

**State of California
Office of Administrative Law**

**In re:
Naturopathic Medicine Committee**

Regulatory Action:

Title 16, California Code of Regulations

Adopt sections: 4255

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Government Code Section 11349.3

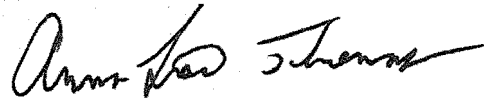
OAL Matter Number: 2021-0709-01

OAL Matter Type: Regular (S)

This action by the Naturopathic Medicine Committee adopts a regulation to provide notice to consumers that naturopathic doctors are licensed and regulated by the Naturopathic Medicine Committee.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 10/1/2021.

Date: August 20, 2021



**Anna Thomas
Attorney**

**For: Kenneth J. Pogue
Director**

**Original: Rebecca Mitchell, Executive
Officer**

Copy: Rebecca Mitchell

NOTICE PUBLICATION/REGULATIONS SUBMISSION

REGULAR

For use by Secretary of State only

STD. 400 (REV. 10/2019)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2021-0216-09	REGULATORY ACTION NUMBER 2021-0709-015	EMERGENCY NUMBER
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DUPLICATED - FILED
in the office of the Secretary of State
of the State of California

AUG 20 2021
received at
2:24 p.m.

For use by Office of Administrative Law (OAL) only	
NOTICE	REGULATIONS

OFFICE OF ADMIN. LAW
2021 JUL 9 PM 4:49

AGENCY WITH RULEMAKING AUTHORITY
Naturopathic Medicine Committee

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 Disapproved/Withdrawn	NOTICE REGISTER NUMBER	PUBLICATION DATE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) Notice to Consumers	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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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 CCR 4255
TITLE(S) Title 16	AMEND n/a
	REPEAL n/a

3. TYPE OF FILING	<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346) <input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4) <input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		
	<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"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)		
	<input type="checkbox"/> Emergency Reread (Gov. Code, §11346.1(h)) <input type="checkbox"/> File & Print <input type="checkbox"/> Other (Specify) _____		
	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) <input type="checkbox"/> Print Only		

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)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)
 Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) Effective on filing with Secretary of State §100 Changes Without Regulatory Effect 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 checked="" type="checkbox"/> Other (Specify) Kimberly Kirchmeyer, Director, Department of Consumer Affairs		

7. CONTACT PERSON Rebecca Mitchell	TELEPHONE NUMBER (916) 928-5862	FAX NUMBER (Optional) (916) 928-4787	E-MAIL ADDRESS (Optional) Rebecca.Mitchell@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.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Rebecca Mitchell</i>	DATE Jun 22, 2021
TYPED NAME AND TITLE OF SIGNATORY Rebecca Mitchell, Executive Officer	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

AUG 20 2021

Office of Administrative Law

**California Code of Regulations
Title 16. Professional and Vocational Regulations
Division 40. Naturopathic Medicine Committee**

Proposed amendments to the regulatory language are shown in single underline for new text and ~~strike through~~ for deleted text.

Add Section 4255 in Article 9 of Division 40 of Title 16 of the California Code of Regulations to read as follows:

§ 4255. Notice to Consumers of Licensure by the Naturopathic Medicine Committee.

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

“NOTICE TO CONSUMERS
Naturopathic Doctors are licensed and regulated by the
State of California
Naturopathic Medicine Committee
(916) 928-4785
www.naturopathic.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, 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 is licensed and regulated by the Committee.
- (3) Including the notice in a statement on letterhead, discharge instructions, or other document given to a patient or the patient’s representative, where the notice is placed immediately above the signature line for the patient in at least 14-point type.

NOTE: Authority: Section 3622, Business and Professions Code;
Reference: Sections 138 and 680, Business and Professions Code