

**State of California  
Office of Administrative Law**

In re:  
Osteopathic Medical Board of California

Regulatory Action:

Title 16, California Code of Regulations

Amend sections: 1603, 1604, 1606  
[renumbered to 1601],  
1608, 1611, 1630, 1635,  
1636, 1650, 1651, 1657,  
1659.30, 1659.32, 1660,  
1660.2, 1661, 1661.4, 1675,  
1685, and 1690

NOTICE OF APPROVAL OF CHANGES  
WITHOUT REGULATORY EFFECT

California Code of Regulations, Title 1,  
Section 100

OAL Matter Number: 2024-1224-03

OAL Matter Type: Nonsubstantive (N)

This action without regulatory effect by the Osteopathic Medical Board of California amends several sections. First, it renumbers section 1606 to 1601. Second, it removes from section 1603 an outdated reference to registration of professional corporations associated with repealed Business and Professions Code section 2454. Third, it adds the word "postgraduate" to the name of the training license referenced in section 1690, subsection (c), to conform with the name of the license as it appears in Business and Professions Code sections 2064.5 and 2065. Fourth, it changes the name of the "biennial tax and registration fee" to "biennial renewal fee," to conform to the name of the fee as it appears in Business and Professions Code section 2455. Fifth, in several sections it replaces gendered pronouns with gender-neutral pronouns. Sixth, for several sections it adds Business and Professions Code section 2018 as an additional authority citation. Finally, in several sections it makes minor corrections to grammar and capitalization for internal consistency.

OAL approves this change without regulatory effect as meeting the requirements of California Code of Regulations, title 1, section 100.

Date: January 15, 2025



Timothy Findley  
Senior Attorney

For: Kenneth J. Pogue  
Director

Original: Erika Calderon, Executive Director  
Copy: Rebecca Marco

# NONSUBSTANTIVE

OAL FILE NUMBERS	NOTICE FILE NUMBER	REGULATORY ACTION NUMBER	EMERGENCY NUMBER
	Z-	2024-1224-03N	

For use by Office of Administrative Law (OAL) only

**ENDORSED - FILED**  
in the office of the Secretary of State  
of the State of California

JAN 15 2025

1:37 PM

OFFICE OF ADMIN. LAW  
2024 DEC 24 @ 4:59 pm

NOTICE	REGULATIONS
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AGENCY WITH RULEMAKING AUTHORITY  
Osteopathic Medical Board of California

AGENCY FILE NUMBER (if any)

### A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER	PUBLICATION DATE

### B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Technical Clean Up Changes	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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PER AGENCY REQUEST TDF 1/14/2025

2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT
	AMEND
	REPEAL
TITLE(S) 16	1603, 1604, 1606 [renumbered to 1601], 1608, 1611, 1630, 1635, 1636, 1650, (cont'd)

3. TYPE OF FILING		
<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input checked="" type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
		<input type="checkbox"/> Print Only
		<input type="checkbox"/> Other (Specify) _____

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1) N/A

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)		
<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input checked="" type="checkbox"/> \$100 Changes Without Regulatory Effect
		<input type="checkbox"/> Effective other (Specify) _____

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY		
<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input type="checkbox"/> Other (Specify) _____		

7. CONTACT PERSON Rebecca Marco	TELEPHONE NUMBER (916) 928-8390	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) Rebecca.Marco@dca.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

For use by Office of Administrative Law (OAL) only

**ENDORSED APPROVED**

JAN 15 2025

Office of Administrative Law

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Erika Calderon</i>	DATE 12/23/2024
TYPED NAME AND TITLE OF SIGNATORY Erika Calderon, Executive Officer	

**TITLE 16. PROFESSIONAL AND VOCATIONAL  
REGULATIONS  
DIVISION 16. OSTEOPATHIC MEDICAL BOARD OF CALIFORNIA  
PROPOSED REGULATORY LANGUAGE**

