



**Agenda Item 12  
November 8, 2018**

**Election of Board Officers for 2019. The Board Will Initiate Nomination Procedures for Board Officer Positions: Chair, Vice Chair, and Secretary.**

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**Purpose of the item**

The Board will nominate individuals for consideration to serve in the Board Officer positions of Chair, Vice Chair, and Secretary.

**Action(s) requested**

The Board will be asked for personal nominations or to nominate another Board Member to serve as a Board Officer in the positions of Chair, Vice Chair, and Secretary.

**Background**

At the August 8<sup>th</sup>, 2018 Board meeting, Board Members voted to initiate the nomination process to elect Board Officer at the last public meeting of 2018. The Board also voted on the Board Officer election process.

**Recommendation(s)**

N/A

**Next Step**

The election for Board Officers will be held at the first public Board Meeting of 2019.

**Attachment(s)**

- Procedure for Nominating and Electing Board Officers document

## **Board of Chiropractic Examiners**

### **Procedure for Nominating and Electing Board Officers as voted on by the full Board**

At the August 9<sup>th</sup>, 2018 Board Meeting, the Board proposed and passed the following election process for Board Officer positions:

#### **Nomination:**

- Nominations will occur at the last full Board Meeting of the calendar year.
- Board Members will be asked to self-nominate or nominate others.
- Nomination order will occur in roll call order, with the Chair nominating last.

#### **Election:**

- Elections will occur at the first meeting of the following year.
- Nominees will have the opportunity to provide their statements of interest for the Board Officer positions. Voting will take place one position at a time, allowing individuals nominated for multiple positions to have their intentions known.
- Elections will occur by officer position; starting with the Chair, Vice Chair and Secretary.
- Voting will be held in roll call order with the Chair voting last.

## Public Board Meeting

### Roll Call for the Election of Officers names are listed in Alpha Order with the Chair being last

November 8, 2018

- Dr. Sergio Azzolino, D.C., Secretary
- Thyonne Gordon, PhD
- Corey Lichtman, D.C., Vice Chair
- Dionne McClain, D.C
- Frank Ruffino
- Heather Dehn, D.C, Chair



State of California  
Edmund G. Brown Jr., Governor

**Agenda Item 13**  
**November 8, 2018**

## **Executive Officer's Report**

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### **Purpose of the item**

The Executive Officer will provide the Board Members an update on statistics related to Board Administration, Budget, Licensing, Enforcement and IT. Board Members will have the opportunity to ask questions as necessary.

### **Action(s) requested**

No action requested at this time.

### **Background**

#### A. Administration

- The Board has an Analyst (SSA) position vacant in the Compliance Unit. The Board has interviewed candidates for the position and hopes to make an offer soon.
- The Board's Compliance Manager Beckie Rust's last day in the office will be November 16, 2018. This will create a manager vacancy in the Compliance Unit. However, the Board has initiated the recruitment process, interviewed candidates and hopes to make a by the end of the month.

#### B. Budget

- The Executive Officer will provide an overview of the attached Board Fund Condition Report.

#### C. Licensing

- The Executive Officer will provide an overview the attached licensing program data.

#### D. Enforcement

- The Executive Officer will provide an overview the attached Enforcement program data.

E. OIS

- The Executive Officer will provide the Board an update on the Board's ongoing IT projects.

**Recommendation(s)**

N/A

**Next Step**

N/A

**Attachment(s)**

- Org Chart/Staff Functions
- Updated Fund Condition
- Licensing Statistics
- Enforcement Statistics

## Board of Chiropractic Examiners Staff Functions

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**Executive Officer (620-110-8862-001)** – Oversees management of the Board of Chiropractic Examiners. Directs negotiations for stipulated agreements, monitors deadlines and procedures for compliance with the Administrative Procedures Act. Directs the organization and coordination of committee, executive and task force meetings and compilation of data for Board meetings, ensures compliance with the Open Meetings Act, coordinates closed sessions and hearings, attends all Board meetings. Identifies the need for legislation and recommends modifications to existing statutes or regulations to the Board. Oversees all aspects of the legislative and rulemaking processes. Testifies before legislative committees on behalf of the Board, advocates consumer protection and lobbies on behalf of consumers and the Board, interprets and clarifies the Board's Initiative Act, regulations, and policies. Represents the Board before professional and health associations or other state, federal, local, or community groups/entities.

