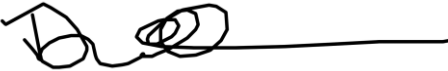
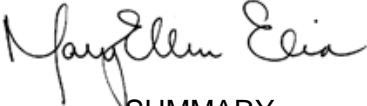




**THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE
OF NEW YORK / ALBANY, NY 12234**

TO: The Honorable the Members of the Board of Regents
FROM: Douglas E. Lentivech 
SUBJECT: Report of the Committee on the Professions Regarding
Licensing Petitions
DATE: February 28, 2019
AUTHORIZATION(S): 
SUMMARY

Issue for Consent Agenda

Should the Regents approve the recommendations of the Committee on the Professions pertaining to licensing petition as listed on the attachment?

Reason(s) for Consideration

Required by State Statute.

Proposed Handling

This question will come before the full board at its March 12, 2019 meeting where it will be voted on and action taken.

Procedural History

Section 6506(5) of the Education Law and Section 24.7 of the Rules of the Board of Regents authorize the Regents to waive education, experience and examination requirements for a professional license as well as to confer the degree Doctor of Medicine.

Background Information

There is two licensing petitions and eight requests for the conferral of the degree Doctor of Medicine for review and approval.

Recommendation

It is recommended that the Regents approve the recommendations of the Committee on the Professions regarding the licensing petition and degree conferrals.

Timetable for Implementation

Approval of the Committee on the Professions' recommendations will be effective, March 12, 2019.

Cases Presented to Board of Regents on March 12, 2019

SUMMARY REPORT

PROFESSION	EDUCATION			EXAMINATION		Experience	Confer Degree Doctor of Medicine	Three-Year Limited License
	Pre- Professional	Professional	Post- Graduate	Proficiency	Licensing			
Certified Public Accountancy					19-03-07			
Medicine						19-29-60	19-34-60C to 19-41-60C	
OTHER:						Total for fiscal year to date: 238 Total for calendar year to date: 56		

Board of Regents: March 12, 2019

CERTIFIED PUBLIC ACCOUNTANCY

19-03-07

Naomi Smith

Petition for: Acceptance of passing grades on the Uniform Certified Public Accountancy Examination.

Statement of Problem: Ms. Smith is an applicant for licensure as a CPA and passed all four parts of the Uniform CPA Examination. However, she exceeded the 18-month conditioning requirements by three months, or one testing window.

Ms. Smith passed the Auditing and Attestation (AUD) section of the Examination in July 2016 and needed to pass the remaining three sections by March 31, 2018. On her second attempt, she passed the Regulation (REG) section in November 2016. On her fourth attempt, she passed the Business Environment and Concepts (BEC) section in September 2017. Ms. Smith sat for the Financial Accounting and Reporting (FAR) section once within her testing window in July 2016, the same month she successfully passed AUD, but she was not successful in passing the FAR section of the Examination at that time. She then sat for FAR again in June 2018 and passed; however, this was one testing window outside her conditioning period. Ms. Smith sat for REG in December 2018 and passed the section again. She was under the impression that her petition was based only on the AUD section and would not pertain to all sections. This further demonstrates her commitment to passing the exam.

Pursuant to §70.4(d), applicants may sit for the CPA Examination prior to satisfying the full education requirements for NYS Licensure. Ms. Smith gained entry to the Examination, but her education has not yet been evaluated for the purpose of NYS Licensure.

Ms. Smith's ability to properly prepare and sit for the Examination was impeded by illness of a family member and acting as the primary care giver to the family member during the conditioning period.

Based on documentation provided by the applicant, the physician who attended to Ms. Smith's family member and her perseverance on the various sections of the Examination despite these circumstances, the Executive Secretary of the State Board for Public Accountancy supports her petition to waive the 18-month requirement to pass all four parts of the Uniform CPA Examination.

APPLICABLE REQUIREMENTS:	QUALIFICATIONS:
Section 7404 of Education Law and Part 70 of the Commissioner's Regulations require:	
(1) A bachelor's or higher degree based on a program in accountancy.	See Statement of Problem
(2) Passing scores on the Uniform CPA Examination.	(2)(a) July 2016: Auditing and Attestation (passing score). (2)(b) August 2016: Regulation (failing score); November 2016 (passing score). (2)(c) September 2016, February and May 2017: Business Environment and Concepts (failing scores); September 2017 (passing score).

	(2)(d) July 2016: Financial Accounting and Reporting (failing score); July 2018 (passing score).
(3) One year of satisfactory experience.	(3)

RECOMMENDATION: The Committee on the Professions, in concurrence with the Executive Secretary of the State Board for Public Accountancy, recommends that the applicant's petition for acceptance of passing grades on the Uniform CPA Examination be accepted.

