CHAPTER 10. LICENSURE OF OSTEOPATHIC PHYSICIANS AND SURGEONS

SUBCHAPTER 3. LICENSURE REQUIREMENTS

510:10-3-1. Full licensure requirements

(a) **Licensure.** It is the general requirement in the State of Oklahoma that osteopathic physicians be licensed by the State Board of Osteopathic Examiners. No person shall be licensed by the Board unless and until that person first fully complies with all licensure provisions of the Act and these Rules and has satisfied the Board of the ability to practice osteopathic medicine and surgery with reasonable skill and safety.

(b) **Postgraduate training.** ~~One completed year of postgraduate training is a requirement for full licensure.~~Completion of a rotating internship or the equivalent thereof, in an accredited internship or residency program is a requirement for full licensure. The training must be or have been completed in a residency program that is approved by the Accreditation Council for Graduate Medical Education (ACGME), the Accreditation Council for Graduate Medical Education International (ACGME-I), the American Osteopathic Association (AOA) or the World Federation Medical Education (WFME). If the applicant did not complete a residency, the applicant may request an alternative pathway to licensure that may be approved by the Board. ~~then this experience may be in the form of a rotating internship or its equivalent, as determined by the Board, in an accredited internship or residency program acceptable to the Board.~~ Clerkships are not permitted and do not replace the Postgraduate training requirements.

(c) **Application.** An applicant for a license to practice osteopathic medicine and surgery shall complete an application provided by the Board, which is available on the Board's website. The applicant shall complete and submit the application in full prior to the Board consideration. In addition to the application form online, each candidate must also provide the following materials:

(1) A ~~3x4~~ photograph ~~or larger~~ taken within the previous sixty (60) days which meets the requirements of a passport photo;

(2) Verification of graduation from an osteopathic medical school approved by the ~~American Osteopathic Association (AOA)~~Commission on Osteopathic College Accreditation (COCA) or the Board. The applicant's medical school shall provide a copy of a final transcript and diploma in addition to verifying graduation;

(3) the postgraduate training certificate, as applicable;

(4) certificate of specialty board certification, as applicable;

(5) Payment of all fees as established by the Board in the Fee Schedule under rule 510:10-7-1;

(6) A transcript ordered from the National Board of Osteopathic Medical Examiners (NBOME) or the National Board of Medical Examiners (NBME), with a passing score on all steps of the examination as set forth by the testing entity. Any applicant who has failed more than four (4) of the following examination attempts: COMLEX-USA, or FLEX, or USMLE, may be required to appear before the Board. The Board may accept an equivalent exam given by another State Board. The Board is not required, however, to accept these exams in lieu of the COMLEX-USA or USMLE examinations;

(7) A ~~notarized~~ copy of the applicant's birth certificate or passport;

(8) Verification of postgraduate training on a form furnished by the Board on its website. The postgraduate training form shall be filled out in its entirety by the program's residency coordinator or director, for each residency that the physician attended;

(9) License verification, or its equivalent as determined by the Board, of standing from each state where the physician has held a license, whether that license is current or inactive and whether or not the physician has been the subject of any disciplinary action in that state. If action has been taken by another state board, all orders and relevant documentation are required to be sent to the Board before the physician can be reviewed for licensure;

(10) A chronology of events which accounts for the applicants time and activity, from medical school graduation to the present.

(11) A report from the National Practitioner Data Bank (NPDB), shall be ordered by the applicant and sent to the Board;

(12) Fingerprint-based background check completed by a Board approved entity that meets the requirements of a National Criminal History Record check pursuant to 74 O.S. § 150.9.

(13) Proof of medical malpractice liability insurance if required under 59 O.S. § 641.1.

(d) **Interview.** The Board may require a personal interview from any applicant.

(e) **Beginning of practice.** Applicants for licensure shall not begin practice until their license is issued.

(f) **Direct Patient Care.** An employee, employed in a safety-sensitive position, shall be subject to a zero-tolerance drug and alcohol standard. As defined by 63 O.S. 427.8, a safety-sensitive position includes any person who provides direct patient care.

510:10-3-8. Annual registration

(a) A licensee shall renew his or her license every year, by submitting a renewal application, which is available on the Board's website, and paying a non-refundable renewal fee in an amount established by the Board in its Fee Schedule pursuant to 510:10-7-1. If the licensee pays by mailing in a check, the payment must be postmarked by ~~June 30~~ the last day of the renewal period. ~~A physician who fails to acquire and submit a renewal application may not practice using a lapsed license.~~ The renewal application together with all documents submitted with the application is the property of the Board and shall not be returned.