**Assistant Executive Officer (620-110-4801-001)** - Oversees all administrative duties of the Administration, Enforcement, Licensing/Continuing Education, and Field Investigation divisions, directly supervises managers and field staff, assists the EO with special projects, attends Board and Committee meetings, acts as the Board's liaison to DCA, attends all informal office conferences and writes resulting decisions. Oversees management of the Board in the EO's absence and backs up managers in their absence, represents the Board before professional and health associations or other state, federal, local or community groups/entities in the absence of the EO. Develops, reviews and implements policies and operating procedures, directs the development and implementation of regulations adopted by the Board. Advises EO of critical issues which may result in litigation or require legislation, regulations or policy adjustment, oversees the planning and ensures timely preparation and mailing of all Board and Committee materials, directs the preparation of recurring special reports, monitors the Board's revenue and expenditures.

**Compliance Manager (620-110-4800-006)** – Manages and supervises compliance and probation programs/staff, performs case reviews and reviews case closure recommendations, participates in probationer interviews, attends informal citation conferences, reviews administrative citations and fines, monitors monthly caseload statistics, monitors success of Expert Consultant program, reviews AG billing statements for accuracy.

**Compliance Analyst (620-110-5393-002)** - Reviews and investigates complex complaints, drafts recommendations for complaints including referral of complaints to the AG's office, prepares packets for Petitioner hearings, evaluates administrative cases, and proposed decisions, stipulations and default decisions for adherence to the Admin. Procedures Act and Disciplinary Guidelines, develops settlement and probationary terms for the Executive Officer's approval.

**Probation Monitor (620-110-5393-005)** – Monitors probationers for compliance with conditions and terms of probation, sends letters to probationers who are out of compliance with their terms of probation, coordinates site inspection or suspension visits with field staff, schedules probation interviews, refers cases to Board experts, consults with the AG's office and makes recommendations to management on cases ready for petition to revoke or accusation referral due to non-compliance issues, tracks cases waiting to be heard at Office of Administrative Hearings, recommends settlement or probationary terms for management approval, prepares stay of decision, reviews and investigates complex complaints, drafts recommendations for complaints including referral of complaints to the AG's office. Serves as coordinator for the Enforcement Committee.

## **Board of Chiropractic Examiners Staff Functions**

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**Compliance Analyst (620-110-5393-004)** - Reviews and investigates complex complaints, drafts recommendations for complaints including referral of complaints to the AG's office, prepares packets for Petitioner hearings, evaluates administrative cases, and proposed decisions, stipulations and default decisions for adherence to the Admin. Procedures Act and Disciplinary Guidelines, develops settlement and probationary terms for the Executive Officer's approval. Assists the Policy Analyst with preparing and compiling enforcement related rulemaking documents for the repeal, amendment or adoption of enforcement related regulations.

**Compliance Analyst (620-110-5393-800)** - Reviews and investigates complex complaints, drafts recommendations for complaints including referral of complaints to the AG's office, prepares packets for Petitioner hearings, evaluates administrative cases, and proposed decisions, stipulations and default decisions for adherence to the Admin. Procedures Act and Disciplinary Guidelines, develops settlement and probationary terms for the Executive Officer's approval.

**Compliance Analyst (620-110-5157-004)** – Assists the public with inquiries about the complaint process, performs intake and assignment of consumer complaints, requests court documents for subsequent arrest reports, requests Interim Suspension Orders or Penal Code 23 assistance, reviews and investigates routine consumer complaints, drafts recommendations for complaints including referral of complaints to the AG's office, reviews administrative cases and proposed decisions, stipulations and default decisions for adherence to the Admin. Procedures Act and Disciplinary Guidelines, tracks proposed decisions received and cases awaiting hearing at the Office of Administrative Hearings. Serves as the contact for the National Data Bank reporting.

**Licensing, CE, Administration Manager (620-110-4800-008)** - Manages and supervises licensing, continuing education, and administrative programs and staff, compiles and analyzes licensing workload statistics, assists applicants and licensees with licensing issues, reviews staff recommendations regarding licensure and continuing education applications and grants or denies approval, monitors development and administration of the California Law and Professional Practices Examination, attends Board and committee meetings, assists AEO and EO with preparation of special reports or projects.

**Policy Analyst (620-110-5393-003)** – Prepares and compiles rulemaking documents for the repeal, amendment or adoption of regulations. Identifies, tracks and analyzes legislative bills impacting the Board, acts as Personnel Liaison for Board staff, acts as training coordinator for Board staff, assists management with research and special projects, works with Licensing manager in monitoring and analyzing the Board's budget and preparation of reports for DCA's budget office. Acts as coordinator for the Government Affairs committee. Attends Board and committee meetings.

**Retired Annuitant Policy Analyst (620-110-5393-907)** – Prepares and compiles rulemaking documents for the repeal, amendment or adoption of regulations.

