

§18503. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings. [PL 2017, c. 253, §7 (NEW).]

1. Bylaws. "Bylaws" means those bylaws adopted by the interstate commission pursuant to section 18512 for its governance or for directing and controlling its actions and conduct.

[PL 2017, c. 253, §7 (NEW).]

2. Commissioner. "Commissioner" means the voting representative appointed by a member board pursuant to section 18512.

[PL 2017, c. 253, §7 (NEW).]

3. Conviction. "Conviction" means a finding by a court that an individual is guilty of a criminal offense through adjudication or entry of a plea of guilty or no contest to the charge by the offender. Evidence of an entry of a conviction of a criminal offense by the court is considered final for purposes of disciplinary action by a member board.

[PL 2017, c. 253, §7 (NEW).]

4. Expedited license. "Expedited license" means a full and unrestricted medical license granted by a member state to an eligible physician through the process set forth in the compact.

[PL 2017, c. 253, §7 (NEW).]

5. Interstate commission. "Interstate commission" means the Interstate Medical Licensure Compact Commission created pursuant to section 18512.

[PL 2017, c. 253, §7 (NEW).]

6. License. "License" means authorization by a state for a physician to engage in the practice of medicine.

[PL 2017, c. 253, §7 (NEW).]

7. Medical practice act. "Medical practice act" means the laws and rules governing the practice of allopathic and osteopathic medicine within a member state.

[PL 2017, c. 253, §7 (NEW).]

8. Member board. "Member board" means a state agency in a member state that acts in the sovereign interests of the state by protecting the public through licensure, regulation and education of physicians as directed by the state government.

[PL 2017, c. 253, §7 (NEW).]

9. Member state. "Member state" means a state that has enacted the compact.

[PL 2017, c. 253, §7 (NEW).]

10. Offense. "Offense" means a felony, a Class A, Class B or Class C crime, an aggravated crime, a gross misdemeanor or a crime involving moral turpitude.

[PL 2017, c. 253, §7 (NEW).]

11. Physician. "Physician" means a person who:

A. Is a graduate of a medical school accredited by the Liaison Committee on Medical Education or the American Osteopathic Association's Commission on Osteopathic College Accreditation, or its successor, or a medical school listed in the International Medical Education Directory database or its successor; [PL 2017, c. 253, §7 (NEW).]

B. Passed each component of the United States Medical Licensing Examination or the Comprehensive Osteopathic Medical Licensing Examination within 3 attempts or a predecessor examination accepted by a state member board as an equivalent examination for licensure purposes; [PL 2017, c. 253, §7 (NEW).]

C. Successfully completed graduate medical education approved by the Accreditation Council for Graduate Medical Education or the American Osteopathic Association; [PL 2017, c. 253, §7 (NEW).]

D. Holds specialty certification or a time-unlimited specialty certificate recognized by the American Board of Medical Specialties or the American Osteopathic Association's Bureau of Osteopathic Specialists; [PL 2017, c. 253, §7 (NEW).]

E. Possesses a full and unrestricted license to engage in the practice of medicine issued by a member board; [PL 2017, c. 253, §7 (NEW).]

F. Has never been convicted or received adjudication, deferred adjudication, community supervision or deferred disposition for any offense by a court of appropriate jurisdiction; [PL 2017, c. 253, §7 (NEW).]

G. Has never held a license authorizing the practice of medicine and been subjected to discipline by a licensing agency in any state, federal or foreign jurisdiction, excluding any action related to nonpayment of fees related to a license; [PL 2017, c. 253, §7 (NEW).]

H. Has never had a controlled substance license or permit suspended or revoked by a state or the United States Drug Enforcement Administration; and [PL 2017, c. 253, §7 (NEW).]

I. Is not under active investigation by a licensing agency or law enforcement authority in any state, federal or foreign jurisdiction. [PL 2017, c. 253, §7 (NEW).]
[PL 2017, c. 253, §7 (NEW).]

12. Practice of medicine. "Practice of medicine" means the clinical prevention, diagnosis or treatment of a human disease, injury or condition requiring a physician to obtain and maintain a license in compliance with the medical practice act of a member state.
[PL 2017, c. 253, §7 (NEW).]

13. Rule. "Rule" means a written statement by the interstate commission promulgated pursuant to section 18513 that is of general applicability; implements, interprets or prescribes a policy or provision of the compact or an organizational, procedural or practice requirement of the interstate commission; has the force and effect of statutory law in a member state; and includes the amendment, repeal or suspension of an existing rule.
[PL 2017, c. 253, §7 (NEW).]

14. State. "State" means any state, commonwealth, district or territory of the United States.
[PL 2017, c. 253, §7 (NEW).]

15. State of principal license. "State of principal license" means a member state where a physician holds a license to practice medicine and that has been designated as the state of principal license by the physician for purposes of registration and participation in the compact.
[PL 2017, c. 253, §7 (NEW).]

SECTION HISTORY

PL 2017, c. 253, §7 (NEW).

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