MEDICINE

19-29-60

Sergey Golovko

Statement of Problem: Applicants from non-LCME accredited medical degree programs are required to complete at least three years of approved postgraduate training (PGT) pursuant to C.R. §60.3(b)(2). Dr. Sergey Golovko has not completed three years of accredited PGT.

In order for the Committee on the Professions (COP) to accept Dr. Golovko's unaccredited training under C.R. §60.3(d), such training must constitute an experience equivalent to that obtained in approved PGT. Such training may be accepted at the discretion of the COP on a pro rata basis. Upon two reviews by representatives from the NYS Medicine Board, Dr. Golovko's PGT experiences were found to not be substantially equivalent to the required PGT. Despite the Board's recommendation, Dr. Golovko is petitioning the COP for consideration of his foreign and unaccredited PGT pursuant to Part §24.4 of the Rules of Board of Regents. Alternatively, Dr. Golovko seeks a waiver of the PGT requirement pursuant to E.L. §6506(5).

Dr. Golovko's foreign and unaccredited postgraduate training was documented and submitted to the Medicine Board workgroup for their consideration in April 2017. The considered training includes both a Psychiatry internship and fellowship in St. Petersburg, Russia. He also presented a training position in Psychiatry at the Central New York Psychiatric Center (CNYPC). However, this training position was alternately described as an "attending physician" post and a "senior house officer" or "equivalent" post. Dr. Golovko also claimed four additional years of clinical research fellowship; however, documentation of this was neither requested nor provided. Research fellowships are generally not considered or accepted toward the PGT requirement, so Department staff only requested materials relevant to the workgroup's review and consideration.

After discussion of the initial submission, the Medicine Board workgroup concluded that Dr. Golovko's total presented training was not equivalent to the required PGT. Individual workgroup members felt that the internship and fellowship in Russia might be applicable; however, these periods would not be sufficient, in and of themselves. One member further noted that Dr. Golovko's time at CNYPC was "not a formal program of learning" and that "the 'supervision' is a component of psychiatric training but this is occurring outside of a structured PGT program." Other members of the workgroup agreed with these conclusions.

Dr. Golovko then submitted additional documentation to petition for reconsideration. This was transmitted to the workgroup which, after review of the materials, responded that their opinions were unchanged. The workgroup's recommendation for Dr. Golovko's petition is therefore a recommendation for denial. All pertinent documentation related to this appeal is included here for COP review.

Should the COP disagree with the Medicine Board workgroup's recommendation and accept the applicant's petition for acceptance of his unaccredited training, then consideration of the following waiver consideration is not relevant. However, should the COP agree with the workgroup's recommendation for denial of the unaccredited training, Dr. Golovko then seeks a waiver of the PGT requirement under E.L. §6506(5). This section provides that in supervising the admission to and the practice of the professions, the Board of Regents may waive education, experience, and examination requirements for a professional license prescribed in the article relating to the profession, provided the Board of Regents shall be satisfied that the requirements of such article have been substantially met.

To implement the general requirements set in law, the Department has an established policy for waiver cases pursuant to §6506(5) that requires an applicant to document fulfillment of all of the following:

1. licensure in another US state or US territory following completion of the applicable professional education, experience, and examination requirements satisfactory to the jurisdiction in which licensed;
2. satisfactory evidence of professional practice including at least seven of the ten years preceding application for licensure in New York State; and
3. evidence of significant professional achievement.

As evidence of significant professional achievement, Dr. Golovko claims various research positions and publications. His professional achievement includes over 15 publications and one medical society membership. It is important to note that documentation and verification of this information has yet to be completed. This information is submitted based only on what Dr. Golovko notes in his C.V.

Dr. Golovko was licensed in Pennsylvania in March 2018. In addition, he claims over 30 years of experience between his time as a Psychiatrist in Russia, as well as his time working under a limited permit in New York. Dr. Golovko's experience has not yet been documented and is reported here only as it is indicated in the C.V. provided by the applicant.

Based on the fact that Dr. Golovko has not satisfactorily shown to the Medicine Board that he meets the requirements of §60.3(d), and has not documented to the satisfaction of the Department fulfillment of the policy requirements under E.L. §6506(5), the Executive Secretary for the State Board of Medicine recommends disapproval of the petition.

