

**State of California
Office of Administrative Law**

In re:
Medical Board of California

Regulatory Action:

Title 16, California Code of Regulations

Adopt section: 1328.1

**NOTICE OF APPROVAL OF REGULATORY
ACTION**

Government Code Section 11349.3

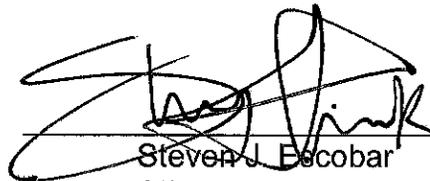
OAL Matter Number: 2016-0818-03S

OAL Matter Type: Regular (S)

In this regular rulemaking, the Medical Board of California (the "Board") is adopting section 1328.1 in title 16 of the California Code of Regulations. Section 1328.1 sets the minimum passing score the Board will accept for each step of the required national physician and surgeon licensing examinations. The minimum score will be determined by the Board-approved organization developing and/or administering the examination in question.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 1/1/2017.

Date: September 7, 2016



Steven J. Escobar
Attorney

For: Debra M. Cornez
Director

Original: Kimberly Kirchmeyer
Copy: Kevin Schunke

STD. 400 (Rev. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2015-0526-01	REGULATORY ACTION NUMBER 2016-0818-03S	EMERGENCY NUMBER
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For use by Office of Administrative Law (OAL) only

<p>RECEIVED FOR FILING PUBLICATION DATE</p> <p style="font-size: 1.2em;">MAY 25 '15 JUN 05 '15</p> <p style="text-align: center;">Office of Administrative Law</p> <p style="text-align: center;">NOTICE</p>	<p style="text-align: center; font-size: 1.2em;">2016 AUG 18 P 1:13</p> <p style="text-align: center;">OFFICE OF ADMINISTRATIVE LAW</p> <p style="text-align: center;">REGULATIONS</p>
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ENDORSED - FILED
 In the office of the Secretary of State
 of the State of California

SEP 27 2016
 1:53 pm

AGENCY WITH RULEMAKING AUTHORITY Medical Board of California	AGENCY FILE NUMBER (if any)
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A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE Licensing Examination Passing Score	TITLE(S) 16	FIRST SECTION AFFECTED 1328.1	2. REQUESTED PUBLICATION DATE June 5, 2015
3. NOTICE TYPE <input checked="" type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON Kevin A Schunke	TELEPHONE NUMBER (916) 263-2368	FAX NUMBER (Optional)
OAL USE ONLY <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) SAME	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)	ADOPT
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	1328.1
TITLE(S) 16	AMEND — REPEAL —

3. TYPE OF FILING

<input checked="" 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"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, § 100)
<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"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, § 11346.1(b))		<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)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, § 100)

<input checked="" 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 type="checkbox"/> \$100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify)
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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 56660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input checked="" type="checkbox"/> Other (Specify) D. C. A., Awot Kidane, Director		

7. CONTACT PERSON SAME	TELEPHONE NUMBER	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional)
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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>Kimberly Kirchmeyer</i>	DATE May 17, 2016
TYPED NAME AND TITLE OF SIGNATORY KIMBERLY KIRCHMEYER, EXEC DIRECTOR	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

SEP 07 2016

Office of Administrative Law

**MEDICAL BOARD OF CALIFORNIA
LICENSING EXAMINATION MINIMUM PASSING SCORE**

ORDER OF ADOPTION

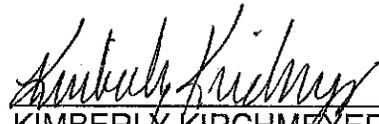
Add Section 1328.1 in Article 8, of Chapter 1, Division 13, of Title 16 of the California Code of Regulations to read as follows:

Section 1328.1 Licensing Examination Minimum Passing Score

The board accepts the minimum passing score for each step of the required national physician and surgeon licensing examinations, as determined by the National Board of Medical Examiners (NBME), the United States Medical License Examination (USMLE), the Educational Commission for Foreign Medical Graduates (ECFMG), the Federation of State of Medical Boards (FSMB), and the Licentiate of the Medical Council of Canada (LMCC).

Note: Authority cited: Section 2018, Business and Professions Code. Reference: Sections 2176 and 2177, Business and Professions Code.

DATED: May 19, 2016



KIMBERLY KIRCHMEYER
Executive Director
Medical Board of California