**SECTION 100 FILING – AB 1757 and Technical Clean-Up  
Changes**

**NOTICE PUBLICATION/REGULATIONS SUBMISSION**

B. 2 Sections Affected (continued)

Amend: 1651, 1657, 1659.30, 1659.32, 1660, 1660.2, 1661, 1661.4, 1675,  
1685, and 1690

1/14/2025  
PER AGENCY  
REQUEST  
TDF

**TITLE 16. PROFESSIONAL AND VOCATIONAL  
REGULATIONS  
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**SECTION 100 FILING – AB 1757 and Technical Clean-Up  
Changes**

**Legend:** Added text is indicated with an underline.  
Deleted text is indicated by ~~strikeout~~.

Where the Board proposes to re-number existing text to a new location with no other changes, the Board has emphasized that change by using [no changes to text, only renumbering] as a guide for the reader and striking out the old number and underlining the new number.

Pursuant to section 100, title 1 of the California Code of Regulations, the Osteopathic Medical Board of California (Board) proposes to renumber section 1606 to 1601 and move it from Article 2 to Article 1. The Board also proposes to amend Sections 1602, 1603, 1604, 1608, 1611, 1630, 1635, 1636, 1646, 1650, 1651, 1657, 1659.30, 1659.32, 1660, 1660.2, 1661, 1661.4, 1675, 1678, 1685, 1690, to read as follows:

**Article 1. General Provisions**

**§ 1601~~1606~~. Notice to Consumers.** [no changes to text, only renumbering]

(a) A licensee engaged in the practice of medicine shall provide notice to each patient of the fact that the licensee is licensed and regulated by the Board. The notice shall include the following statement and information:

**NOTICE TO CONSUMERS**

Osteopathic physicians and surgeons (D.O.) are licensed and regulated by the  
Osteopathic Medical Board of California.

(916)928-8390

[www.ombc.ca.gov](http://www.ombc.ca.gov)

To check the status of your physician and surgeon D.O. license online, go to  
<https://search.dca.ca.gov/>.

To file a complaint against the physician and surgeon D.O., complete the online  
complaint form on the Osteopathic Medical Board of California website or  
email:[osteopathic@dca.ca.gov](mailto:osteopathic@dca.ca.gov)

(b) The notice required by this section shall be provided by one of the following methods:

(1) Prominently posting the notice in an area visible to patients on the premises where the licensee provides the licensed services, in which case the notice shall be in at least 48-point type in Arial font.

(2) Including the notice in a written statement for all new patients, signed and dated by the patient or the patient's representative and retained in that patient's medical records, stating the patient understands the physician and surgeon D.O. is licensed and regulated by the Board; thereafter provide the written notice at every visit without signature required.

(3) Including the notice in a statement on letterhead, discharge instructions, or other document given to a patient or the patient's representative for every visit, where the notice is placed immediately above the signature line for the patient in at least 14-point type font.

NOTE: Authority cited: Sections 2018 and 3600-1, Business and Professions Code. Reference: Sections 138 and 2026, Business and Professions Code.

### **§ 1603. Delegation of Certain Functions.**

Except for those powers reserved exclusively to the "agency itself" under the Administrative Procedure Act, Section 11500, et seq. of the Government Code, the Board delegates and confers upon the executive director of the Board all functions necessary to the proper dispatch of the business of the Board in connection with all investigative and administrative proceedings; additionally, authority is hereby delegated to the executive director to issue fictitious names and to register professional corporations.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; Sections 2018~~2454~~ and 3600-1, Business and Professions Code. Reference: Osteopathic Act, Section 1; and ~~Section 2454~~, Business and Professions Code.

### **§ 1604. Filing of Addresses by Licensees.**

Each person holding a certificate of registration, license, permit or any other authority under any and all laws administered by the Board is hereby directed and required to file with the Board ~~his~~their proper and current mailing address and to report immediately to the Board at its Sacramento office any and all changes of address, giving both ~~his~~their old and ~~his~~their new address.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018 and 3600-1, Business and Professions Code. Reference: Section 2456, Business and Professions Code.

