health Organization Directory of Medical Schools, **AND;**
2. The applicant has successfully completed an entire AMA, CMA, or AOA approved postgraduate training in the U.S or Canada, **AND;**
3. No derogatory information was brought to the attention of the Board of Medical Examiners during the application process.

Any candidate may be required to appear for the oral interview at the Board's discretion.

**AN APPLICANT WILL NOT BE CONSIDERED FOR A PROVISIONAL TEMPORARY LICENSE OR A LOCUM TENENS PERMIT UNTIL THE ENTIRE APPLICATION PROCESSING PROCEDURE IS COMPLETED.**

If you have any questions, please contact this office.

Enclosure

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Deanna Waller  
Operator's Signature

10/21/03  
Date

## HELPFUL HINTS

### SAVE TIME! SAVE MONEY! REDUCE ANXIETY!

The North Dakota State Board of Medical Examiners annually processes hundreds of physician applications for licensure. In each case, the Board conducts a thorough evaluation of a number of items, including basic medical credentials, employment or work history, malpractice history, and a criminal or disciplinary history. This process takes time - anywhere from a few weeks to several months, depending in large part upon how quickly the applicant complies with what is requested of him/her and the nature of any problems requiring closer scrutiny. In spite of the fact that there is no guarantee of licensure, some applicants make commitments to start work at a certain time and later find that the commitment cannot be kept. Please remember that the Board will not accelerate one application at the expense of another, nor will it forego any elements of its screening process. The following suggestions are offered to help those who apply for licensure, as well as those who recruit physicians:

1. Give the Board enough time to do its job. For something as important as a medical license, two months lead time is not unreasonable.
2. Don't make commitments on loans, practice start dates, home purchases, etc., until a license is granted. Not all physicians who apply will receive a license. Don't set yourself or your colleagues up for disappointment or financial setbacks based on mere speculation.
3. Make sure all application materials are sent to the Board as quickly as possible, in accordance with the directions set forth in the application packet. Deadlines are strictly enforced. Don't waste valuable time assuming that an exception will be made or that a requirement will be waived for you.
4. If there are items on the application about which the Board desires additional information, or if there is any derogatory information that comes to light, it may take the application longer to get through the review process.
5. Remember that regardless of the date of issuance, all licensees whose surnames begin with letters A - L expire on December 31st of each year, and all licensees whose surnames begin with letters M - Z expire on June 30th of each year.
6. The North Dakota State Board of Medical Examiners does accept the Physician Information Profile produced by the Federation of State Medical Boards Credentials Verification Service (FCVS). You may contact the FCVS toll-free at 1-888-275-3287 if you choose to do so. You are not required to subscribe to the FCVS.

## INSTRUCTION SHEET

North Dakota State Board of Medical Examiners  
418 E. Broadway Ave., Suite 12  
Bismarck, ND 58501

PHONE: 701/328-6500 FAX: 701/328-6505

The application form must be returned to this office along with the following documents: (Documents that are required to be notarized must include a statement from a notary public attesting to the fact that the photocopy is a true copy of the original document.)

1. \$200.00 application fee (U.S. currency).
2. Photocopy of diploma from medical school (if applicable, an English translation must be included).
3. Photocopy(s) of all internship/residency/fellowship certificates.
4. Photocopy of ECFMG certificate (Required of graduates of international medical schools except those schools located in Canada, England, Scotland, Ireland, Australia and New Zealand).
5. Notarized photocopy(s) of American Board certificate(s) and/or Canadian Board certificate(s).
6. Notarized photocopy of marriage certificate or legal name change document if your name differs from that on any of your documents.
7. Provide two recent 2" x 3" unmounted photographs of yourself - one should be affixed to Page 4 of the application.
8. The enclosed "Certificate of Medical Education" form must be completed by your medical school and must be sent directly from your medical school to the North Dakota State Board of Medical Examiners by mail or fax (701/328-6505).
9. You must direct the licensing board of every state/province that you list in Section 7 of the application to provide the North Dakota Board of Medical Examiners with verification of your licensure status. You must include every license you have ever applied for, regardless of whether the license was granted or not granted, is active or inactive, temporary or permanent, restricted or unrestricted, locum tenens, resident, etc.

**Note:** Documents which are required to be notarized must include a statement from a notary public attesting to the fact that the photocopy of a true copy of the original document.

**Note:** The North Dakota State Board of Medical Examiners does accept the Physician Information Profile produced by the Federation of State Medical Boards Credentials Verification Service (FCVS). You may contact the FCVS toll-free at 1-888-275-3287 if you choose to do so. You are not required to subscribe to the FCVS.