Authorizing Statute or Regulation: R.R. §24.4, C.R. §60.3(d) and (e)

APPLICABLE REQUIREMENTS:	QUALIFICATIONS:
E.L. §6524 and Part 60 of the Commissioner's Regulations require:	
(1) Six years of postsecondary education, including at least 32 months of medical education in a medical program recognized by the appropriate civil authorities of the country in which the school is located as an acceptable educational program for physicians.	(1) Leningrad Pediatric Medical Institute, St. Petersburg, Russia, Physician, June 1981.
(2) Proficiency examination.	(2) ECFMG, December 2010
(3) Three years of approved postgraduate hospital training.	(3) See Statement of Problem. Dr. Golovko has documented the following unaccredited training: <ul style="list-style-type: none"> • Fellowship in Psychiatry at Leningrad Pediatric Medical Institute in St. Petersburg, Russia from September 1985 to September 1987. • Training at Central New York Psychiatric Center in Syracuse, New York from August 2013 to July 2015.
(4) Licensing examinations.	(4) USMLE Steps 1, 2, and 3
(5) United States citizen or alien lawfully admitted for permanent resident status in the United States.	(5) documented in file
(6) Evidence of good moral character.	(6)
(7) Course in the identification of child abuse and maltreatment.	(7) documented in file

RECOMMENDATION: The Executive Secretary of the State Board for Medicine, recommends that the applicant's petition for either acceptance of the PGT as meeting the requirements of §60.3, or a waiver of postgraduate training pursuant to E.L. §6506, be denied.

DETERMINATION: The Committee on the Professions agrees with the recommendation of the Executive Secretary of the State Board for Medicine and determines that the applicant's petition be denied.

MEDICINE

Petition for: Conferral of the degree Doctor of Medicine (M.D.) pursuant to Section 6529 of the Education Law.

Summary Statement: The petitioners listed below are all graduates of foreign medical schools who have been licensed in New York.

The applicable requirements of Section 3.57 of the Rules of the Board of Regents require completion of a medical education program in a foreign medical school satisfactory to the Department which does not grant the degree Doctor of Medicine (M.D.), and in which the philosophy and curriculum were equivalent, as determined by the Department in accordance with the policy of the Board of Regents, to those in programs leading to the degree Doctor of Medicine (M.D.) at medical schools in the United States satisfactory to, or registered by, the Board of Regents and the Department. Secondly, petitioners must have licensure to practice medicine in New York State in accordance with provisions of Section 6524 or 6528 of the Education Law or their equivalent as determined by the Board of Regents pursuant to their authority under Section 6506 of the Education Law.

NAME OF PETITIONER	QUALIFICATIONS
<u>19-34-60C</u> Sara Ali Fayetteville, NY 13066	(1) Mansoura University, Mansoura, Egypt, Bachelor of Medicine, Bachelor of Surgery, 08/01/05 (2) License # 291270, Issued 09/20/17
<u>19-35-60C</u> Narandra Bethina South Burlington, VT 05403	(1) Gulbarga University, Kalaburagi, India, Bachelor of Medicine, Bachelor of Surgery, Bachelor of Obstetrics, 01/31/02 (2) License # 297126, Issued 12/28/18
<u>19-36-60C</u> Ahmed Eldokla East Syracuse, NY 13057	(1) Mansoura University, Mansoura, Egypt, Bachelor of Medicine, Bachelor of Surgery, 09/01/02 (2) License # 286261, Issued 08/24/16
<u>19-37-60C</u> Hany Ghali-Hana Las Vegas, NV 89138	(1) Ain Shams University, Cairo, Egypt, Bachelor of Medicine, Bachelor of Surgery, 12/01/93 (2) License # 234838, Issued 01/03/05
<u>19-38-60C</u> Cynthia Ko New York, NY 10010	(1) Institute of Medicine, Yangon, Myanmar, Bachelor of Medicine, Doctor of Medicine & Surgery, 10/28/00 (2) License # 274283, Issued 03/19/14
<u>19-39-60C</u> Anuja Korlipara Setauket, NY 11733	(1) Siddhartha Medical College, Vijayawada, India, Physician, 06/15/94 (2) License # 223984, Issued on 02/22/02
<u>19-40-60C</u> Madhavi Rayapudi New York, NY 10029	(1) NTR University of Health Sciences, Vijayawada, India, Bachelor of Medicine, Bachelor of Surgery, Bachelor of Obstetrics, 01/06/07 (2) License # 289054, Issued on 05/05/17
<u>19-41-60C</u> Anthony Yuen New York, NY 10021	(1) University of Queensland, Queensland, Australia, Bachelor of Medicine, Bachelor of Surgery, 12/15/12 (2) License # 290274, Issued on 07/11/17

RECOMMENDATION: The Committee on the Professions recommends that the petitioners be awarded the degree Doctor of Medicine (M.D.) in accordance with provisions of Section 6529 of the Education Law