

## NYS 12-WEEK RULE APPLICANT REVIEW FORM

### **GENERAL RULE:**

An applicant who is expected to graduate (or has graduated) from a non-LCME accredited foreign medical school must satisfy New York State's "12-week rule" (10 NYCRR § 405.4(f)(1)) in order to be eligible to participate in a medical residency/fellowship training program in New York State.

The rule, promulgated by the New York State Department of Health, provides that an individual who graduates from a non-LCME accredited foreign medical school may not train in New York State if his/her medical school education includes more than 12 weeks of clinical clerkship rotations outside of the country in which his/her medical school is located unless the individual is eligible for licensure under New York State Education Law § 6528\*.

### **EXCEPTION FOR APPROVED SCHOOLS:**

The New York State Department of Education has approved a list of schools that are exempt from this general rule. Applicants who attend one of the following schools are not subject to the 12-week rule:

- ❖ American University of Antigua, Antigua
- ❖ American University of the Caribbean, Cupecoy, St. Martin
- ❖ The Autonomous University of Guadalajara, Guadalajara, Mexico
- ❖ English Language Program, University of Debrecen, Medical and Health Science Center, Medical School, Debrecen, Hungary
- ❖ English Language Program, Medical University of Lublin, Lublin, Poland
- ❖ English Language Program, Medical University of Silesia, Katowice, Poland
- ❖ Fatima College of Medicine, Manila, Philippines
- ❖ International Health and Medicine Program, Ben Gurion University of the Negev, Beer-Sheva, Israel
- ❖ Kasturba Medical College, Manipal, India
- ❖ Medical University of the Americas/Nevis, Nevis, West Indies
- ❖ Ras Al Khaimah Medical and Health Sciences University, Ras AI Khaimah, UAE
- ❖ Ross University School of Medicine, Roseau, Dominica
- ❖ Saba University School of Medicine, The Bottom, Saba
- ❖ St. George's University School of Medicine, St. George's, Grenada
- ❖ St. Matthew's University School of Medicine, Grand Cayman, Cayman Islands
- ❖ Technion Israel Institute of Technology - Technion American Medical Students Program (TEAMS), Haifa, Israel
- ❖ The University of Queensland, Brisbane, Australia
- ❖ Weill Cornell Medical College in Qatar, Doha, Qatar

\*§6528. Qualification of certain applicants for licensure.

- a. Notwithstanding any other provisions of this article or any law to the contrary, an individual who at the time of his enrollment in a medical school outside the United States is a resident of the United States shall be eligible for licensure in this state if he has satisfied the requirements of subdivisions one, five, six, seven and eight of section sixty-five hundred twenty-four of this chapter and:
  1. has studied medicine in a medical school located outside the United States which is recognized by the World Health Organization;
  2. has completed all of the formal requirements of the foreign medical school except internship and/or social service;

3. has attained a score satisfactory to a medical school approved by the Liaison Committee on Medical Education on a qualifying examination acceptable to the state board for medicine, and has satisfactorily completed one academic year of supervised clinical training under the direction of such medical school;
  4. has completed the post-graduate hospital training required by the Board of all applicants for licensure; and
  5. has passed the examination required by the Board of all applicants for licensure.
- b. Satisfaction of the requirements of paragraphs (1), (2), and (3) of subdivision (a) of this section shall be in lieu of the completion of any foreign internship and/or social service requirements, and no such requirements shall be a condition of licensure as a physician in this State.
  - c. Satisfaction of the requirements of paragraphs (1), (2), and (3) of subdivision (a) of this section shall be in lieu of certification by the Educational Council for Foreign Medical Graduates, and such certification shall not be a condition of licensure as a physician in this State for candidates who have completed the requirements of subdivision (a) of this section.
  - d. No hospital licensed by this State, or operated by the State or a political subdivision thereof, or which receives state financial assistance, directly or indirectly, shall require an individual who has satisfied the requirements of paragraphs (1), (2), and (3) of subdivision (a) of this section, and who at the time of his enrollment in a medical school outside the United States is a resident of the United States, to satisfy any further education or examination requirements prior to commencing an internship or residency.
  - e. A document granted by a medical school located outside the United States which is recognized by the World Health Organization issued after the completion of all the formal requirements of such foreign medical school except internship and/or social service shall, upon certification by the medical school in which such training was received of satisfactory completion by the person to whom such document was issued of the requirements listed in paragraph (3) of subdivision (a) of this section, be deemed the equivalent of a degree of doctor of medicine for purposes of licensure and practice as a physician in this State.

**Please be advised that failure to answer truthfully to the question below could be grounds for termination from your residency program.**

By signing below, I acknowledge that I have read and understand this requirement and **am eligible** to train in a residency program in New York State (NYS).

\_\_\_\_\_  
Name and Date

\_\_\_\_\_  
Signature

**OR**

By signing below, I acknowledge that I have read and understand this requirement and **am NOT eligible** to train in a residency program in New York State (NYS).

\_\_\_\_\_  
Printed Name and Date

\_\_\_\_\_  
Signature

**REVISED 10/24/19**