- 
- |           |   |
|-----------|---|
| Section 1 | Biographical Information - Please answer <u>every</u> question A through M.   |
| Section 2 | Intended Place of Practice - If you do not know where, or if, you will be practicing in North Dakota, you should indicate that here also.   |
| Section 3 | Specialty Information - Applicants should indicate "N/A" after any question which does not apply to them.   |
| Section 4 | ECFMG Information - (Graduates of medical schools located in the United States, Canada, Australia, New Zealand or the United Kingdom are not required to complete this section.)  |
| Section 5 | Military Service Information - Applicants with no military service should indicate "N/A" in this section.   |
| Section 6 | Licensing Examination (Check only one option and request the appropriate organization to send your examination scores to the North Dakota Board of Medical Examiners.)  |
| A.        | National Boards<br>Contact the National Board of Medical Examiners at their website <a href="http://www.nbme.org">http://www.nbme.org</a> . You can download a Request for Endorsement of NBME Certification form at <a href="http://www.nbme.org/programs/nbmecert.htm">www.nbme.org/programs/nbmecert.htm</a> . The Endorsement of Certification must be sent directly to the North Dakota Board of Medical Examiners by the NBME office.             |
| B.        | COMLEX or NBOME<br>Contact the National Board of Osteopathic Medical Examiners at their website <a href="http://www.nbome.org">http://www.nbome.org</a> ; or 8765 W. Higgins Rd., Suite 200, Chicago, IL 60631-4101; or phone 773/714-0622; or email <a href="mailto:admin@nbome.org">admin@nbome.org</a> ; or fax 773/714-0631; to request that a certified transcript of your scores be sent directly to the North Dakota Board of Medical Examiners. |
| C.        | LMCC<br>Contact the Medical Council of Canada at their website <a href="http://www.mcc.ca">http://www.mcc.ca</a> ; or P.O. Box 8234, Station T, Ottawa, Ontario, Canada K1G3H6; or phone 613/738-0372; or fax 613/521-9417; to request an Endorsement of Licentiate Status. The Endorsement of Licentiate Status must be sent directly to the North Dakota Board  |

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Operator's Signature

Date

of Medical Examiners by the Medical Council of Canada office.

- D. **FLEX** Contact the Federation of State Medical Boards at their website <http://www.fsmb.org>; or 400 Fuller Wiser Rd., Suite 300, Euless, TX 76039; or phone 817-868-4041 for instructions on how to request transcripts and to download an EBAHR report request form. The EBAHR must be sent directly to the North Dakota Board of Medical Examiners by the FSMB office.
- E. **USMLE** See Item D above.
- F. **State Constructed Exam** Contact the state licensing board for which you took a state constructed written exam (prior to the advent of FLEX or USMLE) to request that they send an official transcript of your written exam scores to our office.
- G. **A combination of portions of FLEX, NBME, or USMLE**  
NBME Parts I, II, III administered by the NBME - See Item A above.  
NBME Parts I, II, III administered by the ECFMG - Contact the Educational Council for Foreign Medical Graduates at their website <http://www.ecfm.org>; or 3624 Market St., Philadelphia, PA 19104; or phone 215/386-5900; for instructions on how to request an Endorsement of NBME Certification. The Endorsement of Certification must be sent directly to the North Dakota Board of Medical Examiners by the ECFMG office.  
FLEX and USMLE - See Item D above.

Section 7 **Medical Licensure** - List all medical licenses you have ever applied for in the U.S. or Canada, whether or not the license was granted. Include every type (i.e., active or inactive, temporary or permanent, restricted or unrestricted, locum tenens, resident, etc.). You must direct the licensing board of every state/province listed to provide the North Dakota Board of Medical Examiners with verification of your licensure status.

Section 8 **Professional Training and Experience** - List in chronological order all professional education and experience including college and/or university, medical school, internship, residencies, and practice locations. Include an explanation of your primary activity during ALL periods of time from the beginning of your professional education to the present, whether or not you were engaged in activities related to medicine. If additional space is needed, please attach addendum. A curriculum vitae will not be accepted in lieu of completion of this section. You must include every health care facility at which you have ever practiced, applied for privileges, or held privileges.

Section 9 **Personal Data** - Indicate a "yes" or "no" by placing an "x" in the appropriate box. If any of the questions are answered "yes", full details must be furnished on a separate sheet and made a part of this application.

Section 10 **Personal References** - Please provide the names of two licensed physicians who know you personally, are willing to attest to your ethical and moral character, and are willing to furnish additional information, if requested, by the North Dakota State Board of Medical Examiners. (Family members will not be accepted.)

Section 11 **Agreement to Update Application Information** - Read the statement carefully and sign your name in the space provided.

Section 12 **Affidavit** - Read the statement carefully, then print or type your name in the space provided and sign the completed application in the presence of a notary public.

Section 13 **You are required to submit two recent photographs approximately 2" by 3". One photograph should be affixed in the space provided under Section 12 of your application - another photograph should accompany the additional documents supplied with the application.**

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## North Dakota State Board of Medical Examiners

ROLF P. SLETTEN  
Executive Secretary and Treasurer

LYNETTE LEWIS  
Administrative Assistant

### REQUIREMENTS FOR LICENSURE IN NORTH DAKOTA

**IMPORTANT:** Provisional temporary licenses may be issued to allow an applicant to practice medicine in North Dakota during the interval of the Board meetings. Locum tenens permits may be issued to allow an applicant to practice medicine in North Dakota for a period not to exceed three months. HOWEVER, THESE LICENSES WILL NOT BE ISSUED UNTIL THE ENTIRE APPLICATION PROCESS IS COMPLETED.

