

## **CHAPTER 50-02-11 EXAMINATIONS**

### **Section**

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### **50-02-11-01. Eligibility for examination.**

To be eligible for steps 1 and 2 of USMLE (United States medical licensing examination), the applicant must be in one of the following categories:

1. A medical student officially enrolled in, or a graduate of, a United States or Canadian medical school accredited by the liaison committee on medical education (LCME).
2. A medical student officially enrolled in, or a graduate of, a United States osteopathic medical school accredited by the American osteopathic association (AOA).
3. A medical student officially enrolled in, or a graduate of, a foreign medical school and eligible for examination by the educational commission for foreign medical graduates (ECFMG) for its certificate.

To be eligible for USMLE step 3, the applicant must (a) have obtained the MD degree or the DO degree; (b) have completed successfully both parts I and II of the national board examination or steps 1 and 2 of the USMLE or part I and step 2 or step 1 and part II or FLEX component 1; (c) if a graduate of a foreign medical school, be certified by the ECMFG or have successfully completed a fifth pathway program; and (d) have completed, or be within six months of having completed, at least one postgraduate training year in a program of graduate medical education accredited by the accreditation council for graduate medical education or the American osteopathic association or the royal college of physicians and surgeons of Canada or the college of family physicians of Canada or be enrolled in an approved postgraduate training program within the state of North Dakota.

**History:** Effective November 1, 1993; amended effective November 1, 1995; December 1, 1996; December 1, 2000; July 26, 2001; March 1, 2003.

**General Authority:** NDCC 28-32-02

**Law Implemented:** NDCC 43-17-18

### **50-02-11-02. Successful completion of examination - Time limitation.**

Repealed effective April 1, 2020.

### **50-02-11-03. Limitation on attempts at examination passage.**

Repealed effective August 1, 2003.

### **50-02-11-03.1. Limitation on attempts at examination passage.**

1. An applicant is permitted a maximum of three attempts to pass each step or part or component of a licensing examination. This rule does not apply to an individual who required more than three attempts to pass USMLE step 1 or USMLE step 2 if that individual was enrolled in a postgraduate training program in North Dakota prior to July 10, 2005, and if:

- a. The individual is still enrolled in the program when the application for licensure is submitted to the board's office; or
- b. The individual has completed the program successfully.

Parts, steps, and components may not be combined so as to enlarge the number of attempts permitted under this rule.

- 2. Upon review of an individual applicant, the board may allow an exception to this rule if it finds that it is in the best interest of the state and the applicant:
  - a. Is validly licensed as a physician in another state;
  - b. Has practiced a minimum of ten years;
  - c. Has no disciplinary actions imposed by any other state medical licensing board; and
  - d. Is certified by a specialty board recognized by the American board of medical specialties or by the royal college of physicians and surgeons of Canada.

**History:** Effective June 1, 2005; amended effective October 1, 2011; April 1, 2020.

**General Authority:** NDCC 28-32-02

**Law Implemented:** NDCC 43-17-18

#### **50-02-11-04. Examination combinations acceptable.**

Any applicant who has successfully completed 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 shall be deemed to have successfully completed a medical licensure examination as required by subsection 4 of North Dakota Century Code section 43-17-18, if such combination of testing was completed before January 1, 2000.

**History:** Effective November 1, 1993; amended effective November 1, 1995.

**General Authority:** NDCC 28-32-02

**Law Implemented:** NDCC 43-17-18