

May 2, 1961

Russell Peterson, D.O.
Secretary-Treasurer
Arizona State Osteopathic Board
2747 E. McDowell Road
Phoenix, Arizona

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ARIZONA ATTORNEY GENERAL

Dear Doctor Peterson:

You have asked us to render an opinion on the following question:

"May the Board grant a reciprocal license to an applicant whose license within the State from which the applicant seeks reciprocity is not current?"

A.R.S. § 32-1822, states in part as follows:

"§32-1822. Qualifications of applicant;
application; fee

A license to practice medicine and surgery as an osteopathic physician and surgeon shall be granted only to applicants who possess the following qualifications and comply with the following requirements:

5. Successfully pass an examination as provided in this chapter, but the board may waive any such examination in its discretion if the applicant possess a certificate from the national board of examiners for osteopathic physicians and surgeons indicating he has been examined by questions approved by the board, or possesses a license to practice as an osteopathic physician and surgeon issued under the authority of any other state, territory or the District of Columbia, whose standards are comparable to those provided in this chapter, as determined by the board.

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The above statute require any applicant requesting reciprocity to either possess a certificate from the National Board of Examiners for Osteopathic Physicians and Surgeons indicating he has been examined by questions approved by the Board, or possesses a license to practice as an osteopathic physician and surgeon issued under the authority of any other state, territory or the District of Columbia whose standards are comparable to those provided in this chapter as determined by the Board.

If the license is not current and in force the applicant does not possess a license to practice.

Therefore, it is our opinion that the Board should not grant a reciprocal license to an applicant whose license within the State from which the applicant seeks reciprocity is not current.

Yours very truly,

ROBERT W. PICKRELL
The Attorney General

JOHN J. CASEY
Assistant Attorney General

JJC:c