### **Article 3. Postgraduate Training**

#### **§ 1608. Hospitals Disapproved During Postgraduate Training.**

If the approval of a hospital to train osteopathic physicians is suspended or revoked subsequent to the time a physician has entered into an agreement for such training, the physician shall be entitled to complete ~~his or her~~ their training at that hospital without disqualification for licensure or other penalty.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018 and 3600-1, Business and Professions Code. Reference: Sections 2037 and 2089.5, Business and Professions Code; and *D'Amico vs. Board of Medical Examiners* (1974) 11 Cal.3d 1.

### **Article 4. Physician and Surgeon Applications**

#### **§ 1611. Credentials.**

(a) Diploma. A photocopy of a diploma from an approved school of osteopathic medicine or other proof of having received a diploma shall be furnished by the applicant for permanent filing with the Board.

(b) Transcript of Grades. A certified transcript from osteopathic college shall be requested by the applicant and mailed directly from the school to the Board's office.

(c) Internship Certificate. A photocopy of an internship certificate from an approved hospital shall be furnished by the applicant for permanent filing with the Board if internship was completed prior to July 1990.

(d) Written Examination Results. The certified results of the National Board of Osteopathic Medical Examiners, Inc. (NBOME) or Federation Licensing Examination (FLEX) when applicable, or other State's written examination results shall be submitted to the ~~h~~Board and must be sent directly from the certifier.

(e) First Year Postgraduate Training. The first-year postgraduate training form (Certificate of Completion of Accreditation Council for Graduate Medical Education (ACGME) Postgraduate Training or American Osteopathic Association (AOA) Rotating Internship OMB.3.1 Rev. 04/00), shall be certified and submitted directly from the Director of Medical Education to the Board.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018 and 3600-1, Business and Professions Code. Reference: Sections 2082, 2096, 2099.5 and 2154, Business and Professions Code.

## **Article 8. Active Practice Requirements**

### **§ 1630. Good Standing Requirements.**

(a) In order to practice in good standing in California all licensees shall practice in a professional manner and shall comply with both the Continuing Medical Education (CME) Rules set forth in Article 9 and pay the ~~tax and registration~~ biennial renewal fees as set forth in Section 1690.

(b) The ~~tax and registration~~ renewal fee shall be due biennially on or before the last day of the birth month of the licensee. The failure to pay the fee by the licensee's due date will result in the assessment of a delinquent fee as set forth in Section 1690.

(c) The processing times for renewal are set forth in Section 1691.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018, 2456.1 and 3600-1, Business and Professions Code. Reference: Sections 2190, 2456 and 2456.1, Business and Professions Code; and Section 15374 et seq., Government Code.

## **Article 9. Continuing Medical Education**

### **§ 1635. Required Continuing Medical Education (CME).**

(a) Each physician submitting the ~~tax and registration~~ biennial renewal fee shall submit satisfactory proof to the Board of ongoing compliance with the provisions of this article at the times specified herein.

(b) Commencing January 1, 1989, a physician shall complete 150 hours within a three-year period to satisfy the CME requirement; this three-year period is defined as the "CME requirement period."

(c) The requirement of 150 hours during the three-year CME requirement period shall include a minimum of 60 hours of CME in Category 1-A or 1-B defined by the American Osteopathic Association (AOA). The balance of the CME requirement of 90 hours may consist of CME as defined by either the American Osteopathic Association (AOA) or the American Medical Association (AMA) and may be completed within the entire three-year CME requirement period.

(d) Effective January 1, 1989, the three-year CME period shall commence for those licensed on or before January 1, 1989. Those licensed subsequent to January 1, 1989 shall commence their three-year CME requirement period on a prorata basis commencing the first full calendar year subsequent to initial licensure. Subsequent three-year periods shall not include CME earned during a preceding three-year requirement period.