#### GRADUATES OF U.S. OR CANADIAN MEDICAL SCHOOLS

1. Possession of the degree of doctor of medicine or doctor of osteopathy from a medical school located in the U.S., its possessions, territories, or Canada, approved by the Board or by an accrediting body approved by the Board at the time the degree was conferred.
2. Successful completion of one year of postgraduate training in the U.S. or Canada in a program approved by the Board or by an accrediting body approved by the Board.
3. Licensure by a state-constructed written examination in North Dakota or in another state; or successful completion of one of the following licensing examinations or acceptable combinations thereof: FLEX (Federation Licensing Examination), National Boards, LMCC (Licentiate of the Medical Council of Canada), or USMLE (United States Medical Licensing Examination).

Examination combinations acceptable: Part I (NBME) or Step 1 (USMLE), plus Part II or Step 2, plus Part III or Step 3; or FLEX Component 1 plus Step 3; or Part I or Step 1, plus Part II or Step 2, plus FLEX Component 2.

#### GRADUATES OF SCHOOLS LOCATED OUTSIDE THE U.S. OR CANADA

1. Possession of the degree of doctor of medicine or a Board-approved equivalent based on satisfactory completion of educational programs acceptable to the Board. Graduates of osteopathic schools located outside the U.S. are not eligible for licensure.
2. Successful completion of three years of postgraduate training in the U.S. or Canada in a program approved by the Board or by an accrediting body approved by the Board. If the applicant has not completed three years of postgraduate training in a program approved by the Board or by an accrediting body approved by the Board, but has met all other licensing requirements and has successfully completed one year of postgraduate training in the U.S. or Canada in a program approved by the Board, and if the Board finds that the applicant has other professional experience and training that is substantially equivalent to the second and third year of postgraduate training, then the applicant may be deemed eligible for licensure. The Board is granted broad discretion in determining whether to apply this exception to the normal licensing requirements. An applicant seeking licensure under this exception must present evidence satisfactory to the Board that he/she is either (a) American or Canadian board certified, or; (b) passed the SPEX (Special Purpose Examination) developed by the Federation of State Medical Boards.
3. A standard ECFMG certificate is required of graduates of foreign medical schools except graduates of medical schools located in Canada, England, Scotland, Ireland, Australia and New Zealand. This requirement may be waived for the 5th Pathway holder or, by unanimous vote of the Board, for holders of American board certificates.
4. Licensure by a state-constructed written examination in North Dakota or in another state; or successful completion of one of the following licensing examinations or acceptable combinations thereof: FLEX (Federation Licensing Examination), National Boards, LMCC (Licentiate of the Medical Council of Canada), or USMLE (United States Medical Licensing Examination).

Examination combinations acceptable: Part I (NBME) or Step 1 (USMLE), plus Part II or Step 2, plus Part III or Step 3; or FLEX Component 1 plus Step 3; or Part I or Step 1, plus Part II or Step 2, plus FLEX Component 2.

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CITY CENTER PLAZA • 418 E. BROADWAY AVE., SUITE 12 • BISMARCK, NORTH DAKOTA 58501

PHONE (701) 328-6500 • FAX (701) 328-6505  
www.ndbomex.com

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Operator's Signature

Date

## CERTIFICATE OF MEDICAL EDUCATION

(Applicant must forward this application form to medical school granting degree for certification of his/her medical education)

It is hereby certified that \_\_\_\_\_  
(1)

received a \_\_\_\_\_ diploma from \_\_\_\_\_  
(2) (3)

\_\_\_\_\_ on \_\_\_\_\_ and to the  
(4) Location (5)

best of our knowledge is of good moral character.

Signed \_\_\_\_\_

\_\_\_\_\_  
(TITLE)

(SEAL  
OF  
COLLEGE)

Date this Certificate \_\_\_\_\_

### INSTRUCTIONS TO MEDICAL SCHOOL

The person whose name appears on this certificate has applied for a license to practice medicine in the State of North Dakota.

Please review this certificate to determine if the statement is correct.

If you find that it is entirely correct, please:

- A. Complete the portion of the form calling for your name, your title, and the date.
- B. Affix the official seal of your institution.
- C. Return this certificate to the North Dakota State Board of Medical Examiners,  
418 E. Broadway Ave., Suite 12; Bismarck, ND U.S.A. 58501 or FAX to 701-328-6505.

— Thank You —

3-01

### INSTRUCTIONS TO APPLICANT

1. Type your name on Line (1).
2. Indicate what medical school diploma you received on Line (2).
3. Type the name of your medical school on Line (3).
4. Type the address of your medical school on Line (4).
5. Type the date you received your medical school diploma on Line (5).
6. Send this form to the President, Dean, or Registrar of your medical school.

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Date

**IMPORTANT NOTICE**  
**CONTINUING MEDICAL EDUCATION REQUIREMENTS**

The 1997 legislative assembly enacted a statute directing the Board of Medical Examiners to develop a set of administrative rules which would establish mandatory continuing medical education requirements for North Dakota physicians. These rules have since been approved by the Board.

