

NOTICE OF PUBLIC MEETING

July 19, 2012 11:00 a.m. State Capitol First Floor, Senate Committee Room 113 Sacramento, CA 95814

AGENDA

1. OPEN SESSION - Call to Order & Establishment of a Quorum

Hugh Lubkin, D.C. Chair Francesco Columbu, D.C., Secretary Heather Dehn, D.C. Julie Elginer, Dr.PH Sergio Azzolino, D.C.

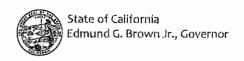
- Chair's Report
- Approval of Minutes
 May 24, 2012 Board Meeting
- 4. Board Member Training on the Bagley-Keene Open Meeting Act and Other Relevant Laws
- 5. Executive Officer's Report
 - A. Administration
 - B. Budget
 - C. Licensing
 - D. Enforcement
- 6. Ratification of Approved License Applications
- 7. Ratification of Approved Continuing Education Providers
- 8. Ratification of Denied License Applications in Which the Applicants Did Not Request a Hearing
- 9. Recommendation to Waive Two Year Requirement to Restore a Cancelled License

- **10. Enforcement Committee Meeting Update** Board may take action on any item on the attached Enforcement Committee meeting agenda.
- 11. Legislative Update
 - A. SB 352 (Huff) Chiropractors
 - B. SB 924 (Price) Patient Direct Access to Physical Therapist and Provider Corporations
 - C. SB 1488 (Yee) Healing Arts: Traditional Chinese Medicine Traumatologist Certification
- 12. Regulation Update
 - A. Use of Lasers
- 13. Board Meeting Schedule
- 14. Hearings Re: Petition for Reinstatement of Revoked LicenseA. Arthur J. Haberman
- 15. Public Comment
- 16. Future Agenda Items
- 17. Closed Session
 - A. Deliberation on Disciplinary Decisions
 Pursuant to California Government Code Section 11126(c)(3)
 - B. Pursuant to California Government Code Section 11126(e)
 - Board of Chiropractic Examiners v. Carole M. Arbuckle Sacramento County Superior Court, Case No. 03AS00948
- 18. OPEN SESSION: Announcements Regarding Closed Session
- 19. Adjournment

Meetings of the Board of Chiropractic Examiners are open to the public except when specifically noticed otherwise in accordance with the Open Meeting Act. Public comments will be taken on agenda items at the time the specific item is raised. The Board may take action on any item listed on the agenda, unless listed as informational only. All times are approximate and subject to change. Agenda items may be taken out of order to accommodate speakers and to maintain a quorum. The meeting may be cancelled without notice. For verification of the meeting, call (916) 263-5355 or access the Board's Web Site at www.chiro.ca.gov.

The meeting facilities are accessible to individuals with physical disabilities. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Marlene Valencia at (916) 263-5355 ext. 5363 or e-mail marlene.valencia@chiro.ca.gov or send a written request to the Board of Chiropractic Examiners, 2525 Natomas Park Drive, Suite 260, Sacramento, CA 95833, Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodation.





BOARD OF CHIROPRACTIC EXAMINERS **PUBLIC SESSION MINUTES** May 24, 2012 State Capitol First Floor, Senate Committee Room 113 Sacramento, CA 95814

Board Members Present

Hugh Lubkin, D.C., Chair Francesco Columbu, D.C., Secretary Julie Elginer, Dr. PH Sergio Azzolino, D.C. Heather Dehn, D.C.

Staff Present

Robert Puleo. Executive Officer Spencer Walker, Staff Counsel Linda Shaw, Staff Services Manager Sandra Walker, Staff Services Manager Dixie Van Allen, Associate Governmental Program Analyst Alfonso Ramirez, Retired Annuitant Ray Delaney, Management Services Technician Valerie James, Office Technician

Call to Order

Dr. Lubkin called the meeting to order at 10:30 a.m.

Dr. Columbu called the roll. All members were present.

Chair's Report

Dr. Lubkin introduced the new members of the Board and reported on recent activities relating to Board matters.

Approval of Minutes

March 22, 2012 Board Meeting May 1, 2012 Teleconference Board Meeting

MOTION: DR. LUBKIN MOVED TO APPROVE THE MINUTES

SECOND: DR. COLUMBU SECONDED THE MOTION

VOTE: 5-0

MOTION CARRIED

F (916) 263-5369 Consumer Complaint Hotline (866) 543-1311

T (916) 263-5355 Board of Chiropractic Examiners 2525 Natomas Park Drive, Suite 260 TT/TDD (800) 735-2929 Sacramento, California 95833-2931 www.chiro.ca.gov

Executive Officer's Report

Mr. Puleo gave the Executive Officer's Report. The topics were Administration, Budget, Licensing, and Enforcement.

Ratification of Approved License Applications

MOTION: DR. LUBKIN MOVED TO RATIFY THE APPROVED LICENSE APPLICATIONS

SECOND: DR. COLUMBU SECONDED THE MOTION

VOTE: 5-0

MOTION CARRIED

The Board ratified the attached list of approved license applications incorporated herein (Attachment A).

Ratification of Approved Continuing Education Providers

MOTION: DR. LUBKIN MOVED TO RATIFY THE APPROVED CONTINUING EDUCATION

PROVIDERS

SECOND: DR. COLUMBU SECONDED THE MOTION

VOTE: 5-0

MOTION CARRIED

The Board ratified the attached list of approved continuing education providers incorporated herein (Attachment B).

Ratification of Denied License Applications in Which the Applicants Did Not Request a Hearing None

Ratification to Waive Two Year Requirement to Restore a Canceled License

MOTION: DR. LUBKIN MOVED TO RATIFY THE RECOMMENDATION TO WAIVE THE TWO

YEAR REQUIREMENT TO RESTORE A CANCELED LICENSE

SECOND: DR. COLUMBU SECONDED THE MOTION

VOTE: 5-0

MOTION CARRIED

The Board ratified the attached list of approved continuing education providers incorporated herein (Attachment C).

California Department of Public Health – Radiological Health Branch

Jerry Hensley and Phillip Scott spoke on behalf of the Radiological Health Branch (RHB). Mr. Scott informed the Board of how the RHB functions and operates. Mr. Hensley requested the Board and RHB establish a relationship where information can be disseminated between departments.

Little Hoover Commission Hearing on the Governor's Proposed Reorganization Plan Mr. Puleo spoke on the Governor's proposed reorganization plan. Mr. Puleo reported that he and Dr. Lubkin testified at a hearing to address the plan.

Meeting with State and Consumer Services Agency and Department of Consumer Affairs Dr. Lubkin and Mr. Puleo discussed the outcome of their meetings with representative from the State and Consumer Services Agency (SCSA) and the Department of Consumer Affairs (DCA).

Dr. Davis from the International Chiropractic Association of California (ICAC) came forward and

expressed his opposition to the Governor's reorganization plan.

Continuing Education Committee Chair's Report

Dr. Lubkin indicated that with the departure of Dr. Tyler, the Continuing Education Committee Chair assignment is vacant along with other assignments to the Board's committees. Dr. Lubkin will be making assignments to the Committees by the next Board meeting.

Continuing Education Audits

Dr. Lubkin announced that he expects each Board member to audit one continuing education course every other month.

Approval of New Chiropractic College - National University of Health Science - Florida Campus

MOTION: DR. LUBKIN MOVED TO APPROVE THE NEW CHIROPRACTIC COLLEGE – NATIONAL UNIVERSITY OF HEALTH SCIENCE, FLORIDA CAMPUS

SECOND: DR. AZZOLINO SECONDED THE MOTION

VOTE: 5-0

MOTION CARRIED

Informed Consent

Dr. Columbu reported on his concerns with lack of clarity with the informed consent language.

MOTION: DR. COLUMBU MOVED TO HAVE THE INFORMED CONSENT REGULATION

BROUGHT BACK TO COMMITTEE TO REVIEW/CLARIFY THE LANGUAGE

SECOND: DR. AZZOLINO SECONDED THE MOTION

The Board discussed at length the informed consent language.

Dr. Davis came forward to express his agreement with the informed consent language going back to Committee for review and/or clarification.

MOTION: DR. LUBKIN AMENDED THE MOTION AND MOVED TO HAVE THE INFORMED CONSENT REGULATION BROUGHT BACK TO THE ENFORCEMENT COMMITTEE TO REVIEW/CLARIFY THE LANGUAGE

SECOND: DR. AZZOLINO SECONDED THE MOTION

VOTE: 4-1

MOTION CARRIED

Legislative Update

A. SB 352 (Huff) - Chiropractors

Mr. Puleo discussed the nature of the bill and provided the Board with an update of the current status.