(e) Category 1-A, or other CME is defined by the American Osteopathic Association (AOA), set forth in the American Osteopathic Association's "Continuing Medical Education Guide," and is hereby incorporated by reference and can be obtained from the AOA at 142 E. Ontario Street, Chicago, IL 60611; it is published once every three years by the AOA most recently in 1992. Category 1 defined by the American Medical Association is set forth in "Physicians Recognition Award Information Booklet," and is hereby incorporated by reference and can be obtained from the American Medical Association, 515 North State Street, Chicago, IL 60610; it is published on an occasional basis by the AMA, most recently in January, 1986.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018, 2454.5 and 3600-1, Business and Professions Code. Reference: Section 2454.5, Business and Professions Code.

### **§ 1636. Continuing Medical Education Progress Report.**

Physicians shall report the total number of continuing medical education (CME) hours to the Board with the renewal application. This may be accomplished by:

- (a) The physician sending the Board a copy of their computer printout of CME activity as compiled from documents submitted to the AOA Division of Continuing Medical Education by both sponsors and the physician (Individual Activity Report) which will list the amount of CME credit hours, or
- (b) Sending the Board copies of any certificates given for the CME credit hours of attendance at any program approved by the Board, or
- (c) Reports from any program approved by the Board, to be furnished by the physician, showing his-their CME credit hours of attendance hours as verified by the program organizer.
- (d) CME categories are defined by Section 1635(e).

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018 and 3600-1, Business and Professions Code. Reference: Sections 2190 and 2452, Business and Professions Code.

## **Article 11. Restoration of Certificate**

### **§ 1650. Applications for Restoration of Forfeited Certificates.**

All applications for restoration of certificates forfeited for failure to pay the biennial ~~tax~~ and ~~registration-renewal~~ fee (Affidavit for Reactivation of California License OMB.9 Rev.01/92) shall include the biennial ~~tax~~ and ~~registration-renewal~~ fee and delinquent ~~tax~~



and registration renewal fee set forth in Section 1690. The processing times for the restoration of a forfeited certificate are set forth in Section 1691.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018 and 3600-1, Business and Professions Code. Reference: Sections 2427, 2455 and 2457, Business and Professions Code; and Section 15374 et seq., Government Code.

### **§ 1651. Failure to Renew Certificate Within Five Years.**

Failure to renew a California certificate for five years requires the person to apply for a new certificate (Application for Physician's and Surgeon's Certificate OMB.1 Rev.01/92). A person may apply, and the Board may issue a new certificate if:

- (a) No fact, circumstance, or condition exists which would justify its denial, or if current, would justify its revocation or suspension.
- (b) ~~He~~ The person establishes to the satisfaction of the Board that, with due regard for the public interest, the person is qualified to practice or engage in the profession of physician and surgeon, either by reexamination or by review of experience and credentials.
- (c) ~~He~~ The person pays all of the fees that would be required of ~~him~~ them if ~~he~~ they were then applying for the license for the first time as set forth in Section 1690.
- (d) The processing times for issuance of a new certificate are set forth in Section 1691.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018 and 3600-1, Business and Professions Code. Reference: Sections 2428, 2452 and 2455, Business and Professions Code; and Section 15374 et seq., Government Code.

## **Article 12. Substantial Relationship and Rehabilitation Criteria; Petitions for Modification of Penalty or Reinstatement**

### **§ 1657. Rehabilitation Criteria for Petition for Reinstatement or Modification of Penalty.**

(a) When considering a petition for reinstatement or a petition for modification of penalty, the Board, in evaluating the rehabilitation of the applicant and ~~his or her~~ their present eligibility for a certificate or permit, may consider all activities of the petitioner since the disciplinary action was taken and shall also consider the following criteria:

- (1) The nature and gravity of the act(s), professional misconduct, or crime(s) for which the petitioner was disciplined.

(2) Evidence of any act(s) or crime(s) committed subsequent to act(s), professional misconduct, or crime(s) for which the petitioner was disciplined which also could be considered as grounds for denial under Section 480 of the Business and Professions Code.

(3) The time that has elapsed since commission of the act(s), professional misconduct, or crime(s) referred to in subdivision (1) or (2) above.