Any interested person may obtain the full text of the rules by calling the Board's office at 701/328-6500. A very brief summary of the essential points embraced by these rules is as follows:

**Question** How many CME hours will be required each year?

**Answer** An average of 20 hours.

**Question** How often must a licensee report his/her CME credits?

**Answer** Every third year.

**Question** Which credits will be accepted?

**Answer** AMA Category 1 Credit, AOA Category 1 Credit, AAFP Prescribed Credit, certain Canadian courses, and "other courses approved by the North Dakota State Board of Medical Examiners as being equivalent to AMA or AOA Category 1 Credit".

**Question** What process will be used to verify compliance?

**Answer** Each physician will be provided with a form in certain designated years. That form will be mailed with the physician's license renewal packet and will require the physician to declare that he/she 1) has complied with the CME requirements; 2) has not complied with the CME requirements, or; 3) is exempt from meeting those requirements. The Board will follow up on the information supplied by the physicians with a series of random audits.

It is important to understand that even though the Board will not require every physician to itemize detailed information about individual CME courses on each reporting form, every physician must keep a careful record of his/her CME activities. Detailed information will be required when the physician is audited.

**Question** How will these requirements be enforced?

**Answer** The statute being implemented by these rules provides that "Before a license may be renewed, the licensee must submit evidence [of compliance] to the Board...". A physician who must declare that he/she has failed to comply with the CME requirements will not be relicensed for the upcoming year. Obviously, it will not always be possible to complete a random audit before a license must be renewed. Consequently, if a physician declares he/she has met the requirements and the application for renewal of licensure is otherwise valid on its face, then the Board will renew the license, however, if the Board subsequently completes an audit and finds that the physician cannot demonstrate compliance with the rule, then a disciplinary action will be brought against that physician for making a false statement on the renewal form.

**Question** When will the first reports of compliance be required?

**Answer** Those physicians whose surnames begin with letter A-H will first report their CME credits to the Board when they renew their license for the year 2001. Those physicians whose surnames begin with letter I-O will first report their CME credits to the Board when they renew their license for the year 2002. Those physicians whose surnames begin with letter P-Z will first report their CME credits to the Board when they renew their license for the year 2003. In each case the physician will be required to report the CME credits earned during the three year period ending at the time of their report.

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*Deanna Waller*  
Operator's Signature

12/21/03  
Date

**Question**

**Who is exempt?**

The following physicians are not required to meet the North Dakota Board of Medical Examiner's CME requirements:

1. Physicians who are enrolled in full-time graduate medical education programs (residencies and fellowships) which are accredited by the accreditation council on graduate medical education or the American osteopathic association.
2. Physicians who hold a locum tenens permit or a special license and those physicians who have not renewed their licenses for the first time since being granted a regular permanent license by the board.
3. Physicians who have retired from the active practice of medicine. This exception is available only to those retired physicians who have completely and totally withdrawn from the practice of medicine. Any physician seeking to be excused from completing CME requirements under this subsection must submit an affidavit to the board of medical examiners (on the board's form) certifying that the physician will render no medical services during the term of the next CME reporting period. These physicians are only eligible for a special emeritus license, not a regular license. A special emeritus license does not authorize the licensee to engage in the practice of medicine.

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Operator's Signature

*Deanna D. Ball*

12/21/03

Date

**North Dakota State Board of Medical Examiners**  
CITY CENTER PLAZA, 418 E. BROADWAY AVE., SUITE 12, BISMARCK, ND 58501  
PHONE (701) 328-6500 FAX (701) 328-6505

DATE RECEIVED

FEES RECEIVED

**APPLICATION FOR LICENSE TO PRACTICE MEDICINE**

*Please refer to enclosure for specific instructions.*

Date \_\_\_\_\_

**1. BIOGRAPHICAL INFORMATION:** Please answer every question A through M.

- A. Name \_\_\_\_\_  
(First) (Entire Middle Name) (Last)
- B. Business Address \_\_\_\_\_  
(city) (state) (zip)  
Business Phone (\_\_\_\_) \_\_\_\_\_
- C. Home Address \_\_\_\_\_  
(city) (state) (zip)  
Home Phone (\_\_\_\_) \_\_\_\_\_
- D. E-mail Address \_\_\_\_\_
- E. Date of Birth \_\_\_\_/\_\_\_\_/\_\_\_\_
- F. Place of Birth \_\_\_\_\_
- G. Height \_\_\_\_\_
- H. Weight \_\_\_\_\_
- I. Color of Eyes \_\_\_\_\_
- J. Color of Hair \_\_\_\_\_
- K. Identifying Marks \_\_\_\_\_
- L. Social Security # \_\_\_\_\_
- M. DEA Registration # \_\_\_\_\_

**2. INTENDED PLACE OF PRACTICE:**

- A. Name and address of hospital, clinic, or office where you intend to practice \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- B. Anticipated starting date \_\_\_\_\_
- C. Are you applying for a permanent license or a locum tenens permit? \_\_\_\_\_  
(Locum tenens permits may be issued for a period not exceeding three months.)