B. <u>SB 924 (Price) – Patient Direct Access to Physical Therapist and Provider Corporations</u>
Mr. Puleo gave a brief summary of the bill and addressed its pertinence to the Board. The Board had a lengthy discussion regarding the proposed bill.

Dr. Davis came forward to state his concerns with the bill.

C. <u>SB 1488 (Yee) – Healing Arts: Traditional Chinese Medicine Traumatologist Certification</u>
Mr. Puleo gave a brief summary of the bill and addressed its pertinence to the Board. The Board had a brief discussion regarding the proposed bill.

Debora Mattos from Southern California University of Health Sciences came forward to express her concerns with the bill and suggested the Board pay close attention to the bill.

Dr. Davis came forward to express his concerns with the bill.

MOTION: DR. LUBKIN MOVED TO OPPOSE SB 1488 SECOND: DR. AZZOLINO SECONDED THE MOTION

VOTE: 5-0

MOTION CARRIED

Proposed New Regulations

A. Supervision of Unlicensed Assistant

Ms. Van Allen reported that this proposed regulation language has been incorporated into the pending Omnibus Consumer Protection regulation.

B. Notice to Consumers

Mrs. Van Allen reported that this proposed regulation language has been incorporated into the pending Omnibus Consumer Protection regulation.

C. Inter-Jurisdictional Mobility

Mr. Puleo reported that at the last Board meeting it was recommended that the Board reform the process of candidates for licensure through reciprocity. Board staff researched this issue and determined that changing the language on the Certification of Licensure and State Endorsement form may solve the issue. The verbiage pertaining to certifying a state to grant reciprocal licensure to a California licensee was revised and no change to our regulations is needed.

Pending Regulations

A. Use of Lasers

Ms. Van Allen reported that the regulation package had been submitted to the Office of Administrative Law (OAL) on May 4, 2012.

B. Omnibus Consumer Protection

Dr. Lubkin requested to have this item moved to the Enforcement Committee for review and revisions.

Public Comment

Dr. Davis came forward to request that the Board revise the Disciplinary Guidelines and conduct more Committee meetings.

Future Agenda Items

None

Closed Session

The Board went into closed session for deliberation on Board related matters.

Adjournment

Dr. Lubkin adjourned the meeting at 1:15 p.m.

(ATTACHMENT A) Approval By Ratification of Formerly Approved License Applications March 1, 2012 – April 30, 2012

| Name (First, N | liddle, Last) | | Date Issued | DC# |
|----------------|--|-----------------|----------------------|----------------|
| Anupam Omer | Sahan | Arman Boysan | 3/2/2012 3/2/2012 | 32237 32238 |
| Jenny | Lynn | Faber | 3/2/2012 | 32239 |
| MaryAnne | Marie | Harrington | 3/2/2012 | 32240 |
| Jung | Но | Jang | 3/2/2012 | 32241 |
| Eric | Li | Kang | 3/2/2012 | 32242 |
| David | Adam | Kirsch | 3/2/2012 | 32243 |
| William 🖟 | Edward | Perry | 3/7/2012 | 32244 |
| Navid 🧍 | | Nazemi | 3/12/2012 | 32245 |
| Young | Hee | Ro | 3/12/2012 | 32246 |
| Ivan | George | Semerdjiev | 3/12/2012 | 32247 |
| Anne | Ngoc Nhu | Nguyen | 3/13/2012 | 32248 |
| Jenna | Louise | Swanson | 3/13/2012 | 32249 |
| Carissa | Suzanne | Abe | 3/14/2012 | 32250 |
| David | Irvin | Dufour | 3/14/2012 | 32251 |
| Karen | A Comment of the Comm | Liu | 3/1 4/ 2012 | 32252 |
| Cristina | | Diaz Martinez | 3/14/2012 | 32253 |
| Jessica ATTE | Nicole | Nardone | 3/16/2012 | 32254 |
| Heidi | Lynn | Walrath | 3/16/2012 | 32255 |
| Brandon | Lee | Todd | 3/16/2012 | 32256 |
| Nathan | | Nguyen | 3/22/2012 | 32257 |
| Morvarid | | Noorivaziri | 3/26/2012 | 32258 |
| Abraham | Christopher | Silva | 3/26/2012 | 32259 |
| Hungchiao | Lisa | Wu | 3/26/2012 | 32260 |
| Derrick | Jon | Schinderle | 3/27/2012 | 32261 |
| Tanya | Stephanie | Cobey | 3/28/2012 | 32262 |
| Pezhman | | Ghatreh Samany | 3/28/2012 | 32263 |
| Russell | Anthony | Maramag | 3/28/2012 | 32264 |
| Sean | Gregory | Marcella | 3/28/2012 | 32265 |
| Tracy | Don | Ellis | 3/30/2012 | 32266 |
| Llaird | Lee | Likens | 3/30/2012 | 32267 |
| Noel | Melendrez | Romo | 4/6/2012 | 32268 |
| Naryan | Thomas | Sawyers | 4/6/2012 | 32269 |

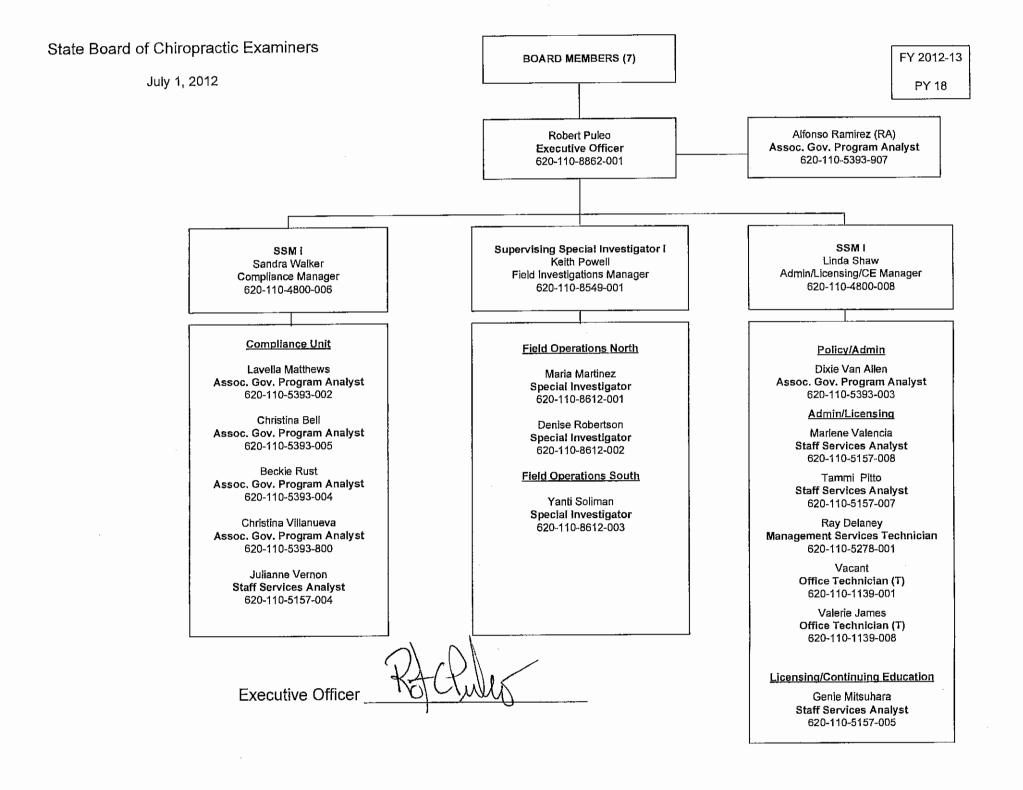
| Haesung | | Park | 4/6/2012 | 32270 |
|-------------|-----------|-----------|-------------------|-------|
| Shane | Michael | Young | 4/6/2012 | 32271 |
| Christopher | Ray | Akin | 4/11/2012 | 32272 |
| Isaac | lmmanuel | Borowiec | 4/11/2012 | 32273 |
| Zubin | Mehernosh | Dah | 4/11/2012 | 32274 |
| Liliann | | Delgado | 4/11/2012 | 32275 |
| Stephanie | Alyece | Desmarais | 4/11/2012 | 32276 |
| Kristin | Ann | Hartjes | 4/11/2012 | 32277 |
| Collin | Hisao | Higo | 4/11/2012 | 32278 |
| Jordan | Matthew | Johnson | 4/11/2012 | 32279 |
| Salman | | Khanaki | 4 /11/2012 | 32280 |
| Lance | Michael | Mahoney | 4/11/2012 | 32281 |
| Dane | Royale | Moore | 4/11/2012 | 32282 |
| Malori | Marie | Tinsley | 4/16/2012 | 32283 |
| Michael | Chen | Wang | 4/16/2012 | 32284 |
| Gerard | Joseph | Bogin | 4/17/2012 | 32285 |
| Jessica | Sun | Kim | 4/17/2012 | 32286 |
| Eric | Scott | Westover | 4/20/2012 | 32287 |
| Shahram | | Soleimani | 4/20/2012 | 32288 |
| James | Andrew | Stanley | 4/20/2012 | 32289 |
| Dale | Allen | Basescu | 4/24/2012 | 32290 |
| Keira | Elizabeth | Boswell | 4/24/2012 | 32291 |
| Gabriel | McCoy | Dawson | 4/24/2012 | 32292 |
| Melissa | Wing Lum | Ko | 4/24/2012 | 32293 |
| James | Raymond | Dudum | 4/26/2012 | 32294 |
| Michael | Gordon | Lane | 4/26/2012 | 32295 |
| Kyu | Yong-John | Lee | 4/26/2012 | 32296 |
| Loreto | | Lo Bosco | 4/26/2012 | 32297 |
| Marjan | | Makki | 4/26/2012 | 32298 |