**Administrative Assistant (620-110-5278-001)** – Performs administrative tasks for the EO (responds to information requests, emails and telephone inquiries), compiles program statistical reports for EO's report at Board meetings, performs special projects assigned by EO, prioritizes EO's workload and maintains EO's calendar, coordinates EO's travel arrangements and processes travel claims. Prepares Board meeting packets, Board meeting minutes, and operates webcasting equipment at Board and Committee meetings, identifies action items and prepares a prioritized list to the EO and

## **Board of Chiropractic Examiners Staff Functions**

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management, recommends agenda items for future board meetings. Coordinates travel arrangements and travel claims for Board members, establishes contracts for meeting accommodations, provides back-up support to Licensing technicians, responds to subpoenas and public records requests, performs fleet management responsibilities, assist with preparation of contracts and interagency agreements for equipment maintenance work.

**Licensing Analyst (620-110-5157-008)** – Processes restoration of cancelled licenses and corporation applications, Makes determinations and recommendations regarding licensure and denial of applicants. Refers cases to the AG's office for a Statement of Issues for applicants whose licensure was denied and decisions were appealed, prepares mail vote ballots to Board members, distributes decision to all parties once adopted by the Board. Serves as Board liaison for Form 700 filings with the Fair and Political Practices Commission, acts as the webmaster for the Board's website, maintains Board's social media sites, and serves as coordinator for the Licensing & Continuing Education Committee meetings.

**Licensing Analyst (620-110-5157-007)** – Processes reciprocal and initial applications for a Chiropractic License including all supplemental documents relating to background, education and discipline, prepares deficiency and eligibility letters to applicants. Responds to telephone and written inquiries regarding application status, licensing requirements or processes. Makes determinations and recommendations regarding licensure or denial of applicants. Prepares statistical reports to management, refers cases to the AG's office for a Statement of Issues for applicants whose licensure was denied and decisions were appealed, researches and responds to questions by the assigned Deputy Attorney General, prepares and mails vote ballots to Board members, distributes decision to all parties once adopted by the Board. Processes applications for Chiropractic Referral Services, prepares information on newly licensed applicants for ratification at Board meetings.

**Licensing Technician (620-110-1139-008)** – Processes Satellite Office certificates, renewals, and license verifications. Answers telephones, maintains inventory of equipment and office supplies, compiles board meeting packets, and obtains approval for payment of bills.

**Licensing Technician (620-110-1139-009)** – Cashiers all monies received by the Board, requests refunds for overpayments, sends underpayment notices to licensees, performs Continuing Education audits, audits renewal statements for practicing with an expired license, processes address changes, front counter support, answers telephones, greets visitors, receives and distributes mail.

**CE/Licensing Analyst (620-110-5157-005)** – Reviews and processes continuing education provider applications and continuing education course applications and submittal to manager for approval, maintains database of CE providers and courses, prepares information on CE providers for ratification at Board meetings, prepares approval letters for CE providers and CE courses, processes inactive to active license requests, updates CAS with information from death certificates, name and address changes, processes applications for restoration of forfeiture licenses, approves licensees for the preceptor program, prepares monthly statistical reports for the licensing manager.



**0152 - Board of Chiropractic Examiners**  
**Analysis of Fund Condition**

Prepared 10.18.18

(Dollars in Thousands)

