

# Emergency 100-Day License

**POLICY:** It is the Policy of the Board of Licensure in Medicine that an Emergency License shall be issued in cooperation with emergency officials, or for other reasons deemed appropriate by the Board. Emergency License Applications will not be accepted if the start date is greater than 30 days from the date the application is received.

The Emergency License may be issued for the following purposes:

1. Declared emergencies. (the required submittal of a permanent application may be waived. The emergency licensee will be notified by letter of the waiver.)
2. As a bridge to a permanent license, allowing the applicant to enter practice quickly when deemed necessary.
3. For teaching physicians who will provide brief focused training in the state that is not a part of a course of instruction in a graduate medical education program as denoted in 32 M.R.S. § 3279 (for example, to assist with a complex surgery).
4. For emergency coverage during recruitment when any other type of license would take too long to process.
5. For brief focused learning opportunities where a physician from another jurisdiction comes to learn from the teaching physician in Maine.

**EFFECTIVE DATE:** February 8, 2005

**REVISION DATES:** September 19, 2006; April 8, 2008; July 8, 2008; May 12, 2009; March 19, 2010; August 8, 2017; April 9, 2018

**HISTORY:** In 2004 the Legislature authorized use of a 100-day license classification. The primary intent was for the 100-day license to be a bridge to a permanent license. The secondary intent was to cover emergencies. Because the vetting process for Temporary Licensure requires about 28 days, this classification allowing quick issuance was developed and requested.

To differentiate from the Emergency License classification, Temporary Licenses shall be used for:

- Replacement for a doctor who has left the area.
- Locum Tenens work - replacement for a doctor who is on vacation, sick, family medical, etc. leave.
- When a hospital creates a new service, for example a new cardiac unit (In this case, the temporary license will be a bridge to a permanent license).
- To otherwise supply adequate medical services (for example, in understaffed specialties).
- Seasonal needs (temporary population expansion).
- Occasionally as a bridge to permanent licensure, for example, foreign medical graduates who often require over 100 days to complete the vetting process.

The Temporary License classification will be applied for when immediate license issuance is not critical or when longer license periods are necessary.

April 8, 2008: The interpretation of the Emergency Licensee was changed to allow a physician to use the entire 100 days in increments and not necessarily consecutively.

July 8, 2008: The Board revisited its policy and determined that an applicant is eligible for both an Emergency License and a Temporary License, in either order. Prior to this date, an applicant was, by policy, not eligible for both an Emergency License and a Temporary License. The Board Secretary, based on Chapter I Rules, has the authority to grant a Temporary License after the expiration of an Emergency License, and vice versa.

May 2009: The incremental issuance of the emergency license was clarified at the request of a credentialer.

March 19, 2010: Non-substantive changes to correct an error in the document as follows: In the line which reads “The application process for other Board-determined reasons will include the following steps:” Step 4 now reads, “All questions in section 5 shall...” instead of “section 6 shall” to make it consistent with the application. Other minor formatting changes were made.

August 8, 2017: Two changes were made to the policy. (1) The application for permanent license must be submitted at the same time as the application for emergency license. (2) An application for emergency license will not be accepted if it is received greater than 30 days before the start date of the emergency. The change in timeframe for receipt in emergency license applications is due to the fact that processing time for both temporary and permanent applications has decreased and provide for better review of credentials than an emergency application. Applicants will be encouraged to apply for either a temporary or permanent license and given the opportunity to apply for an emergency license if their application is not completed by the start date.

April 9, 2018: The policy was amended to maintain consistency with changes in the Chapter 1 Rule Regarding Physicians.