(ATTACHMENT B) Approval by Ratification of New Continuing Education Providers

| CONTINUING EDUCATION PROVIDERS | DATE APPROVED |
|---|---------------|
| | |
| 1. HAPPYki | 5/1/2012 |
| 2. NET, Inc | 5/1/2012 |
| 3. Derik S. Anderson | 5/1/2012 |
| 4. International Foundation for Nutrition& Health | 5/1/2012 |
| 5. Cash Practice, Inc. | 5/1/2012 |

(ATTACHMENT C) Recommendation to Waive Two Year Requirement on Restoration of a Cancelled License

| Name (Last, First MI) | License No. | Cancellation Date |
|-----------------------|-------------|----------------------|
| | | |
| Johnson, Thomas | 20642 | March 31, 2012 |



0152 - Board of Chiropractic Examiners Analysis of Fund Condition (Dollars in Thousands)

| 2012-13 Governor's Bu | dget | | | ctual 010-11 | 20 | CY 011-12 | E | vernor's Budget BY 012-13 |
|-------------------------|---|-------|-----|----------------------|-----------------|--------------|--------|------------------------------------|
| BEGINNING BALANCE | | | \$ | 3,125 | \$ | 2,568 | \$ | 1,464 |
| Prior Year Adjustmen | 1 | · · · | \$ | 11 | \$ | - | \$ | - |
| Adjusted Beginning | | | \$ | 3,136 | \$ | 2,568 | \$ | 1,464 |
| REVENUES AND TRANSI | FERS | | | | | | | |
| Revenues: | | | | | | | | |
| 125600 Other r | egulatory fees | | \$ | 120 | \$ | 128 | \$ | 128 |
| | egulatory licenses and permits | - | \$ | - | \$ | - | \$ | - |
| 125800 Renew | al fees | | \$ | 2,635 | \$ | 2,852 | \$ | 3,398 |
| | uent fees | | \$ | 43 | \$ | 50 | \$ | 48 |
| 141200 Sales o | of documents | | \$ | - | \$ | - | \$ | - |
| | aneous services to the public | | \$ | - | \$ | - | \$ | - |
| 150300 Income | from surplus money investments | - | \$ | 14 | \$ | 20 | \$ | 14 |
| 150500 interes | t Income From Interfund Loans | | \$ | - | \$ | - | \$ | - |
| 16 0 400 Sale of | fixed assets | | \$ | · - | \$ | - | \$ | - |
| 161000 Eschea | at of unclaimed checks and warrants | | \$. | - | \$ | - | \$ | - |
| · 161400 Miscell | aneous revenues | | \$ | 6 | \$ | 6 | \$ | [′] 6 |
| | Revenue - Cost Recoveries* | | .\$ | 50 | \$ | 50 | \$ | 50 |
| | and Forfeitures | | \$ | 21 | \$ | 21 | \$ | 21 |
| Totals, Revenue | | | \$ | 2,889 | \$ | 3,127 | \$ | 3,665 |
| Transfers to Other Fu | ands | | \$ | - | \$ | - | \$ | - |
| Totals, R | Revenues and Transfers | | \$ | 2,889 | \$ | 3,127 | \$ | 3,665 |
| Totals, | Resources | | \$ | 6,025 | - \$ | 5,695 | - Ş | 5,129 |
| | | | | | | | | |
| EXPENDITURES | | | | | | | | |
| Disbursements: | | | | - | | | | |
| | ller (State Operations) | | \$ | 2 | \$ | 3 | \$ | 3 |
| | ormation System for CA (State Operations) | | \$ | 2 | \$ | 11 | \$ | 3 |
| | penditures (State Operations) | | \$ | 3,453 | \$ | 3,617 | \$ | 3,688 |
| _ | 125, Statues of 2011 | | Ψ | 0,400 | Ψ. | 600 | \$ | - |
| Sp 200, Ottapter | 20, Statues ut 2011 | - | | | Ψ | 500 | Ψ | - |
| Total Disbursen | nents | | | 3,457 | \$ | 4,231 | -\$ | 3,694 |
| , otal bisburseli | ierio | • | Ÿ | 0,407 | Ψ. | 7,201 | Ψ | 0,004 |
| FUND BALANCE | | - | | | | | | |
| Reserve for economic | ic uncertainties | | \$ | 2,568 | \$ | 1,464 | \$ | 1,435 |
| Months in Reserve | | | | 7.3 | | 4.8 | | 4.4 |
| | , | | | - | | | | |
| NOTES: | | | : | 2010 ₇ 11 | : | 2011-12 | : | 2012-13 |
| | AD AND REVENUE PROJECTIONS ARE REALIZED TRATE AT 1%. | | | | | | | |
| C. ASSUMES APPROPE | RIATION GROWTH OF 2% PER YEAR. DGRAM EXPENDITURES IS LESS 600K | | | | | | , | |
| FOR SB 206/CHAPTI | | | | | | | | |
| E. BREEZE FUNDING (I. | NCLUDED IN APPROPRIATION) | | Ş | - | \$ | 43 | 5 | 79 |
| F. CREDIT CARD BCP (| BREEZE) | | \$ | - | S | - | 5 | 29 |

BOARD OF CHIROPRACTIC EXAMINERS LICENSE STATISTICAL DATA

FY 2011/12 - FY 2012/13 COMPARISON

| LICENSE TYPE | TOTAL LICENSES 7/1/2011 | TOTAL LICENSES 7/1/2012 | NET VARIANCE |
|--------------|-------------------------|-------------------------|--------------|
| CHIROPRACTOR | 13,810 | 13,504 | -306 |
| SATELLITES | 3,765 | 3,965 | +200 |
| CORPORATIONS | 1,314 | 1,311 | -3 |
| REFERRALS | 31 | 30 | -1 |
| TOTALS | 18,920 | 18,810 | -110 |

APPLICATIONS RECEIVED AND PROCESSED MAY 1, 2012 – JUNE 30, 2012

| APPLICATION TYPE | RECEIVED | APPROVED | DENIED | WITHDRAWN | PENDING |
|------------------|----------|----------|--------|-----------|---------|
| INITIAL | 43 | 55 | 0 | 0 | 120 |
| RECIPROCAL | 1 | 2 | 0 | 0 | 8 |
| RESTORATION | 45 | 41 | . 0 | 0 | 6 |
| CORPORATION | 22 | 18 | 0 | 0 | 22 |

Total Population of Chiropractic and Satellite Office Licenses

| License Type | Total Licenses 7/1/2006 | Total Licenses 7/1/2007 | Total Licenses 7/1/2008 | Total Licenses 7/1/2009 | Total Licenses 7/1/2010 | Total Licenses 7/1/2011 | Total Licenses 7/1/2012 |
|-----------------|-------------------------------|-------------------------------|-------------------------------|-------------------------------|-------------------------------|-------------------------------|-------------------------------|
| Chiropractic | 13,743 | 13,780 | 13,816 | 13,812 | 13,901 | 13,810 | 13,504 |
| Satellites | 2,033 | 2,200 | 2,360 | 2,772 | 3,521 | 3, 7 65 | 3,965 |

Chiropractic License

| License Status | Total Numbers 7/1/2006 | Total Numbers 7/1/2007 | Total Numbers 7/1/2008 | Total Numbers 7/1/2009 | Total Numbers 7/1/2010 | Total Numbers 7/1/2011 | Total Numbers 7/1/2012 |
|-------------------|------------------------------|------------------------------|------------------------------|------------------------------|------------------------------|------------------------------|------------------------------|
| Forfeiture | 1,199 | 1,165 | 1,145 | 1,029 | 1,024 | 1,123 | 1,336 |
| Cancelled | 7,236 | 7,541 | 7,822 | 8,335 | 8,618 | 8,896 | 9,275 |

Forfeiture License is a license that has not been renewed within 60 days following its expiration date.