(4) Whether the petitioner has complied with any terms of parole, probation, restitution, or any other sanctions lawfully imposed.

(5) Petitioner's activity during the time the certificate was in good standing.

(6) Evidence, if any, of the rehabilitation submitted by the petitioner.

(7) Petitioner's professional ability and general reputation for truth.

NOTE: Authority cited: Sections 482, 2018 and 3600-1, Business and Professions Code. Reference: Sections 141, 481, 482, 488, 490, 493 and 2307, Business and Professions Code.

### **Article 12.3 Citations and Fines**

#### **§ 1659.30. Authority to Issue Citations and Fines.**

(a) For purposes of this article, "executive director" shall mean the executive director of the ~~h~~Board.

(b) The executive director is authorized to determine when and against whom a citation will be issued and to issue citations containing orders of abatement and fines for violations by a licensed osteopathic physician and surgeon of the statutes and regulations referred to in Section 1659.31.

(c) A citation shall be issued whenever any fine is levied or any order of abatement is issued. Each citation shall be in writing and shall describe with particularity the nature and facts of the violation, including a reference to the statute or regulations alleged to have been violated. The citation shall be served upon the individual personally or by certified mail return receipt requested.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p.cxxiii), Section 1; and Sections 2018 and 3600-1, Business and Professions Code. Reference: Sections 125.9 and 148, Business and Professions Code.

#### **§ 1659.32. Compliance with Orders of Abatement.**

(a) If a cited person who has been issued an order of abatement is unable to complete the correction within the time set forth in the citation because of conditions beyond ~~his~~ ~~or her~~ their control after the exercise of reasonable diligence, the person cited may request an extension of time in which to complete the correction from the executive director. Such a request shall be in writing and shall be made within the time set forth for abatement.

(b) An order of abatement shall either be personally served or mailed by certified mail, return receipt requested. The time allowed for the abatement of a violation shall begin when the order of abatement is final and has been served or received. When an order of abatement is not contested or if the order is appealed and the person cited does not prevail, failure to abate the violation charged within the time allowed shall constitute a violation and a failure to comply with the order of abatement. Such failure may result in disciplinary action being taken by the ~~h~~Board or other appropriate judicial relief being taken against the person cited.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p.cxiii), Section 1; and Sections 2018 and 3600-1, Business and Professions Code. Reference: Sections 125.9 and 148, Business and Professions Code.

## **Article 12.5 Impaired Physicians Diversion Program**

### **§ 1660. Criteria for Acceptance.**

An applicant shall meet the following criteria for acceptance to the Impaired Physicians Program.

- (a) Is a California licensed osteopathic physician.
- (b) Resides in California.
- (c) Is found to abuse narcotics, dangerous drugs or alcohol in a manner which may affect ~~his/her~~ their ability to practice safely or competently.
- (d) Has voluntarily requested admission to the program.
- (e) Agrees to undertake any medical and/or psychiatric examinations ordered to evaluate the application for participation in the program.
- (f) Cooperates with the program by providing medical information, disclosure authorizations, and releases of liability as may be necessary for participation in the program.
- (g) Agrees in writing to cooperate and comply with all elements of the treatment program designed by the diversion evaluation committee and to bear all the costs of such program.

(h) Has not been convicted of a crime involving the sale of narcotics or dangerous drugs.

(i) Has not been previously disciplined by the Board for substance abuse.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018 and 3600-1, Business and Professions Code. Reference: Section 2365, Business and Professions Code.

### **§ 1660.2. Causes for Denial of Acceptance.**

The diversion evaluation committee may deny an applicant acceptance to the impaired physician program for any of the following reasons:

(a) The applicant does not meet the requirements set forth in Section 1660.

(b) The applicant, after formal investigation, has been subject to disciplinary action by any state medical licensing authority.

(c) Formal complaints or information have been received by the ~~h~~Board which, after investigation, indicate that the applicant may have violated a provision of the Medical Practice Act (Division 2, Chapter 5 of the Code, starting with Section 2000, excluding Section 2239).

