

## **CHAPTER 63-02-04**

### **TEMPORARY AND PROVISIONAL LICENSE AND TEMPORARY PERMIT**

#### **Section**

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#### **63-02-04-01. Temporary license.**

Upon application for licensure, the board may issue a temporary license to practice podiatric medicine in North Dakota. The applicant shall submit all materials required for an annual license and license by reciprocity and pay the required application fee and temporary licensing fee. The application and documentary evidence submitted by the applicant shall be reviewed by one or more members of the board, and upon their finding that the applicant is qualified, the board may issue a temporary license to practice podiatric medicine in North Dakota to the applicant until the applicant's personal appearance at the next regular board meeting. If the applicant is unable to appear at the next regular board meeting for reason of illness or personal hardship, the applicant must reapply for licensure and must again pay the application fee.

**History:** Effective October 1, 1982; amended effective December 1, 1991; October 1, 2020.

**General Authority:** NDCC 43-05-08

**Law Implemented:** NDCC 43-05-08

#### **63-02-04-02. Temporary permit.**

1. An applicant for a temporary permit to practice podiatric medicine in North Dakota must submit a complete acceptable application for an annual license and pay the required fee for a temporary permit and the application fee. The applicant must submit written evidence that the applicant has been accepted as a resident in a clinical residency program and that the clinical residency program meets the standards set forth in this title.
2. A granted temporary permit is valid for the period of clinical residency training, renewed annually until the clinical residency training requirements are completed, or until such time as the clinical residency training program is terminated or discontinued.
3. The temporary permit is automatically revoked if an applicant has engaged in conduct that constitutes grounds for denial of licensure or disciplinary action, discontinues training, or moves out of North Dakota under the procedures of automatic revocation as set forth in North Dakota Century Code section 43-05-16.2.
4. The scope of practice of the temporary permitholder is limited to the performance of podiatric medicine, or as otherwise provided within the structure of the clinical residency program within which the temporary permitholder is enrolled, and is not authorization for independent practice.

**History:** Effective December 1, 1991; amended effective April 1, 2013.

**General Authority:** NDCC 43-05-08

**Law Implemented:** NDCC 43-05-12, 43-05-16.2

#### **63-02-04-03. Provisional license.**

1. An applicant who has submitted an application for full licensure and:
  - a. Has indicated the applicant is a spouse of an individual serving in the national guard or armed forces currently stationed in North Dakota;

- b. Has provided copies of a military identification and current orders, or other supporting documents that meet the approval of the board;
- c. Has demonstrated competency in the field of podiatric medicine; and
- d. Has practiced podiatric medicine for at least two of the previous four years;

Must be issued a provisional license to practice podiatric medicine within thirty days from receipt of the fully completed and executed application provided the board determines the issuance of a provisional license will not substantially increase the risk of harm to the public.

- 2. A provisional license expires:
  - a. On the date the application for full licensure has been either granted or denied by the board; or
  - b. Two years from the date of issuance.
- 3. A provisional license may be revoked if the board determines:
  - a. The applicant has failed to comply with the terms of the provisional license; or
  - b. The revocation of the provisional licensure is necessary to protect the health and safety of the public.
- 4. Any license granted under North Dakota Century Code section 43-51-11.1 is subject to all rules and regulations under North Dakota Century Code chapter 43-05 and article 63-02.
- 5. A licensure fee may not be required for a provisional license.

**History:** Effective October 1, 2020.

**General Authority:** NDCC 43-05-08

**Law Implemented:** NDCC 43-51-11.1