Cancelled License is a license that has been expired for a period of three (3) consecutive years.

Restoration of a Cancelled Chiropractic License

| Fiscal Year | Licenses Restored |
|-------------|-------------------|
| 2009/2010 | 33 |
| 2010/2011 | 26 |
| 2011/2012 | 33 |

Chiropractic License - Initial & Reciprocal

| Offit objection Electrice Hinter & Healphasen | | | | |
|---|-----------------------|-----------------|--|--|
| Fiscal Year | Applications Received | Licenses Issued | | |
| 2007/2008 | 294 | 339 | | |
| 2008/2009 | 401 | 336 | | |
| 2009/2010 | 432 | 424 | | |
| 2010/2011 | 370 | 322 | | |
| 2011/2012 | 338 | 317 | | |

Satellite Office License

| Fiscal Year | Applications Received | Licenses Issued |
|-------------|-----------------------|-----------------|
| 2007/2008 | 978 | 940 |
| 2008/2009 | 1,436 | 1,266 |
| 2009/2010 | 1,714 | 1,731 |
| 2010/2011 | 1,342 | 1,336 |
| 2011/2012 | 1,235 | 1,231 |

Compliance Unit Statistics

| Fiscal Year | 07/08 | 08/09 | 09/10 | 10/11 | 11/12* |
|--|--|---------------------------------------|-----------------------------------|-----------------------------------|--|
| Complaints Received Pending | 644 | 655 | 519 | 497 | 391 |
| | 824 | 410 | 203 | 137 | 125 |
| Closed with Insufficient Evidence Closed with No Violation Closed with Merit Letter of Admonishment Citations and Fines Issued (Total Fine Amount) | 107 | 206 | 136 | 96 | 89 |
| | 78 | 223 | 129 | 135 | 93 |
| | 321 | 275 | 158 | 140 | 120 |
| | n/a | n/a | 5 | 4 | 1 |
| | 28 | 41(\$19,200) | 78(\$25,700) | 47(\$12,700) | 26(\$37,400) |
| Accusations Filed Pending | 13 | 64 | 73 | 68 | 41 |
| | 73 | 105 | 117 | 130 | 99 |
| Revoked Revocation Stayed: Probation Revocation Stayed: Suspension and Probation Suspension Suspension Stayed: Probation Suspension and Probation Voluntary Surrender of License Dismissed/Withdrawn | 8 10 10 0 0 0 2 3 | 10 4 7 0 0 2 2 5 | 18 20 8 0 1 0 7 | 17 26 9 0 0 0 9 | 14 20 12 0 0 0 7 21 |
| Statement of Issues Filed Denied Probationary License Withdrawn at Applicant's Request Granted | 7 0 7 1 0 | 3 1 4 0 | 3 0 7 0 | 4 0 3 0 1 | 5 0 4 0 0 |
| Petition for Reconsideration Filed Granted Denied | 0 | 1 | 3 | 0 | 2 |
| | 0 | 0 | 0 | 0 | 0 |
| | 0 | 1 | 2' | 0 | 0 |
| Petition for Reinstatement of License Filed Granted Denied | 15 | 13 | 9 | 7 | 7 |
| | 12 | 4 | 4 | 2 | 2 |
| | 6 | 11 | 11 | 10 | 6 |
| Petition for Early Termination of Probation Filed Granted Denied | 6 | 6 | 6 | 4 | 22 |
| | 1 | 6 | 1 | 2 | 32 |
| | 1 | 2 | 2 | 4 | 24 |
| Petition for Modification of Probation Filed Granted Denied | 0 | 0 | 0 | 0 | 0 |
| | 0 | 0 | 0 | 0 | 0 |
| | 0 | 0 | 0 | 0 | 0 |
| Petition by Board to Revoke Probation Filed Revoked | 0 0 | 11 3 | 32 7 | 13 2 | 6 8 |
| Probation Cases Active | 159 | 140 | 134 | 138 | 142 |

^{*} FY 11/12: July 1, 2011 – June 30, 2012

Violation Codes/Descriptions

The Chiropractic Initiative Act of California (ACT):

- 10 Rules of Professional Conduct
- 15 Noncompliance With and Violations of Act

California Code of Regulations (CCR):

- 302(a) Scope of Practice
- 303 Filing of Addresses
- 304 Discipline by Another State
- 308 Display of License
- 311 Advertisements
- 312 Illegal Practice
- 316 Responsibility for Conduct on Premises
- 317 Unprofessional Conduct
- 318 Chiropractic Patient Records/Accountable Billing
- 319 Free or Discount Services
- 355 Renewal and Restoration
- 360 Continuing Education Audits
- 367.5 Application, Review of Refusal to Approve (corporations)
- 367.7 Name of Corporation

Business and Professions Code (BP):

- 801 Professional Reporting Requirements (malpractice settlements)
- 810 Insurance Fraud
- 1051 Apply for a Corporation with the Board
- 1054 Name of Chiropractic Corporation

Health and Safety Code (HS):

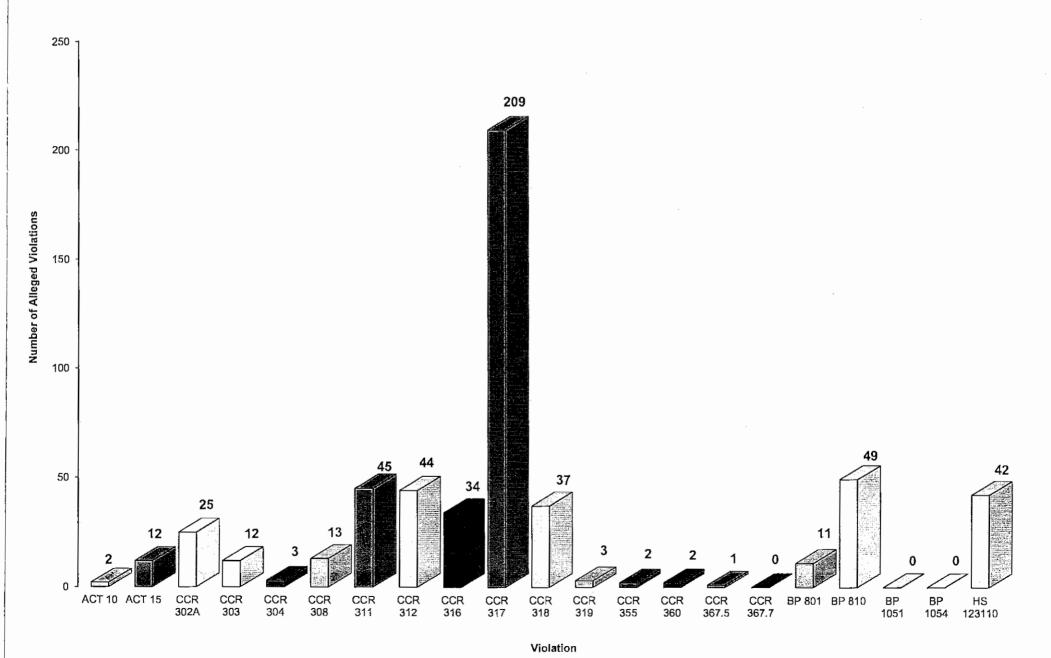
123110 - Patient Access to Health Records

FISCAL YEAR 2012

July 1, 2011 - June 30, 2012

Total Number of Complaints Opened - 391

Total Number of Violations - 546 (A complaint may contain multiple violations)