(1) A physician who fails to renew by the renewal deadline will have their license automatically cancelled and may not practice medicine in Oklahoma.

(2) The physician may apply to reinstate the cancelled license prior to Board ratification of said cancellation by submitting the required application along with the reinstatement fee as outlined in 510:10-7-1.

(3) If an application for reinstatement is not received prior to the next regularly scheduled Board meeting, the cancellation shall be ratified and additional requirements for reinstatement may apply.

(b) **Continuing education required.** Annual license renewal requires proof of having attended and received credit for ~~sixteen (16) American Osteopathic Association (AOA) Category One hours of~~ twenty (20) Category 1 hours of Continuing Medical Education (CME) or their equivalent, as determined by the Board.

~~(1) Osteopathic physicians who are obtaining or maintaining board certification through the American Board of Medical Specialties (ABMS) may complete sixteen (16) American Medical Association (AMA) PRA Category One credit hours for purposes of satisfying their CME credits for renewal.~~

(~~2~~1) One (1) hour every year of the required ~~sixteen (16)~~twenty (20) hours shall be devoted to the subject of proper prescribing pursuant to 59 O.S. § 641.~~Controlled Dangerous Substances (CDS) as defined in Title 21, Code of Federal Regulations, Part 1308 or Title 63 of the Oklahoma Statutes.~~

(A) The one (1) hour of CME shall be dedicated to pain management, opioid use, or addiction, The course shall be approved by the State Board of Osteopathic Examiners.

(B) Certification of attendance shall be submitted to the Board's designated learning management system by the organization sponsoring the program.

(C) Those osteopathic physicians who are licensed in Oklahoma who do not possess the State Bureau of Narcotics and Drug Enforcement Administration authority to ~~handle~~ prescribe CDS in Oklahoma are exempt from this requirement.

(~~3~~2) A licensee who is registered to recommend medical marijuana under Oklahoma law shall prior to recommending medical marijuana to patients and annually thereafter comply with, at a minimum, ~~two (2) hours~~one (1) hour of CME related to medical marijuana as required by 63 O.S. § 427.10(G). CME for this section shall be approved by the Board or certified by the Accreditation Council for Continuing Medical Education (ACCME), the American Osteopathic Association (AOA) or any other certifying organization recognized by the Board. Approved CME under this section will count towards the total required hours.

(~~4~~3) CME required for inpatient health care service entity providers under 63 O.S. § 3162 shall receive CME credit towards the total required hours from the Board for completing the same.

(~~5~~4) A licensee who, for any period during the CME cycle year, was considered a Resident or Fellow is exempt from CME requirements. CME requirements will be required beginning the first ~~July 1~~renewal period following graduation from Residency or Fellowship.

(~~6~~5) All relevant CME data and completion certificates shall be submitted to the Board's designated learning management system. If applicable, the course provider may report the relevant CME data on behalf of the licensee.

(c) **Fee required.** All osteopathic physicians licensed to practice by the Board shall pay an annual renewal fee before July 1. In addition to the annual renewal fee, the Board may charge a convenience fee.~~A late fee shall be charged for any license not renewed before July 1 or any check not postmarked by June 30.~~The Board may prorate licensing fees or provide incentives for early renewal submission as authorized by 59 O.S. § 628.1(15). The Boards fees are provided in the Fee Schedule in 510:10-7-1.

(d) **Professional Standards Questionnaire.** Annual license renewal requires the physician to truthfully answer questions posed by the Board regarding relevant personal and professional history of the applicant since their last renewal. If any question is answered "yes", then the applicant shall provide supporting documentation and a personal statement to the Board regarding the question answered.

(e) **Medical Malpractice Liability Insurance.** Annual license renewal requires the physician to attest to active medical malpractice liability insurance.

(f) **Fitness to Practice Attestation.** Annual license renewal requires the physician to attest to their fitness to practice.