(d) The committee determines that the applicant will not substantially benefit from participation in the program or that the applicant's participation in the program creates too great a risk to the public health, safety or welfare.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018 and 3600-1, Business and Professions Code. Reference: Section 2365, Business and Professions Code.

### **§ 1661. Diversion Evaluation Committee Membership**

The Diversion Evaluation Committee Membership Criteria:

(a) The committee shall be composed of three (3) state licensed osteopathic physicians and surgeons.

(b) Each member shall be approved by the ~~h~~Board and shall have experience in the diagnosis and treatment of drug or alcohol abuse.

(c) Each member of the committee shall be appointed by the ~~h~~Board and serve at the pleasure of the ~~h~~Board.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018 and 3600-1, Business and Professions Code. Reference: Section 2366, Business and Professions Code.

§ 1661.4. Diversion Evaluation Committee Consultants.

Diversion evaluation committee consultants shall be approved by the ~~h~~Board to conduct medical and/or psychiatric examination of the applicant. The consultants shall utilize the services of licensed physicians or psychologists who are competent in their field of specialization and who have expertise in the diagnosis and treatment of substance abuse.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018 and 3600-1, Business and Professions Code. Reference: Sections 2362 and 2366, Business and Professions Code.

**Article 14. Fictitious Names**

**§ 1675. Purpose and Scope.**

(a) The purpose of a fictitious name is to allow an individual, a partnership, a group, or a professional corporation to use a name in advertising and in practice other than ~~his or her~~ their own personal family name.

(b) No licensed person shall render professional services using a fictitious, false, or assumed name or any name other than ~~his or her~~ their own unless and until a fictitious name permit has been issued by the Board.

(c) A fictitious name permit may be suspended or revoked for failure to comply with the provisions of Code Section 2415 and this article or may be revoked after the individual license has been revoked.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018, 2413, 2415, and 3600-1, Business and Professions Code. Reference: Sections 2285 and 2415, Business and Professions Code.

**Article 16. Use and Display of "D.O." Degree**

**§ 1685. Display of Name and Earned Degree.**

(a) Any licensee of the Board shall prominently display at the entrance to any facility in which ~~he~~ they primarily practices, the name of the facility, the names of the licensees practicing therein, and their earned degree.

(b) Any licensee of the Board shall designate ~~himself~~ themselves by ~~his~~ their earned degree "D.O.," and/or the term "Osteopathic Physician and Surgeon," and shall prominently display this designation on all printed materials employed in ~~his~~ their

practice relating to ~~his~~their licensed function as a physician and surgeon. A D.O. licensed by the Board shall not use the term "M.D."

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018 and 3600-1, Business and Professions Code. Reference: Sections 2275, 2276, 2452 and 3600-2, Business and Professions Code.

## Article 17. Fees

### § 1690. Fees.

The fees charged by the Board are as follows:

- (a) Physician and surgeon's original certificate application fee: \$200 (\$100 shall be returned if applicant's credentials are insufficient).
- (b) Physician and surgeon's reciprocity certificate application fee: \$200 (\$100 shall be returned if applicant's credentials are insufficient).
- (c) Physician and surgeon's postgraduate training license non-refundable application and processing fee: \$491.
- (d) Duplicate certificate, name change, certification endorsement fee: \$25.
- (e) Biennial ~~Tax and Registration~~ Renewal fee: \$400.
- (f) Biennial Inactive Certificate fee: \$300.
- (g) Delinquent ~~Tax and Registration~~ Renewal fee: \$100.
- (h) Fictitious Name Permit fee: \$100; Renewal fee: \$50.

NOTE: Authority cited: Osteopathic Act (Initiative Measure, Stats. 1923, p. xciii), Section 1; and Sections 2018, 2064.5, 2456.1 and 3600-1, Business and Professions Code. Reference: Sections 2064.5, 2451 and 2455, Business and Professions Code.

1/14/2025  
PER AGENCY  
REQUEST  
TDF