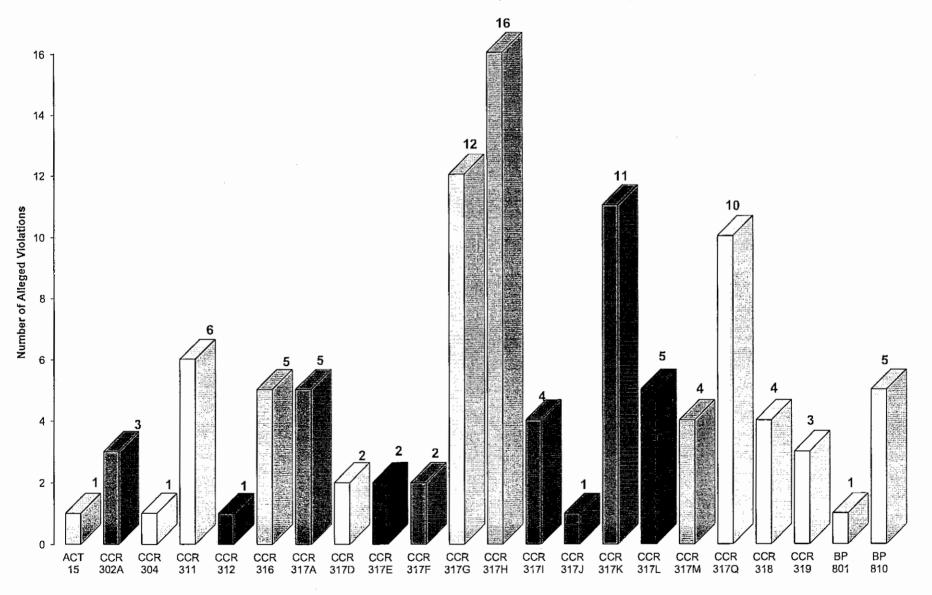


FISCAL YEAR 2012

July 1, 2011 - June 30, 2012

Total Number of Accusations Filed - 41

Total Number of Violations - 104 (An accusation may contain multiple violations)



Violation

Violation Codes/Descriptions

California Code of Regulations (CCR) Section 317 – Unprofessional Conduct:

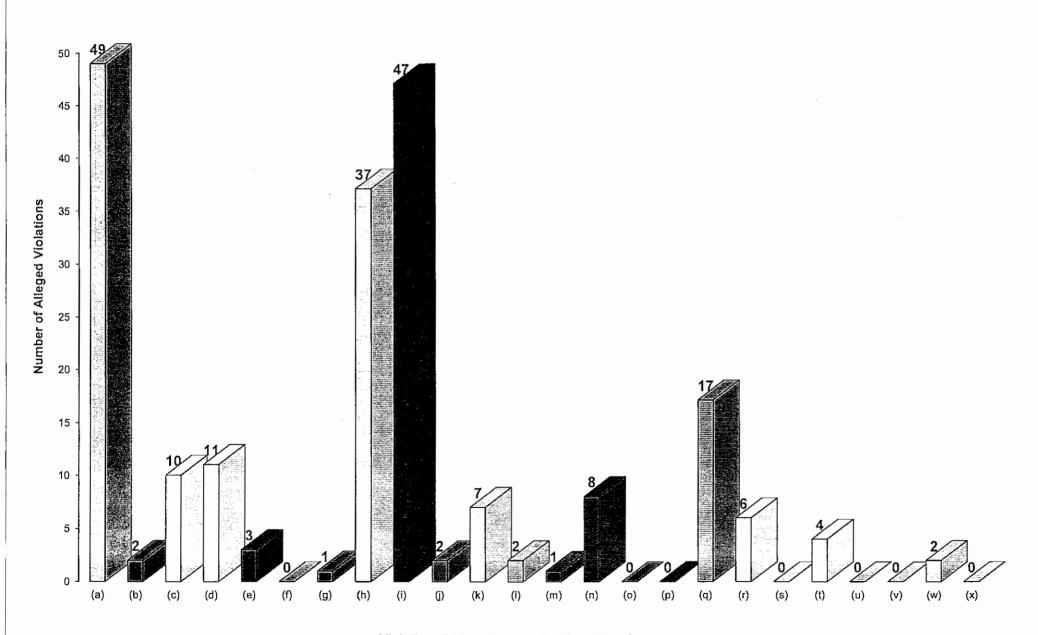
- (a) Gross Negligence
- (b) Repeated Negligent Acts
- (c) Incompetence
- (d) Excessive Treatment
- (e) Conduct Endangering Public
- (f) Administering to Oneself Drugs/Alcohol
- (g) Conviction of a Crime Related to Chiropractic Duties
- (h) Conviction of a Crime Involving Moral Turpitude/Physical Violence/etc.
- (i) Conviction of a Crime Involving Drugs or Alcohol
- (i) Dispensing Narcotics/Dangerous Drugs/etc.
- (k) Moral Turpitude/Corruption/etc
- (I) False Representation
- (m) Violation of the ACT/Regulations
- (n) False Statement Given in Connection with an Application for Licensure
- (o) Impersonating an Applicant
- (p) Illegal Advertising related to Violations of Section 17500 BP
- (q) Fraud/Misrepresentation
- (r) Unauthorized Disclosure of Patient Records
- (s) Employment/Use of Cappers or Steerers
- (t) Offer/Receive Compensation for Referral
- (u) Participate in an Illegal Referral Service
- (v) Waiving Deductible or Co-Pay
- (w) Fail to Refer Patient to Physician/Surgeon/etc.
- (x) Offer or Substitution of Spinal Manipulation for Vaccination

FISCAL YEAR 2012

July 1, 2011 - June 30, 2012

Total Number of Complaints Opened Alleging Violation of CCR 317 - 209

(A complaint may contain multiple violations)



Violation: CCR 317 - Unprofessional Conduct



Date:

July 5, 2012

To:

Board Members

From:

Robert Puleo

Executive Officer

Subject:

Ratification of Formerly Approved Doctors of Chiropractic for Licensure

This is to request that the Board ratify the attached list of individuals as Doctors of Chiropractic at the July 19, 2012, public meeting.

Between May 1, 2012 and June 30, 2012, staff reviewed and confirmed that the applicants met all statutory and regulatory requirements.

If you have any questions or concerns, please contact me at your earliest opportunity.

Approval By Ratification of Formerly Approved License Applications May 1, 2012 – June 30, 2012

| Name (First, Middle, Last) | | st) | Date Issued | DC# |
|----------------------------|------------|----------------|-------------|-------|
| Catherine | Marie | Nolan-Belanger | 5/4/2012 | 32299 |
| Michael | Charles | Carey | 5/7/2012 | 32300 |
| Jessica | | Goodrich | 5/7/2012 | 32301 |
| Kelli | Mariko | Kakita | 5/7/2012 | 32302 |
| Abigail | Rachelle | Longner | 5/7/2012 | 32303 |
| Angela | Marie | McCracken | 5/7/2012 | 32304 |
| Bonnie | Kristin | Ahlf | 5/10/2012 | 32305 |
| Karen | Sue | Bloch | 5/10/2012 | 32306 |
| Aydin | Bahman | Khoshkbariie | 5/10/2012 | 32307 |
| Fadi | George | Al-Selhi | 5/16/2012 | 32308 |
| Lidia | | Alzate | 5/16/2012 | 32309 |
| Lucas | Daniel | Chesser | 5/16/2012 | 32310 |
| Jose | Moises | Barajas | 5/17/2012 | 32311 |
| Grant | Michael | Dobson | 5/17/2012 | 32312 |
| Alina | Janine | Estonactoc | 5/17/2012 | 32313 |
| Kyle | Rene | Moser | 5/17/2012 | 32314 |
| Jenna | | Nalbandian | 5/18/2012 | 32315 |
| Roya | Rahimzadeh | Moghadam | 5/18/2012 | 32316 |
| Duane | Thomas | Walker | 5/18/2012 | 32317 |
| Virginia | Marie | Arnold | 5/18/2012 | 32318 |
| Lloyd | Toshio | Kuribayashi | 5/18/2012 | 32319 |
| Elizabeth | Anne | Volk | 5/30/2012 | 32320 |
| Hajime | | Yajima | 5/30/2012 | 32321 |
| Christina | Jeanette | Cooke | 5/31/2012 | 32322 |
| Mark | Spencer | Gunn | 5/31/2012 | 32323 |
| Sung | Hee | Hong | 5/31/2012 | 32324 |
| Han | Seong | Kim | 5/31/2012 | 32325 |
| Lisa | Paige | Leary | 5/31/2012 | 32326 |
| Marc | Anthony | Papantonio | 6/5/2012 | 32327 |
| Joshua | Carl | Reichardt | 6/5/2012 | 32328 |
| Regalado | Pagtakhan | Reyes | 6/5/2012 | 32329 |
| Rachael | Melissa | Stohrer | 6/5/2012 | 32330 |
| Shaun | Jameson | Wiebe-Bailey | 6/5/2012 | 32331 |
| Adam | Ryan | Abughalya | 6/8/2012 | 32332 |
| Sevan | | Amirian | 6/8/2012 | 32333 |

