

I Mina Trentai Kuattro Na Liheslaturan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
125-34 (COR) As substituted by the Committee on Health, Tourism, Military Affairs and Senior Citizens; and amended on the Floor.	Dennis G. Rodriguez, Jr. Joe S. San Agustin Fernando B. Esteves Tommy A. Morrison FRANK B. AGUON, JR. William M. Castro Telena C. Nelson Louise B. Muña	AN ACT TO ADD A NEW § 12208 (h) TO CHAPTER 12, PART 1, ARTICLE 2 OF TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF A VISITING PHYSICIAN TEMPORARY PERMIT.	6/23/17 4:52 p.m.	7/5/17	Committee on Health, Tourism, Military Affairs and Senior Citizens	11/9/17 6:00 p.m.	11/20/17 4:30 p.m. As Substituted by Committee on Health, Tourism, Military Affairs and Senior Citizens.	Fiscal Note Request 7/5/17 Fiscal Note Waiver 7/14/17	
	SESSION DATE	TITLE	DATE PASSED	TRANSMITTED	DUE DATE	PUBLIC LAW NO.	DATE SIGNED	NOTES	
	1/22/2018	AN ACT TO ADD A NEW § 12208(h) TO ARTICLE 2, PART 1, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF A VISITING PHYSICIAN TEMPORARY PERMIT.	01/26/18	01/29/18 1:45 p.m.	2/9/18	34-74	2/9/2018	Received: 2/13/18 Mess and Comm. Doc. No. 34GL-18-1522.	



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam.

FEB 13 2018

GA# 34-18-1522
Speaker Benjamin J.F. Cruz

Honorable Benjamin J.F. Cruz
Speaker
I Mina'trentai Kuattro Na Liheslaturan Guåhan
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96910

FEB 13 2018
Time: 3:08 [] AM [] PM File No. 34-1520
Received By: alen

Dear Mr. Speaker:

Transmitted herewith is Substitute Bill No. 125-34 (COR), "AN ACT TO ADD A NEW § 12208(h) TO ARTICLE 2, PART 1, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF A VISITING PHYSICIAN TEMPORARY PERMIT," which was signed on February 9, 2018, as Public Law 34-74.

Senseramente,


EDDIE BAZA CALVO

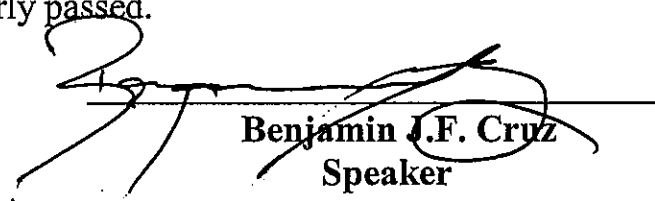
2018 FEB 13 PM 3:47 C-S




I MINA'TRENTAI KUÁTTRO NA LIHESLATURAN GUÁHAN
2018 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO *I MAGA'LÁHEN GUÁHAN*

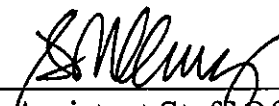
This is to certify that Substitute Bill No. 125-34 (COR), "AN ACT TO ADD A NEW § 12208(h) TO ARTICLE 2, PART 1, CHAPTER 12, TITLE 10, GUAM CODE ANNOTATED, RELATIVE TO THE ESTABLISHMENT OF A VISITING PHYSICIAN TEMPORARY PERMIT," was on the 26th day of January 2018, duly and regularly passed.


Benjamin J.F. Cruz
Speaker


Attested:


Régine Biscoe Lee
Legislative Secretary

This Act was received by *I Maga'láhen Guáhan* this 29 day of JAN,
2018, at 1:45 o'clock P.M.


Assistant Staff Officer
Maga'láhi's Office

APPROVED:


EDWARD J.B. CALVO
I Maga'láhen Guáhan
FEB 09 2018

Date: _____

Public Law No. 34-74

I MINA'TRENTAI KUÁTTRO NA LIHESLATURAN GUÁHAN
2017 (FIRST) Regular Session

Bill No. 125-34 (COR)

As substituted by the Committee on Health,
Tourism, Military Affairs and Senior Citizens;
and amended on the Floor.

Introduced by:

Dennis G. Rodriguez, Jr.
Joe S. San Agustin
Fernando B. Esteves
Tommy Morrison
FRANK B. AGUON, JR.
William M. Castro
Telena Cruz Nelson
Louise B. Muña
Thomas C. Ada
B. J.F. Cruz
James V. Espaldon
Régine Biscoe Lee
Michael F.Q. San Nicolas
Therese M. Terlaje
Mary Camacho Torres

**AN ACT TO *ADD* A NEW § 12208(h) TO ARTICLE 2,
PART 1, CHAPTER 12, TITLE 10, GUAM CODE
ANNOTATED, RELATIVE TO THE ESTABLISHMENT
OF A VISITING PHYSICIAN TEMPORARY PERMIT.**

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Legislative Findings and Intent.** *I Liheslaturan Guåhan*
3 acknowledges the relationship that exists in our medical community with health care
4 professionals in other countries in Asia. Our patients are referred to and receive
5 health care in the Philippines, Taiwan, and other Asian countries on a daily basis.

