

**CHAPTER 5605**  
**BOARD OF MEDICAL PRACTICE**  
**CONTINUING EDUCATION**

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**5605.0100 CONTINUING EDUCATION CYCLES.**

During three-year cycles, each physician licensed to practice by this board shall obtain 75 hours of continuing medical education credit as required by this chapter, with at least three hours in the subject of infection control, including blood borne diseases. "Infection control" means programs, procedures, and methods to reduce the transmission of agents of infection for the purpose of preventing or decreasing the incidence of infectious diseases. "Blood borne diseases" means diseases that are spread through exposure to, inoculation of, or injection of blood, or through exposure to blood contained in body fluids, tissues, or organs. Blood borne diseases include infection caused by such agents as the human immunodeficiency virus (HIV) and hepatitis B virus (HBV). Infection control continuing education credits must be obtained from the category 1 activities in part 5605.0300, item A. Continuing education in infection control is required for renewal periods beginning on or after October 1, 1993. For initial continuing education periods of less than three years, one continuing education hour in infection control is required for each remaining full year.

**Statutory Authority:** *MS s 214.12*

**History:** 8 SR 2573; 18 SR 830

**5605.0200 LICENSEE CLASSES.**

Subpart 1. **Establishment.** For the purpose of administering this chapter, each individual initially licensed on or after June 4, 1984, commences his or her first three-year cycle on January 1 following the date of initial licensure. After January 1, 1991, the cycle of an individual starting a new three-year cycle will start on the first day of the individual's month of birth. The first three-year cycle of an individual initially licensed after January 1, 1991, will start on the first day of the individual's month of birth. Future cycles will run consecutively from that point. After January 1, 1991, continuing medical education taken between the expiration date of an individual's three-year cycle and the first day of the individual's birth month starting a new three-year cycle may be credited towards this first new three-year cycle. Continuing medical education taken between the date of initial licensure and the first day of the individual's month of birth following the date of initial licensure may be credited towards the first cycle after January 1, 1991.

Those individuals assigned three-year reporting prior to June 4, 1984, shall remain in their assigned reporting cycle.

Subp. 2. [Repealed by amendment, 8 SR 2573]

Subp. 3. [Repealed by amendment, 8 SR 2573]

**Statutory Authority:** *MS s 146.13; 147.01; 214.06; 214.12*

**History:** 8 SR 2573; 15 SR 1640

**5605.0300 CATEGORIES OF CREDITED ACTIVITIES.**

Continuing medical education credit may be obtained from the following activities:

A. Category 1. No less than 45 hours of credit must be obtained in any cycle by attendance at educational activities approved by the board pursuant to part 5605.0500.

B. Category 2. No more than 20 hours of credit may be obtained in any cycle through educational activities sponsored by a hospital, clinic, or medical or osteopathic society and not meeting the standards contained in category 1.

C. Category 3. No more than 20 hours of credit may be obtained in any cycle through medical teaching of medical students, residents, practicing physicians, and allied health professionals.

D. Category 4. No more than 20 hours of credit may be obtained in any cycle for papers, publications, books, lectures, and exhibits.

(1) Papers, publications, and books. Ten hours of credit shall be granted for a scientific paper or book chapter published in a scholarly medical journal or book.

(2) Lectures. An hour of credit shall be granted for each hour spent lecturing at a course which would qualify for approval under these rules.

(3) Exhibits and nonpublished papers. Ten hours of credit shall be granted for a paper or exhibit presented before a professional medical or allied health audience. Credit may be claimed only once for each scientific material presented.

E. Category 5. No more than 20 hours of credit may be obtained by engaging in professional reading, peer patient care review activities, self-assessment examinations sponsored by a professional organization recognized by the board as maintaining a significant level of quality control, and preparation for certification or recertification examinations administered by a national specialty board.

**Statutory Authority:** *MS s 214.12*

**History:** 8 SR 2573

#### **5605.0400 APPROVAL OF COURSES FOR CREDIT.**

Subpart 1. **Application.** Persons or organizations intending to offer courses for continuing education credit not included under part 5605.0500, item F, may apply to the board in advance for approval. Any person or organization may submit a course for approval by the board.