**3. SPECIALTY INFORMATION:**

- A. What is your Specialty? \_\_\_\_\_
- B. Sub-Specialty? \_\_\_\_\_
- C. Have you completed an ENTIRE residency program? Yes \_\_\_\_\_ No \_\_\_\_\_
- D. Are you American Board Certified? Yes \_\_\_\_\_ No \_\_\_\_\_ In what specialty? \_\_\_\_\_
- E. Are you Canadian Board Certified? Yes \_\_\_\_\_ No \_\_\_\_\_ In what specialty? \_\_\_\_\_

**4. ECFMG:** Graduates of medical schools located in the United States, Canada, Australia, New Zealand or the United Kingdom are not required to complete this section.

Do you have a valid and current ECFMG certificate? Yes \_\_\_\_\_ No \_\_\_\_\_

Date issued \_\_\_\_\_ Certificate Number \_\_\_\_\_

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Date

5. **MILITARY SERVICE:** Applicants with no military service should indicate "N/A" in this section.

Date of entry \_\_\_\_\_ Date and type of discharge \_\_\_\_\_  
Country for which you served and branch of service \_\_\_\_\_

**LICENSING EXAMINATION:** Check only one option and request the appropriate organization to send your examination scores to the North Dakota Board of Medical Examiners.

I am applying for licensure in North Dakota based on:

- ☐ A. National Boards Contact the National Board of Medical Examiners at their website <http://www.nbme.org>. You can download a Request for Endorsement of NBME Certification form at [www.nbme.org/programs/nbmecert.htm](http://www.nbme.org/programs/nbmecert.htm). The Endorsement of Certification must be sent directly to the North Dakota Board of Medical Examiners by the NBME office.
- ☐ B. COMLEX or NBOME Contact the National Board of Osteopathic Medical Examiners at their website <http://www.nhome.org>; 8765 Higgins Rd., Suite 200; Chicago, IL 60631-4101; Phone 773/714-0622; Email [admin@nhome.org](mailto:admin@nhome.org); Fax 773/714-0631; to request that a certified transcript of your scores be sent directly to the North Dakota Board of Medical Examiners.
- ☐ C. LMCC Contact the Medical Council of Canada at their website <http://www.mcc.ca>; P.O. Box 8234, Station T, Ottawa, Ontario, Canada K1G 3H6, Phone 613/738-0372, Fax 613/521-9417; to request an Endorsement of Licentiate Status. The Endorsement of Licentiate Status must be sent directly to the North Dakota Board of Medical Examiners by the Medical Council of Canada office.
- ☐ D. FLEX Contact the Federation of State Medical Boards at their website <http://www.fsmb.org>; 400 Fuller Wiser Rd., Suite 300; Euless, TX 76039; Phone 817/868-4041 for instructions on how to request transcripts and to download an EBAHR report request form. The EBAHR must be sent directly to the North Dakota Board of Medical Examiners by the FSMB office.
- ☐ E. USMLE Contact the Federation of State Medical Boards at their website <http://www.fsmb.org> for instructions on how to request transcripts and to download an EBAHR report request form. The EBAHR must be sent directly to the North Dakota Board of Medical Examiners by the FSMB office.
- ☒ F. State Constructed Exam Contact the state licensing board for which you took a state-constructed written exam (prior to the advent of FLEX or USMLE) to request that they send an official transcript of your written exam scores directly to our office.
- ☐ G. A combination of portions of FLEX, NBME, or USMLE, specifically: \_\_\_\_\_

NBME Parts I, II, III administered by the NBME - See Item A above

NBME Parts I, II, III administered by the ECFMG - Contact the Educational Council for Foreign Medical Graduates at their website <http://www.ecfm.org>; 3624 Market St., Philadelphia, PA 19104; Phone 215/386-5900; for instructions on how to request an Endorsement of NBME Certification. The Endorsement of Certification must be sent directly to the North Dakota Board of Medical Examiners by the ECFMG office.

FLEX and USMLE - See Item D or Item E above.

7. **MEDICAL LICENSURE:** List all medical licenses (i.e., permanent, temporary, locum tenens, resident, etc.) you have ever applied for in the U.S. or Canada, whether or not the license was granted. You must direct the licensing board of every state/province where you have ever applied for any type of medical license (regardless of whether the license was granted or not granted, is active or inactive, temporary or permanent, restricted or unrestricted) to provide us with a verification of your licensure status.

STATE/PROVINCE	YEAR ISSUED	NUMBER	TYPE OF LICENSE	HOW LICENSE RECEIVED						NOW IN FORCE (YES OR NO)
				STATE EXAM	USMLE	LMCC	FLEX	NATIONAL BOARDS	COMLEX OR NBOME	

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Operator's signature Deanna Dallas Date 10/21/03

8. **PROFESSIONAL TRAINING AND EXPERIENCE:** List in chronological order all professional education and experience including college and/or university, medical school, internship, residencies, and practice locations. Include an explanation of your primary activity during **ALL** periods of time from the beginning of your professional education to the present, whether or not you were engaged in activities related to medicine. If additional space is needed, please attach addendum. A curriculum vitae will not be accepted in lieu of completion of this section. You must include every health care facility at which you have ever practiced, applied for privileges, or held privileges.

