



ALABAMA STATE BOARD OF MEDICAL EXAMINERS

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June 19, 2000

VIA FACSIMILE
& U. S. MAIL

Dear

This letter is in response to your recent oral request concerning medical licensure requirements. According to my recollection of our conversation, your question concerns a medical doctor who is licensed to practice medicine in Texas, who is not licensed to practice medicine in Alabama, and who wishes to come to Alabama to perform certain medical examinations and procedures in connection with preparation for a lawsuit. According to your information, this Texas physician is an expert in Norplant removal and wishes to travel to Alabama for two or three days to perform physical examinations and MRIs on certain persons connected with the lawsuit and, perhaps, to perform a Norplant removal procedure. You have indicated that this physician will be present in Alabama performing these medical procedures for two or three days, maximum.

Based on the facts as stated in this letter, if correct, the Texas physician would not be required to obtain a license to practice medicine in Alabama in order to perform the indicated medical procedures over a two or three day period. I refer you to §34-24-74, *Code of Alabama 1997*. Because the physician is traveling to the state of Alabama to see the patients, the statutes concerning the practice of medicine across state lines, Ala. Code §34-24-500, *et. seq.*, would not apply.

Section 34-24-74 has no requirement for the physician registering with any entity in this state. The statute does require that a patient be treated "in consultation with a physician licensed to practice medicine in this state" in order to gain the temporary privilege of practicing in Alabama for ten (10) calendar days without a license.

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This is an informal opinion rendered in my capacity as General Counsel for the Alabama State Board of Medical Examiners based on the facts and circumstances stated in this letter and, as such, is not binding on the Board. Should you desire a formal opinion from the Board, please forward a written request.

If you have any questions regarding this matter, please feel free to call on me.

Sincerely,

ALABAMA BOARD OF MEDICAL EXAMINERS

A handwritten signature in cursive script that reads "Patricia E. Shaner". The signature is written in dark ink and is positioned below the typed name of the sender.

Patricia E. Shaner
General Counsel

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