| Arevik | Victoria | Aramian | 6/8/2012 | 32334 |
|----------|---------------|---------------|-----------|-------|
| James | Dylan | Casteel | 6/8/2012 | 32335 |
| Yoonhee | Catalina | Choi | 6/8/2012 | 32336 |
| Tiffany | Wonting | Choy-Unruh | 6/8/2012 | 32337 |
| Sayyedah | Fatimah Zahra | Esfahanizadeh | 6/8/2012 | 32338 |
| Bridget | Ann | Gutzmer | 6/8/2012 | 32339 |
| Ashyanna | | Keli | 6/8/2012 | 32340 |
| Steven | Ronald | Lampe | 6/8/2012 | 32341 |
| Steven | Matthew | Peters | 6/8/2012 | 32342 |
| Sara | Rose | Santelli | 6/8/2012 | 32343 |
| Aaron | Joseph | Statner | 6/8/2012 | 32344 |
| Mehdi | • | Panahi | 6/20/2012 | 32345 |
| Jason | Daniel | Radtke | 6/20/2012 | 32346 |
| Ryan | Sangbum | Hur | 6/21/2012 | 32347 |
| lvy | | Khachatourian | 6/21/2012 | 32348 |
| Laura | | Но | 6/21/2012 | 32349 |
| Alison | Hannah | Knight | 6/21/2012 | 32350 |
| Gordon | | Seto | 6/21/2012 | 32351 |
| Ghazaleh | | Tabrizi | 6/21/2012 | 32352 |
| Sharese | Veronica | Torres | 6/21/2012 | 32353 |
| Najwan | | Al-Saiegh | 6/22/2012 | 32354 |
| Jared | Alan | Newman | 6/29/2012 | 32355 |



Date:

July 2, 2012

To:

BOARD MEMBERS

From:

Robert Puleo

Executive Officer

Subject:

Ratification for New Continuing Education Providers

This is to request that the Board ratify the continuing education providers at the public meeting on July 19, 2012.

| CONTINUING EDUCATION PROVIDERS | DATE APPROVED |
|--------------------------------|---------------|
| 1. Kurt M Alexander, DC | 7/1/2012 |
| 2. Judy Dragon | 7/1/2012 |



Date:

June 12, 2012

To:

Board Members

From:

Robert Puleo

Executive Officer

Subject:

Ratification of Formerly Denied License Applications

The Board of Chiropractic Examiners (Board) denies licensure to applicants who do not meet all statutory and regulatory requirements for a chiropractic license in California. An applicant has 60-days after the denial is issued to appeal the decision. If the applicant does not submit an appeal to the Board, the denial is upheld.

During May 1, 2012, and June 30, 2012, staff reviewed and confirmed that applicants met all statutory and regulatory requirements for licensure. There were no denials or appeals during this time period.

At this time, no ratification is necessary.

If you have any questions or concerns, please contact me at your earliest opportunity.



Date:

June 12, 2012

To:

Board Members

From:

Robert Puleo

Executive Officer

Subject:

Recommendation to Waive Two Year Requirement on Restoration of a Cancelled

License - Chiropractic Initiative Act, Section 10(c)

This is to recommend that the Board waive the two year restoration requirement of a cancelled license for the individuals named on the attached list at the June 19, 2012, public meeting.

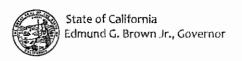
Staff reviewed and confirmed that the applicants met all other regulatory requirements for restoration including sufficient continuing education hours.

If you have any questions or concerns, please contact me at your earliest opportunity.

Recommendation to Waive Two Year Requirement on Restoration of a Cancelled License

| Name (Last, First MI) | License No. | Cancellation Date | |
|-----------------------|-------------|----------------------|--|
| Daglittle Tim | 25320 | September 30, 2011 | |
| Doolittle, Tim | 23320 | September 30, 2011 | |
| Pratt, Sherri | 30397 | September 30, 2011 | |





NOTICE OF PUBLIC MEETING ENFORCEMENT COMMITTEE July 14, 2012

11:00 a.m.

Department of Consumer Affairs 1625 North Market Blvd. El Dorado Room, 2nd Floor, Suite N-220 Sacramento, CA 95834

AGENDA

- 1. CALL TO ORDER
- Approval of Minutes
 February 24, 2011 Scope of Practice Committee Meeting
 March 17, 2011 Enforcement Committee Meeting
- 3. Chiropractic Patient Records/Accountable Billings and Informed Consent California Code of Regulations 318 & 319.1
- 4. Proposed Omnibus Consumer Protection Regulations
- 5. Minimum Requirement for Patient Examination
- 6. Disciplinary Guidelines
 Category I
- 7. Mandatory Reporters Information on Web Site
- 8. Pain Management
- 9. Standards for Extra Corporeal Shock Wave (ECSW) Therapy

BCE Enforcement Committee Meeting Agenda July 14, 2012 Page 2

- 10. PUBLIC COMMENT
- 11. FUTURE AGENDA ITEMS
- 12. ADJOURNMENT

ENFORCEMENT COMMITTEE

Hugh Lubkin, D.C., Chair Francesco Columbu, D.C. Sergio Azzolino, D.C.

The Board of Chiropractic Examiners' paramount responsibility is to protect California consumers from the fraudulent, negligent, or incompetent practice of chiropractic care.

A quorum of the Board may be present at the Committee meeting. However, Board members who are not on the committee may observe, but may not participate or vote. Public comments will be taken on agenda items at the time the specific item is raised. The Committee may take action on any item listed on the agenda, unless listed as informational only. All times are approximate and subject to change. Agenda items may be taken out of order to accommodate speakers and to maintain a quorum. The meeting may be cancelled without notice. For verification of the meeting, call (916) 263-5355 or access the Board's Web Site at www.chiro.ca.gov.

The meeting facilities are accessible to individuals with physical disabilities. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Marlene Valencia at (916) 263-5355 ext. 5363 or e-mail marlene, valencia@chiro.ca.gov or send a written request to the Board of Chiropractic Examiners, 2525 Natomas Park Drive, Suite 260, Sacramento, CA 95833. Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodation.

AMENDED IN ASSEMBLY JUNE 18, 2012

AMENDED IN SENATE JANUARY 26, 2012

AMENDED IN SENATE MAY 24, 2011

AMENDED IN SENATE MAY 9, 2011

AMENDED IN SENATE MARCH 30, 2011

SENATE BILL

No. 924

Introduced by Senators Price, Walters, and Steinberg (Coauthors: Assembly Members Chesbro, Fong, Knight, Morrell, and Wieckowski)

February 18, 2011

An act to amend Sections 2406 and 2690 of, and to add Sections 2406.5, 2620.1, and 2694.5 to, the Business and Professions Code, and to amend Section 13401.5 of the Corporations Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

SB 924, as amended, Price. Physical therapists: direct access to services: professional corporations.

(1) Existing law, the Physical Therapy Practice Act, creates the Physical Therapy Board of California and makes it responsible for the licensure and regulation of physical therapists. The act defines the term "physical therapy" for its purposes and makes it a crime to violate any of its provisions.

This bill would specify that patients may access physical therapy treatment directly, and would, in those circumstances, require a physical therapist to refer his or her patient to another specified healing arts practitioner if the physical therapist has reason to believe the patient

has a condition requiring treatment or services beyond that scope of practice, and, with the patient's written authorization, to notify the patient's primary physician and surgeon, if any, that the physical therapist is treating the patient. The bill would prohibit a physical therapist from treating a patient beyond 30 business days or 12 visits, whichever occurs first, unless the physical therapist receives a specified authorization from a person with a physician and surgeon's certificate or from a person with a podiatric medicine certificate and acting within his or her scope of practice. The bill would require a physical therapist, prior to the initiation of treatment services, to provide a patient with a specified notice concerning the limitations on the direct treatment services.

(2) Existing law regulating professional corporations provides that certain healing arts practitioners may be shareholders, officers, directors, or professional employees of a medical corporation or a podiatric medical corporation, subject to certain limitations.