(g) **Cancellation of License.** A licensee who does not successfully complete the annual renewal of their license shall be automatically cancelled following the last day of the renewal period, and the cancellation will be ratified at the ~~September~~next regularly scheduled meeting of the Board and ~~will be~~ issued an Order of Cancellation. A licensee who wishes to reinstate their license following cancellation may request to do so ~~within two (2) years~~pursuant to Board policy.~~ This request shall include the following and is subject to Board review:~~

~~(1) Completion of the Professional Standards Questionnaire;~~

~~(2) Signed Fitness to Practice Attestation;~~

~~(3) Proof of sixteen (16)current cycle CME credit hours;~~

~~(4) License Verifications from all states the licensee holds or had held a license.~~

510:10-3-11. Resident training and Advanced Resident license

(a) **Resident Training License.** The Osteopathic Medicine Act authorizes the Board to issue a Resident Training license for medical school graduates during their first year of postgraduate training, also known as PGY-1. In order to begin the first year of residency, all resident physicians must obtain a Resident Training license. The Board may issue a Resident Training license upon completion of an application, payment of any fees, and submission of documentation from the applicants Oklahoma training program

recommending the physician and stating the applicant meets all the requirements for such license. Any person holding a Resident Training license is not guaranteed subsequent full licensure in Oklahoma as an osteopathic physician.

(1) A Resident Training license shall be:

(A) Issued by the State Board of Osteopathic Examiners to eligible physicians;

(B) Issued for no longer than one (1) year unless extended by the Board;

(C) Issued without continuing medical education (CME) requirements ~~unless the physician holds a registration to prescribe controlled drugs in Oklahoma~~.

(2) If the physician's resident training program specifically approves the resident to have prescribing authority, the resident training license shall permit the physician to apply for prescribing privileges from state or federal authorities.

(3) The Resident Training license shall not permit:

(A) The physician to apply for prescribing privileges for controlled drugs unless authorized by the resident's training program;

(B) The physician to recommend medical marijuana;

(C) The physician to supervise any mid-level practitioner;

(D) The physician to practice medicine outside the scope allowed by the training program; or

(E) The physician to practice independent of the training program.

~~(4)~~**Advanced Resident License.** Following completion of PGY-1 training the resident must apply for an advanced resident license to practice medicine in Oklahoma. The advanced resident license shall allow the practice of medicine for all necessary purposes to complete resident training. Termination of the resident from the training program, voluntarily or involuntarily, will result in the automatic suspension of the advanced resident license until the licensee appears before the Board at the next regularly scheduled meeting. ~~In addition,~~

(1) The Advanced Resident license shall:

(A) Require a full licensure application as set out by the Board;

(B) Include a payment of fee as set out in Fee Schedule in 510:10-7-1;

(C) Be issued without continuing medical education (CME) requirements;

(D) Be renewed annually during the pendency of residency.

(2) ~~the~~The advanced resident license holder may practice medicine in nongraduate student training locations provided the individual ~~submits to the Board a letter signed~~is approved to do so in writing by the post-graduate Medical Director, ~~that provides all~~The documentation maintained by the residency program will include the following information:

(A) The name and practice location of all places in which the resident will be permitted to practice medicine. Changes in location or duties of the resident must result in the submission of a new letter signed by the Medical Director of the post-graduate program.

(B) The Medical Director has ensured that the resident has been properly trained to provide competent medical services required in the locations listed.

(C) The practice of medicine by the resident in the listed locations will not interfere with the training of the resident and is consistent with the program training goals.

SUBCHAPTER 7. FEE SCHEDULE

510:10-7-1. Fee Schedule

(a) The fees charged by the Board are as follows:

(1) ~~Physician and Surgeon~~ License Application Fee $625.00

(2) ~~Physician and Surgeon~~ Renewal Fee ~~for full license - $250.00~~ $275.00

(3) ~~Physician and Surgeon~~ Reinstatement Fee ~~within two (2) years ofcancellation by Board~~ $500.00

(4) Duplicate License (Physician/Surgeon) $50.00

~~(5) Late Re-~~registration Fee ~~$150.00~~Prorated Renewal Fee up to 120 days $100

(~~6~~5) Copy of Licensure File $50.00

(~~7~~6) Copy of Disciplinary File $25.00

(~~8~~7) Verification of Licensure $30.00

(~~9~~8) Statutory Permits $100 per location

(~~10~~9) Licensure Data Base $50.00

(~~11~~10) Returned Check Fee $25.00

(~~12~~11) Letter of Good Standing for incorporations $30.00

(~~13~~12) Specialty Licenses

(A) Temporary Resident License (6-month license) $100

(B) Resident Training License (PGY1 resident only) $120

(C) Military License $125

(~~14~~13) Monthly Probation, Oversight or Rehabilitation Monitoring Fee $100

(b) **Note:** Licensure fees may include a convenience fee.