1 Referrals are sanctioned by both the private and government sectors, and this process
2 enables our health providers to consult with physicians in these countries to ensure
3 quality outcomes for our people. *I Liheslaturan Guåhan* recognizes that the shortage
4 of primary healthcare providers causes chronic delays in patients seeking medical
5 care. Oftentimes, this delay causes minor concerns to become greater concerns due
6 to the lack of timely attention, and thus results in greater anguish and cost for the
7 patient. The early identification of medical issues has proven time and again to effect
8 the greatest possible outcome.

9 *I Liheslaturan Guåhan* recognizes that at times there are opportunities for
10 physicians practicing outside of Guam to provide services, of either an emergency
11 or charitable nature, which would be of great benefit to the residents of Guam,
12 without impeding the licensing structure established and mirrored in the United
13 States medical profession.

14 *I Liheslaturan Guåhan* further recognizes that the state of Texas and other
15 states have mechanisms that allow for such temporary services.

16 It is, therefore, the intent of *I Liheslaturan Guåhan*, in recognizing the
17 invaluable contributions that these medical professionals can provide to alleviate the
18 shortage of health providers we have on our island, to establish a Visiting Physician
19 Temporary Permit within the Guam Board of Medical Examiners (GBME).

20 **Section 2.** A new § 12208(h) is *added* to Article 2, Part 1, Chapter 12,
21 Title 10, Guam Code Annotated, to read:

22 “(h) The Board may issue a visiting physician temporary permit to
23 practice medicine to an applicant who intends to practice under the
24 supervision of a licensed Guam physician, excluding training in postgraduate
25 training programs:

26 (1) for educational purposes;

1 (2) to practice charity care to underserved populations in
2 Guam; provided, that the supervising physician or visiting physician
3 may not impose fees or receive compensation for the care they provide,
4 as further defined in 7 GCA § 16102(e);

5 (3) in cases of declared emergency disasters;

6 (4) for the provision of forensic psychiatric examinations
7 related to criminal matters; or

8 (5) for the provision of charitable specialized medical care for
9 which the applying physician has demonstrated good cause for the
10 issuance of the permit.

11 (6) A visiting physician must not have a medical license that
12 is under restriction, disciplinary order, or probation in another state,
13 territory, or country.

14 (7) A visiting physician must be supervised by a physician
15 who:

16 (A) has an unrestricted license in Guam;

17 (B) has not been the subject of a disciplinary order,
18 unless the order was administrative in nature; and

19 (C) takes responsibility for the visiting physician during
20 his/her stay in Guam, and must remain the patient's primary
21 physician.

22 (8) A visiting physician must present written verification from
23 the physician who will be supervising the applicant that the physician
24 will provide continuous supervision of the applicant. Constant physical
25 presence of the physician is not required, but the physician must remain
26 readily available.

1 (9) A visiting physician must present written verification from
2 the supervising physician as to the purpose for the requested permit.

3 (10) A visiting physician may not maintain an office in Guam,
4 or appoint a place in Guam for seeing, examining or treating a patient,
5 or any other activity that the Board designates as exempt from the
6 application.

7 (11) Except in emergency cases, a visiting physician temporary
8 permit application must be submitted no later than sixty (60) days prior
9 to the visiting physician entering Guam. Applications not adjudicated
10 by the Health Professional Licensing Office by the sixty-first (61st) day
11 following submission *shall* automatically be approved.

12 (12) Visiting physician temporary permits *shall* be valid for no
13 more than ten (10) working days, and for a specified locale and purpose.
14 The Board may extend the length of the temporary permit for up to an
15 additional ten (10) days if the applicant shows good cause for why the
16 extended time is needed.

17 (13) Due to the charitable and emergency nature of the service,
18 there shall be no fee assessed for the visiting physician temporary
19 permit.

20 (14) Liability protection for the charitable and uncompensated
21 care provided by the visiting physician is provided for in 7 GCA,
22 Chapter 16 (Volunteer Liability Protection).”

23 **Section 3.** The GBME *shall* promulgate rules to implement the provisions
24 of this Act within ninety (90) days of enactment.

25 **Section 4. Severability.** If any provision of this Act or its application to
26 any person or circumstance is found to be invalid or contrary to law, such invalidity
27 *shall not* affect other provisions or applications of this Act that can be given effect

1 without the invalid provisions or application, and to this end the provisions of this
2 Act are severable.

3 **Section 5. Effective Date.** This Act *shall* become effective upon
4 enactment.