This bill would add licensed physical therapists and licensed occupational therapists to the list of healing arts practitioners who may be shareholders, officers, directors, or professional employees of those corporations. The bill would also provide that specified healing arts licensees may be shareholders, officers, directors, or professional employees of a physical therapy corporation. The bill would require, except as specified, that a medical corporation, podiatry corporation, and physical therapy corporation provide patients with a specified disclosure notifying them that they may seek physical therapy treatment services from any physical therapy provider. The bill would also make conforming changes to related provisions.

Because the bill would specify additional requirements under the Physical Therapy Practice Act, the violation of which would be a crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

-3-SB 924

The people of the State of California do enact as follows:

SECTION 1. The Legislature finds and declares that an individual's access to early intervention to physical therapy treatment may decrease the duration of a disability, reduce pain, and lead to a quicker recovery.

SEC. 2. Section 2406 of the Business and Professions Code is amended to read:

2406. A medical corporation or podiatry corporation is a corporation that is authorized to render professional services, as defined in Sections 13401 and 13401.5 of the Corporations Code, so long as that corporation and its shareholders, officers, directors, and employees rendering professional services who are physicians and surgeons, psychologists, registered nurses, optometrists, podiatrists, chiropractors, acupuncturists, naturopathic doctors, physical therapists, occupational therapists, or, in the case of a medical corporation only, physician assistants, marriage and family therapists, or clinical social workers, are in compliance with the Moscone-Knox Professional Corporation Act, the provisions of this article, and all other statutes and regulations now or hereafter enacted or adopted pertaining to the corporation and the conduct of its affairs.

With respect to a medical corporation or podiatry corporation, the governmental agency referred to in the Moscone-Knox Professional Corporation Act is the board.

SEC. 3. Section 2406.5 is added to the Business and Professions Code, to read:

2406.5. (a) A medical corporation or podiatry corporation that is authorized to render professional services, as defined in Sections 13401 and 13401.5 of the Corporations Code, shall disclose to its patients, orally and in writing, when initiating any physical therapy treatment services, that the patient may seek physical therapy treatment services from a physical therapy provider of his or her choice who may not necessarily be employed by the medical or podiatry corporation.

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(b) This disclosure requirement shall not apply to any medical corporation that contracts with a health care service plan with a license issued pursuant to the Knox-Keene Health Care Service Plan Act of 1975 (Chapter 2.2 (commencing with Section 1340) of Division 2 of the Health and Safety Code) if the licensed health SB 924 —4—

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38 39 care service plan is also exempt from federal taxation pursuant to Section 501(c)(3) of the Internal Revenue Code.

- SEC. 4. Section 2620.1 is added to the Business and Professions Code, to read:
- 2620.1. (a) In addition to receiving wellness and evaluation services from a physical therapist, a person may initiate physical therapy treatment directly from a licensed physical therapist provided that the treatment is within the scope of practice of physical therapists, as defined in Section 2620, and that all the following conditions are met:
- (1) If, at any time, the physical therapist has reason to believe that the patient has signs or symptoms of a condition that requires treatment beyond the scope of practice of a physical therapist, the physical therapist shall refer the patient to a person holding a physician and surgeon's certificate issued by the Medical Board of California or by the Osteopathic Medical Board of California or to a person licensed to practice dentistry, podiatric medicine, or chiropractic.
- (2) The physical therapist shall comply with Article 6 (commencing with Section 650) of Chapter 1 of Division 2.
- (3) With the patient's written authorization, the physical therapist shall notify the patient's *primary* physician and surgeon, if any, that the physical therapist is treating the patient.
- (4) With respect to a patient initiating physical therapy treatment services directly from a physical therapist, the physical therapist shall not continue treating that patient beyond 30 business days or 12 visits, whichever occurs first, without receiving, from a person holding a physician and surgeon's certificate from the Medical Board of California or the Osteopathic Medical Board of California, or from a person holding a certificate to practice podiatric medicine from the California Board of Podiatric Medicine and acting within his or her scope of practice, a dated signature on the physical therapist's plan of care indicating approval of the physical therapist's plan of care. Approval of the physical therapist's plan of care shall include an appropriate patient examination by the person holding a physician and surgeon's certificate from the Medical Board of California or the Osteopathic Medical Board of California, or by the person holding a certificate to practice podiatric medicine from the California Board of Podiatric Medicine and acting within his or her scope of practice. For

__5__ SB 924

purposes of this paragraph, "business day" means any calendar day except Saturday, Sunday, or the following business holidays: New Year's Day, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans Day, Thanksgiving Day, and Christmas Day.

- (b) The conditions in paragraphs (1), (2), (3), and (4) of subdivision (a) do not apply to a physical therapist when providing evaluation or wellness physical therapy services to a patient as described in subdivision (a) of Section 2620 or treatment provided upon referral or diagnosis by a physician and surgeon, podiatrist, dentist, chiropractor, or other appropriate health care provider acting within his or her scope of practice. Nothing in this subdivision shall be construed to alter the disclosure requirements of Section 2406.5.
- (c) Nothing in this section shall be construed to expand or modify the scope of practice for physical therapists set forth in Section 2620, including the prohibition on a physical therapist diagnosing a disease.
- (d) Nothing in this section shall be construed to require a health care service plan, insurer, workers' compensation insurance plan, or any other person or entity, including, but not limited to, a state program or state employer, to provide coverage for direct access to treatment by a physical therapist.
- (e) When a person initiates physical therapy treatment services directly pursuant to this section, the physical therapist shall not perform physical therapy treatment services without first providing the following written notice, orally and in writing, on one page, in at least 14-point type, and obtaining a patient signature on the notice:

Direct Physical Therapy Treatment Services

You are receiving direct physical therapy treatment services from an individual who is not a physician and surgeon, but who is a physical therapist licensed by the Physical Therapy Board of California.

Under California law, you may continue to receive direct physical therapy treatment services for a period of 30 business days or 12 visits, whichever occurs first, after which time a physical therapist may continue providing you with physical therapy SB 924 — 6—

treatment services only after receiving, from a person holding a physician and surgeon's certificate issued by the Medical Board of California or by the Osteopathic Medical Board of California, or from a person holding a certificate to practice podiatric medicine from the California Board of Podiatric Medicine and acting within his or her scope of practice, a dated signature on the physical therapist's plan of care indicating approval of the physical therapist's plan of care.

If you have received direct physical therapy treatment services for a duration of 30 business days or 12 visits, whichever occurs first, from a physical therapist, it may constitute unprofessional conduct for that physical therapist or for another physical therapist to provide direct physical therapy treatment services without receiving from a person holding a physician and surgeon's certificate issued by the Medical Board of California or by the Osteopathic Medical Board of California, or from a person holding a certificate to practice podiatric medicine from the California Board of Podiatric Medicine and acting within his or her scope of practice, a dated signature on the physical therapist's plan of care, indicating approval of the physical therapist's plan of care.

[Patient's Signature/Date]

SEC. 5. Section 2690 of the Business and Professions Code is amended to read:

2690. A physical therapy corporation is a corporation that is authorized to render professional services, as defined in Sections 13401 and 13401.5 of the Corporations Code, so long as that corporation and its shareholders, officers, directors, and employees rendering professional services who are physical therapists, physicians and surgeons, podiatrists, acupuncturists, naturopathic doctors, occupational therapists, speech-language pathologists, audiologists, registered nurses, psychologists, and physician assistants are in compliance with the Moscone-Knox Professional Corporation Act, this article, and all other statutes and regulations now or hereafter enacted or adopted pertaining to the corporation and the conduct of its affairs.

—7— SB 924

With respect to a physical therapy corporation, the governmental agency referred to in the Moscone-Knox Professional Corporation Act is the board.

- SEC. 6. Section 2694.5 is added to the Business and Professions Code, to read:
- 2694.5. A physical therapy corporation that is authorized to render professional services, as defined in Sections 13401 and 13401.5 of the Corporations Code, shall disclose to its patients, orally and in writing, when initiating any physical therapy treatment services, that the patient may seek physical therapy treatment services from a physical therapy provider of his or her choice who may not necessarily be employed by the physical therapy corporation.
- SEC. 7. Section 13401.5 of the Corporations Code is amended to read:
- 13401.5. Notwithstanding subdivision (d) of Section 13401 and any other provision of law, the following licensed persons may be shareholders, officers, directors, or professional employees of the professional corporations designated in this section so long as the sum of all shares owned by those licensed persons does not exceed 49 percent of the total number of shares of the professional corporation so designated herein, and so long as the number of those licensed persons owning shares in the professional corporation so designated herein does not exceed the number of persons licensed by the governmental agency regulating the designated professional corporation:
- 27 (a) Medical corporation.
- 28 (1) Licensed doctors of podiatric medicine.
- (2) Licensed psychologists.
- 30 (3) Registered nurses.