[illegible]

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Deanna Kallish  
Operator's Signature

10/21/03  
Det

9. **PERSONAL DATA:** (If any of the questions are answered "yes," full details must be furnished on a separate sheet and made a part of this application.)

	Yes	No
A. Have you ever failed a licensing examination, or any portion of a licensing examination, for a medical license or for any other professional license? (If you ever failed a portion of a licensing exam you must answer "yes" even if you later passed the exam.)	<input type="checkbox"/>	<input type="checkbox"/>
B. Have you ever had an application for a professional license denied?	<input type="checkbox"/>	<input type="checkbox"/>
C. Have you ever been investigated by any licensing board, agency, professional association or medical facility in connection with medical competency, practice act violations, unprofessional conduct or unethical conduct?	<input type="checkbox"/>	<input type="checkbox"/>
D. Has any disciplinary action ever been instituted which could have affected or could now affect your license to practice in any state or foreign country?	<input type="checkbox"/>	<input type="checkbox"/>
E. Have you ever resigned from or been terminated from any medical school, internship, residency or fellowship program?	<input type="checkbox"/>	<input type="checkbox"/>
F. Have you ever been subject to informal or formal proceedings by any licensing board, agency or professional association to revoke, suspend, restrict, deny or limit a professional license?	<input type="checkbox"/>	<input type="checkbox"/>
G. Have you ever been subject to informal or formal proceedings which might have resulted in the surrender of a state and/or federal narcotic registration certificate?	<input type="checkbox"/>	<input type="checkbox"/>
H. Have you ever had hospital and/or clinic privileges denied, removed or restricted, or limitations imposed on such privileges or resigned hospital and/or clinic privileges to avoid formal action?	<input type="checkbox"/>	<input type="checkbox"/>
I. Are you now or have you ever been named as a defendant or respondent in any malpractice proceeding?	<input type="checkbox"/>	<input type="checkbox"/>
J. Have you ever been convicted of any crime, felony or misdemeanor?	<input type="checkbox"/>	<input type="checkbox"/>
K. Have you ever been arrested for, or charged with, any crime?	<input type="checkbox"/>	<input type="checkbox"/>
L. Within the past five years have you had any physical, mental, or emotional condition which impaired or does impair your ability to practice medicine safely and competently?	<input type="checkbox"/>	<input type="checkbox"/>
M. Within the past five years have you been admitted to any hospital or other inpatient care facility for any physical, mental, or emotional condition?	<input type="checkbox"/>	<input type="checkbox"/>
N. Do you currently have or within the past five years have you had a dependency on the use of alcohol or drugs which impaired or does impair your ability to practice medicine competently?	<input type="checkbox"/>	<input type="checkbox"/>
O. Within the past five years, have you engaged in the excessive or habitual use of alcohol or drugs or received any treatment for alcoholism or excessive or illegal drug use?	<input type="checkbox"/>	<input type="checkbox"/>

10. **PERSONAL REFERENCES:** Please provide the names of two licensed physicians who have known you personally for one year or more, are willing to attest to your ethical and moral character, and are willing to furnish additional information to the North Dakota State Board of Medical Examiners. (Family members will not be accepted.)

A. _____ (Print Name)	B. _____ (Print Name)
_____ (Address)	_____ (Address)
_____ (City)	_____ (City)
_____ (State)	_____ (State)
_____ (Zip)	_____ (Zip)
_____ (Phone)	_____ (Phone)
_____ (Fax)	_____ (Fax)

11. **AGREEMENT TO UPDATE APPLICATION INFORMATION:**

By signing this section of the North Dakota Board of Medical Examiners license application form, I agree that:

If any of the information supplied on this application form changes, or becomes inaccurate or incomplete before I am granted a license to practice medicine in North Dakota, I will immediately provide the corrected information to the North Dakota Board of Medical Examiners.

Failure to provide such corrected information to the Board will constitute the use of a fraudulent, deceitful, dishonest, or immoral practice in connection with the North Dakota licensing requirements and will, therefore, be a violation of Sec. 43-17-31, NDCC, which will subject me to disciplinary action or denial of licensure.

SIGNATURE OF APPLICANT

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Deanna Waller  
Operator's Signature

10/21/03  
Date

12. **AFFIDAVIT:**

I, \_\_\_\_\_, swear that  
(Name of Applicant)

am the person described and identified; that I have not engaged in any of the acts prohibited by the statutes of the State of North Dakota; that I am the person named in the copy of the diploma which accompanies this application; that I am the lawful holder of said diploma; and that said diploma was procured in the regular course of instruction and examination without fraud or misrepresentation.

I hereby authorize all hospitals, all medical institutions or organizations, all medical schools and postgraduate training programs, my references, personal physicians, employers (past and present), business and professional associates (past and present), all governmental agencies and instrumentalities (local, state, federal or foreign) to release to this licensing board any information, files or records required by the Board for its evaluation of my professional, ethical and physical qualifications for licensure in the State of North Dakota.