Subp. 2. **Information required.** The following information shall be provided to the board, as well as any other information which the board may reasonably require for the purpose of evaluating the course for which approval is sought.

A. the name and address of the organization sponsoring the course;

B. a detailed description of the course content including a time schedule for the course;

C. the name of each instructor or person making a presentation and his or her credentials; and

D. the location including the name and address of the facility at which the course will be conducted.

**Statutory Authority:** *MS s 214.12*

**History:** 8 SR 2573

#### **5605.0500 CATEGORY 1 CREDIT.**

The board shall grant category 1 continuing education credit for any educational activity which meets the following standards:

A. The educational activities shall have significant intellectual or practical content dealing primarily with matter directly related to the practice of medicine or to the professional responsibility or ethical obligations of the participants.

B. Each person making a presentation shall be qualified by practical or academic experience to teach the subject he or she covers.

C. Participants shall attend educational activities in a classroom, laboratory, or setting suitable for the activity. Video, motion picture, or sound tape presentations may be used.

D. Ordinarily, credit will not be given for speeches given at lunches or banquets.

E. One hour of credit shall be given for each 60 minutes actually spent on educational activities.

F. Any course planned, sponsored, or cosponsored by a medical or osteopathic medical school, state or national medical or osteopathic association, or a national medical specialty society shall be presumed to meet the above standards. This presumption may be

withdrawn by the board if it determines that a school, association, or specialty society has sought credit for a course not meeting these standards.

**Statutory Authority:** *MS s 214.12*

**History:** 8 SR 2573

#### **5605.0600 DENIAL OF APPLICATION.**

The board shall state in writing its reasons for denying any application for approval of a course for credit.

**Statutory Authority:** *MS s 214.12*

#### **5605.0700 ALTERNATIVE COMPLIANCE.**

The board may accept certification or recertification by an American specialty board in lieu of compliance with the continuing education requirements during the cycle in which certification or recertification is granted.

**Statutory Authority:** *MS s 214.12*

**History:** 8 SR 2573

#### **5605.0800 [Repealed by amendment, 8 SR 2573]**

#### **5605.0900 VERIFICATION OF COMPLIANCE.**

Licensees shall, at the relicensure period coinciding with the end of their cycle, provide a signed statement to the board on a form provided by the board indicating compliance with this chapter. The board may, in its discretion, require such additional evidence as is necessary to verify compliance with this chapter. The board may also accept certification of other state or national medical groups whose continuing medical education requirements are the equivalent of or greater than those of this board in lieu of compliance with these standards.

A licensee failing to submit a statement or who submits a statement which, on its face, indicates noncompliance with this chapter may be subject to the disciplinary provisions contained in part 5605.1100.

**Statutory Authority:** *MS s 214.12*

**History:** 8 SR 2573

#### **5605.1000 EXEMPTIONS.**

**Subpart 1. Residency or fellowship training.** The board may grant an exemption from the continuing education requirements of this chapter to a licensee for full-time participation in residency or fellowship training at a professionally accredited institution.

**Subp. 2. Emeritus registration status.** Physicians under emeritus registration status as provided in chapter 5606 are exempt from the continuing medical education requirements of this chapter.

**Statutory Authority:** *MS s 214.12*

**History:** 8 SR 2573

#### **5605.1100 PENALTIES FOR NONCOMPLIANCE.**

The board may refuse to renew, suspend, condition, limit, or qualify the license of any person whom the board determines has failed to comply with the requirements of this chapter.

**Statutory Authority:** *MS s 214.12*

**History:** 8 SR 2573

#### **5605.1200 HEARING UPON REFUSAL TO RENEW.**

If the board refuses to renew a license, a hearing must be held only if the licensee submits a written request for a hearing within 30 days after receiving notice of the refusal to renew. The hearing must be conducted pursuant to the provisions of the Minnesota Administrative Procedure Act.

**Statutory Authority:** *MS s 214.12*

**History:** 8 SR 2573