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- 31 (4) Licensed optometrists.
- 32 (5) Licensed marriage and family therapists.
- 33 (6) Licensed clinical social workers.
- 34 (7) Licensed physician assistants.
- 35 (8) Licensed chiropractors.
- 36 (9) Licensed acupuncturists.
- 37 (10) Naturopathic doctors.
- 38 (11) Licensed professional clinical counselors.
- 39 (12) Licensed physical therapists.
- 40 (13) Licensed occupational therapists.

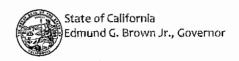
- 1 (b) Podiatric medical corporation.
- 2 (1) Licensed physicians and surgeons.
- 3 (2) Licensed psychologists.
- 4 (3) Registered nurses.
- 5 (4) Licensed optometrists.
- 6 (5) Licensed chiropractors.
- 7 (6) Licensed acupuncturists.
- 8 (7) Naturopathic doctors.
- 9 (8) Licensed physical therapists.
- 10 (9) Licensed occupational therapists.
- 11 (c) Psychological corporation.
- 12 (1) Licensed physicians and surgeons.
- 13 (2) Licensed doctors of podiatric medicine.
- 14 (3) Registered nurses.
- 15 (4) Licensed optometrists.
- 16 (5) Licensed marriage and family therapists.
- 17 (6) Licensed clinical social workers.
- 18 (7) Licensed chiropractors.
- 19 (8) Licensed acupuncturists.
- 20 (9) Naturopathic doctors.
- 21 (10) Licensed professional clinical counselors.
- 22 (d) Speech-language pathology corporation.
- 23 (1) Licensed audiologists.
- 24 (e) Audiology corporation.
- 25 (1) Licensed speech-language pathologists.
- 26 (f) Nursing corporation.
- 27 (1) Licensed physicians and surgeons.
- 28 (2) Licensed doctors of podiatric medicine.
- 29 (3) Licensed psychologists.
- 30 (4) Licensed optometrists.
- 31 (5) Licensed marriage and family therapists.
- 32 (6) Licensed clinical social workers.
- 33 (7) Licensed physician assistants.
- 34 (8) Licensed chiropractors.
- 35 (9) Licensed acupuncturists.
- 36 (10) Naturopathic doctors.
- 37 (11) Licensed professional clinical counselors.
- 38 (g) Marriage and family therapist corporation.
- 39 (1) Licensed physicians and surgeons.
- 40 (2) Licensed psychologists.

- 1 (3) Licensed clinical social workers.
- (4) Registered nurses.
- 3 (5) Licensed chiropractors.
- 4 (6) Licensed acupuncturists.
- 5 (7) Naturopathic doctors.
- 6 (8) Licensed professional clinical counselors.
- 7 (h) Licensed clinical social worker corporation.
- 8 (1) Licensed physicians and surgeons.
- 9 (2) Licensed psychologists.
- 10 (3) Licensed marriage and family therapists.
- 11 (4) Registered nurses.
- 12 (5) Licensed chiropractors.
- 13 (6) Licensed acupuncturists.
- 14 (7) Naturopathic doctors.
- 15 (8) Licensed professional clinical counselors.
- 16 (i) Physician assistants corporation.
- 17 (1) Licensed physicians and surgeons.
- 18 (2) Registered nurses.
- 19 (3) Licensed acupuncturists.
- 20 (4) Naturopathic doctors.
- 21 (j) Optometric corporation.
- 22 (1) Licensed physicians and surgeons.
- 23 (2) Licensed doctors of podiatric medicine.
- 24 (3) Licensed psychologists.
- 25 (4) Registered nurses.
- 26 (5) Licensed chiropractors.
- 27 (6) Licensed acupuncturists.
- 28 (7) Naturopathic doctors.
- 29 (k) Chiropractic corporation.
- 30 (1) Licensed physicians and surgeons.
- 31 (2) Licensed doctors of podiatric medicine.
- 32 (3) Licensed psychologists.
- 33 (4) Registered nurses.
- 34 (5) Licensed optometrists.
- 35 (6) Licensed marriage and family therapists.
- 36 (7) Licensed clinical social workers.
- 37 (8) Licensed acupuncturists.
- 38 (9) Naturopathic doctors.
- 39 (10) Licensed professional clinical counselors.
- 40 (1) Acupuncture corporation.

- 1 (1) Licensed physicians and surgeons.
- 2 (2) Licensed doctors of podiatric medicine.
- 3 (3) Licensed psychologists.
- 4 (4) Registered nurses.
- 5 (5) Licensed optometrists.
- 6 (6) Licensed marriage and family therapists.
- 7 (7) Licensed clinical social workers.
- 8 (8) Licensed physician assistants.
- 9 (9) Licensed chiropractors.
- 10 (10) Naturopathic doctors.
- 11 (11) Licensed professional clinical counselors.
- 12 (m) Naturopathic doctor corporation.
- 13 (1) Licensed physicians and surgeons.
- 14 (2) Licensed psychologists.
- 15 (3) Registered nurses.
- 16 (4) Licensed physician assistants.
- 17 (5) Licensed chiropractors.
- 18 (6) Licensed acupuncturists.
- 19 (7) Licensed physical therapists.
- 20 (8) Licensed doctors of podiatric medicine.
- 21 (9) Licensed marriage and family therapists.
- 22 (10) Licensed clinical social workers.
- 23 (11) Licensed optometrists.
- 24 (12) Licensed professional clinical counselors.
- 25 (n) Dental corporation.
- 26 (1) Licensed physicians and surgeons.
- 27 (2) Dental assistants.
- 28 (3) Registered dental assistants.
- 29 (4) Registered dental assistants in extended functions.
- 30 (5) Registered dental hygienists.
- 31 (6) Registered dental hygienists in extended functions.
- 32 (7) Registered dental hygienists in alternative practice.
- 33 (o) Professional clinical counselor corporation.
- 34 (1) Licensed physicians and surgeons.
- 35 (2) Licensed psychologists.
- 36 (3) Licensed clinical social workers.
- 37 (4) Licensed marriage and family therapists.
- 38 (5) Registered nurses.
- 39 (6) Licensed chiropractors.
- 40 (7) Licensed acupuncturists.

- 1 (8) Naturopathic doctors.
- 2 (p) Physical therapy corporation.
- 3 (1) Licensed physicians and surgeons.
- 4 (2) Licensed doctors of podiatric medicine.
- 5 (3) Licensed acupuncturists.
- 6 (4) Naturopathic doctors.
- 7 (5) Licensed occupational therapists.
- 8 (6) Licensed speech-language pathologists.
- 9 (7) Licensed audiologists.
- 10 (8) Registered nurses.
- 11 (9) Licensed psychologists.
- 12 (10) Licensed physician assistants.
- 13 SEC. 8. No reimbursement is required by this act pursuant to
- 14 Section 6 of Article XIIIB of the California Constitution because
- 15 the only costs that may be incurred by a local agency or school
- 16 district will be incurred because this act creates a new crime or
- 17 infraction, eliminates a crime or infraction, or changes the penalty
- 18 for a crime or infraction, within the meaning of Section 17556 of
- 19 the Government Code, or changes the definition of a crime within
- 20 the meaning of Section 6 of Article XIII B of the California
- 21 Constitution.





Board of Chiropractic Examiners Meeting Schedule January – December 2012

January 19, 2012 - Sacramento

March 22, 2012 - Ontario

May 24, 2012 - Sacramento

July 19, 2012 - Sacramento

September 20, 2012 - Northern California

December 6, 2012 - Southern California

* Dates and locations are subject to change

T (916) 263-5355 F (916) 263-5369 TT/TDD (800) 735-2929 Consumer Complaint Hotline (866) 543-1311

September 2012

| Sun | Mon | Tue | Wed | Thu | Fri | Sat |
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| 30 | | | | | - 1 | |

October 2012

| Sun | Mon | Tue | Wed | Thu | <i>Fri</i> 5 | Sat |
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| 21 | 22 | 23 | 24 | 25 | 26 | 27 |
| 28 | 29 | 30 | 31 | | | |

November 2012

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December 2012

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