I have carefully read the questions in the foregoing application and have answered them completely, without reservations of any kind, and I declare under penalty of perjury that my answers and all statements made by me herein are true and correct. Should I furnish any false information in this application, I hereby agree that such act shall constitute cause for denial, suspension or revocation of my license to practice medicine in the State of North Dakota.

\_\_\_\_\_  
SIGNATURE OF APPLICANT

Subscribed and sworn before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
NOTARY PUBLIC

My Commission expires \_\_\_\_\_, 20\_\_\_\_

(Affix recent  
photograph)

13. **INSTRUCTIONS:** You are required to submit two recent photographs. One photograph should be affixed to the space provided - another photograph should accompany the additional documents supplied with the application.

5-02

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Deanna Wall  
Operator's Signature

12/21/03  
Date

**TESTIMONY**  
**by Senator Ralph Kilzer**  
**To the Senate Human Services Committee**  
**Senate Bill 2282**

Chairman Lee and members of the Senate Human Services Committee. It is my pleasure to stand before you and testify in favor of Senate Bill 2282. It was brought to the attention of Representative Svedjan and myself by Dr. David Wilson, who is the Dean of the medical school subsequent to our teleconference that we had about two months ago. Overall it is a housekeeping bill as to how the medical center advisory council is composed and how the loan fund at the University of North Dakota School of Medicine is handled.

The medical center advisory council was established by Statute in the 1995 Legislature. Section 1 establishes the membership of the fourteen member advisory council to the Dean of the medical school. The medical center is defined in statute as encompassing basically all of medical education under the University of North Dakota. The medical school then is simply one part of the whole medical center. Some of us of course have a different concept of a medical center in our mind as being a clinical situation where all health care needs that are available in today's world can be met. However, this must be thought of as in an educational setting.

In Section 1 there really no changes except to have a better flow of English and to update some of the terminology for example, the North Dakota Hospital Association is now known as the North Dakota Health Care Association. Section 2 has some minor terminology changes. It also does remove the training of nurses and public health nurses in addition to sanitary engineers and public health administrators. These folks are not trained under the curriculum of the University of North Dakota Medical School. For the functions that the medical center advisory council does, most of these are very definitely related to physician training.

In Section 3 we talk about loans to medical students and dental school attendees. Backing up a little bit, we find that 15-52-09 talks about a one mill tax levy established by Section 10 of Article X of the North Dakota Constitution. Section 3 talks about who is eligible to apply for the proceeds of this tax levy. Item 1 does state that the applicant must be a resident of North Dakota at least one year before the date of entering medical school or dental school. Number 2 states

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10/21/03  
Date

**TESTIMONY**  
**by Senator Ralph Kilzer**  
**To the Human Services Committee**  
**Senate Bill 2282**

that a person must have completed their first year of medical school at UND or have completed one year of dental school at an accredited dental school. Number 3 simply states that the applicant must be satisfactorily progressing and be enrolled as a second, third or fourth year medical student or an accredited dental school. The Fourth Section changes the loan application by not including the parents' wealth, but the financial need of the applicant. This gives more latitude for the applicant and for the medical school without having to bring in tax forms of the family etc. Section 5 increases the highest amount of the loan up to \$6,000 each year as opposed to the present standing \$4,000. Section 6 relates to repayment of the loan and it states that the interest is not to exceed 6% and that the interest rate may be established annually at a lower level to coincide with the average federal Stafford Loan interest rate. I'm sorry, I don't know what the Stafford Loan interest rate is, but apparently it has something to do with student loans. The last part of Section 6 states that the repayment may not exceed five years after graduation.

The last section which is Section 7 repeals 15-52-19 which is the old schedule of loan payments. It also repeals the 15-52-24 which states that the university could require a life insurance policy as collateral on a student loan.

That completes my testimony. I would be glad to try to answer any questions, or if I can't we will call Dr. Wilson. As I stated before, I do not know specifically what a Stafford Loan interest rate is. Thank you.

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*12/21/03*  
Date

Exhibit  
#1

**TESTIMONY  
BY SENATOR RALPH KILZER  
SB2282**

Chairman Holmberg and members of the Senate Appropriations Committee, it is my pleasure to stand before you and testify in favor of SB 2282.

It was brought to the attention of Representative Svedjan and myself by Dr. Wilson, the dean of the UND medical school, and Judy Demers. This results from our tele conference that we had about two months ago. Overall, it is a housekeeping bill as to how the medical center advisory council is composed and how the loan fund at the University of North Dakota School of Medicine is handled. This probably really should have been two bills, but I will direct most of my testimony toward the fiscal part of it.

The medical center advisory council was established by a statute in the 1995 legislature. Section 1 establishes the membership of the fourteen member advisory council to the dean of the medical school. The medical center is defined in statute as encompassing basically all of medical education at the University of North Dakota. The medical school then is simply one part of the whole medical center. Some of us, of course, have a different concept of a medical center in our minds as being a clinical situation where all medical care and needs that are available in today's world can be met. However, this must be thought of as in an educational setting when we talk about the medical center advisory council named in this legislation.

In Section 1 there really are no changes except to have a better flow of English and to update some of the terminology. For example, the North Dakota Hospital Association is now known as the North Dakota Health care Association. Section 2 has some minor terminology changes. It also does remove the training of nurses and public health nurses in addition to sanitary engineers and public health administrators. These folks are not trained under the curriculum of the UND School of Medicine. For the functions that the medical center advisory council does, most of these are very definitely related to training of physicians.

In Section 3, we talked about loans to medical students and dental school attendee's. Backing up a little bit, we find that 15-52-09 talks about a one mill tax levy established by Section 10 of article ten of the North Dakota constitution. This section also talks about who is eligible to apply for proceeds of the tax levy. Item 1 states that the applicant must a resident of North Dakota for at least one year before that of entering medical school or dental school. Item 2 states that a person must have completed their first year of medical school with UND or have completed one year of dental school at an accredited dental school. Item 3 simply states that the applicant must be satisfactorily progressing and be enrolled as a second, third, or fourth year medical student or be enrolled at an accredited dental school.

Section 4 changes the loan application by not including the parents wealth, but the financial need of the applicant. This gives more latitude for the applicant and for the medical school without having to bring in tax forms of the family, etc.

Section 5 increases the highest amount of the loan up to six thousand dollars (\$6,000) each year as opposed to the present standing four thousand dollars (\$4000).

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**TESTIMONY  
BY SENATOR RALPH KILZER  
SB2282**

Section 6 relates to repayment of the loan and it states that the interest is not to exceed six percent and that the interest rate may be established annually at a lower level to coincide with the average federal Stafford loan interest rate. The Stafford loan program is the federal loan program for medical students. Medical students are allowed to take up to \$38,500 per year in loans from this fund, with a maximum aggregate of \$189,125. This would be available to people who also already have undergraduate loans. These loans are administered through the UND student loan department and are received from the student loan service center in Fargo. The interest on stafford loans is presently at 3.46%.

There is a balance of \$298,000 in the revolving state loan fund. The last part of Section 6 is that the repayment may not exceed five years after graduation.

The last section, which is Section 7 repeals 15-52-19, which is the old schedule of loan payments. It also repeals 15-52-24, which states the university require a life insurance policy as collateral on student loan.

The fiscal note states because the interest rate would be reduced from 6% down to 3.46%, that there would be a reduction of interest income from \$190,000 down to \$144,000.

On expenditures, because the amount available each person receiving a loan would be increased from \$4,000 up to \$6,000 per year, it is anticipated that expenditures would increase from \$534,000 to \$700,000. As I stated previously, there is \$298,000 available in this revolving loan fund. Medical students, of course, would still prefer to max out the Stafford Federal Loan before applying to this fund if they need more money.

This amount of money originates from a \$100,000 appropriations by the 1977 legislature.

If there are any questions I will be glad to try to answer them for you, or if not, refer to Judy Demers at the medical school. Thank you.

Deanna Wallis  
Operator's Signature

12/21/03  
Date

**TESTIMONY**  
**by Senator Ralph Kilzer**

**Senate Bill 2282**

Chairman Svedjan and members of the House Appropriations Committee:

I am Ralph Kilzer, State Senator from District 47 in Bismarck, which is the northwest area of Bismarck.

**Senate Bill 2282** was put in at the request of the Dean of the North Dakota School of Medicine, Dr. David Wilson. There is an advisory committee to advise the Dean. The bill originally was designed to update the terminology of the fourteen members who serve on this Medical Center Advisory Committee to the Dean. There have been some changes made in the Senate Human Services Committee concerning the makeup of that committee. If you look at the terminology in the reengrossed bill, there is some difficulty because it mentions fourteen members as being appointed by the Legislative Council but yet four other members receive their positions through a different mechanism. Therefore, in concurrence with Judy Demers of the Medical School, I propose amendments that will make the fourteen members to consist of two members from the Senate and two members from the House selected by the Chairman of the Legislative Council. The other ten members of the fourteen member council are basically the same as we have in existing law. These include the Department of Human Services, Representatives, State Board of Higher Education, State Department of Health, North Dakota Medical Association, North Dakota Health Care Association, and the Veterans Administration Hospital. The remaining four members would be chosen by the

Page 1 of 2

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**TESTIMONY**  
**by Senator Ralph Kilzer**

Dean of the Medical School and this would involve one appointee from each of the area health education centers (AAHEC).

The terms would be for at least one year but the person should not serve longer than their term of office from the agency on which they serve. The Medical Association and the Health Care Association would serve each term of three years or until their successors are named and qualified.

The other part of the bill, which I do not request amendments, is the student loan fund. The Stafford Loan Fund is a federal program that allows a medical student to borrow as much as \$38,000 per year to a maximum of \$89,000 and the interest rate is 3.46 %. The 1977 Legislature started a revolving loan fund of \$100,000. With additional donations, that fund now has 1.814 million dollars out in loans and there is about \$300,000 available to be loaned. This, by statute, has an interest rate of 6%. The bill, in its present form, would allow the advisory council to set the rate of interest which would be presumed to be at about 3.46% to match the student loan.

I would be happy to answer any questions that you may have.

Page 2 of 2

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