Budget Act 2018	Governor's Budget							
	ACTUAL 2016-17	PY 2017-18	CY 2018-19	BY 2019-20	BY +1 2020-21	BY +2 2021-22	BY +3 2022-23	BY +4 2023-24
<b>BEGINNING BALANCE</b>	\$ 2,279	\$ 2,022	\$ 1,285	\$ 474	\$ 454	\$ -594	\$ -1,730	\$ -2,955
Prior Year Adjustment	\$ -234	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Adjusted Beginning Balance	\$ 2,513	\$ 2,022	\$ 1,285	\$ 474	\$ 454	\$ -594	\$ -1,730	\$ -2,955
<b>REVENUES AND TRANSFERS</b>								
Revenues:								
4121200 Delinquent fees	\$ 35	\$ 33	\$ 38	\$ 22	\$ 22	\$ 22	\$ 22	\$ 22
4127400 Renewal fees	\$ 3,231	\$ 3,506	\$ 3,479	\$ 4,108	\$ 3,166	\$ 3,166	\$ 3,166	\$ 3,166
4129200 Other regulatory fees	\$ 28	\$ 12	\$ 12	\$ 91	\$ 91	\$ 91	\$ 91	\$ 91
4129400 Other regulatory licenses and permits	\$ 166	\$ 165	\$ 162	\$ 354	\$ 354	\$ 354	\$ 354	\$ 354
4143500 Income from surplus money investments	\$ 18	\$ 9	\$ 9	\$ -	\$ -	\$ -	\$ -	\$ -
4172500 Miscellaneous revenues	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1
Totals, Revenues	\$ 3,479	\$ 3,726	\$ 3,701	\$ 4,576	\$ 3,634	\$ 3,634	\$ 3,634	\$ 3,634
Totals, Resources	\$ 5,992	\$ 5,748	\$ 4,986	\$ 5,050	\$ 4,088	\$ 3,040	\$ 1,904	\$ 679
<b>EXPENDITURES</b>								
Disbursements:								
1111 Department of Consumer Affairs Regulatory Boards, Bureaus, Divisions (State Operations)	\$ 3,780	\$ 4,217	\$ 4,209	\$ 4,293	\$ 4,379	\$ 4,467	\$ 4,556	\$ 4,647
8880 Financial Information System for California (State Operations)	\$ 5	\$ 6	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
9892 Supplemental Pension Payment (State Operations)	\$ -	\$ -	\$ 41	\$ 41	\$ 41	\$ 41	\$ 41	\$ 41
9900 Statewide General Administrative Expenditures (Pro Rata) (State Operations)	\$ 185	\$ 240	\$ 262	\$ 262	\$ 262	\$ 262	\$ 262	\$ 262
Total Disbursements	\$ 3,970	\$ 4,463	\$ 4,512	\$ 4,596	\$ 4,682	\$ 4,770	\$ 4,859	\$ 4,950
<b>FUND BALANCE</b>								
Reserve for economic uncertainties	\$ 2,022	\$ 1,285	\$ 474	\$ 454	\$ -594	\$ -1,730	\$ -2,955	\$ -4,271
<b>Months in Reserve</b>	5.4	3.4	1.2	1.2	-1.5	\$ -4.3	-7.2	-10.2

NOTES:

- A. ASSUMES WORKLOAD AND REVENUE PROJECTIONS ARE REALIZED IN BY+1 AND ON-GOING.
- B. ASSUMES APPROPRIATION GROWTH OF 2% PER YEAR BEGINNING IN BY+1.
- C. ASSUMES INTEREST RATE AT 1.5%.
- D. ASSUMES NO PAYMENT TO THE VIRF LOAN
- E. OUTSTANDING VIRF LOAN BALANCE OF \$1,448,000.

**0152 - Board of Chiropractic Examiners**  
**Analysis of Fund Condition**

Prepared 10.18.18

(Dollars in Thousands)

Budget Act of 2018 with updated Workload/Revenue and Fee increase	ACTUAL 2017-18	CY 2018-19	Governor's Budget					BY +4 2023-24	BY +5 2023-24
			BY 2019-20	BY +1 2020-21	BY +2 2021-22	BY +3 2022-23			
<b>BEGINNING BALANCE</b>	\$ 2,022	\$ 1,915	\$ 1,858	\$ 3,058	\$ 3,275	\$ 3,407	\$ 3,450	\$ 3,401	
Prior Year Adjustment	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Adjusted Beginning Balance	\$ 2,022	\$ 1,915	\$ 1,858	\$ 3,058	\$ 3,275	\$ 3,407	\$ 3,450	\$ 3,401	
<b>REVENUES AND TRANSFERS</b>									
Revenues:									
4121200 Delinquent fees	\$ 33	\$ 23	\$ 22	\$ 22	\$ 22	\$ 22	\$ 22	\$ 22	
4121200 SB1480 Proposed Delinquent fees - Fee increase effective 1/1/2019	\$ -	\$ 25	\$ 60	\$ 60	\$ 60	\$ 60	\$ 60	\$ 60	
4127400 Renewal fees	\$ 3,506	\$ 3,664	\$ 4,108	\$ 3,166	\$ 3,166	\$ 3,166	\$ 3,166	\$ 3,166	
4127400 SB1480 Proposed Renewal fees - Fee increase effective 1/1/2019	\$ -	\$ 248	\$ 907	\$ 907	\$ 907	\$ 907	\$ 907	\$ 907	
4129200 Other regulatory fees	\$ 12	\$ 68	\$ 91	\$ 91	\$ 91	\$ 91	\$ 91	\$ 91	
4129200 SB1480 Proposed Other regulatory fees - Fee increase effective 1/1/2019	\$ -	\$ 41	\$ 78	\$ 78	\$ 78	\$ 78	\$ 78	\$ 78	
4129400 Other regulatory licenses and permits	\$ 165	\$ 259	\$ 354	\$ 354	\$ 354	\$ 354	\$ 354	\$ 354	
4129400 SB1480 Proposed Other regulatory licenses and permits - Fee increase effective 1/1/2019	\$ -	\$ 108	\$ 183	\$ 183	\$ 183	\$ 183	\$ 183	\$ 183	
4143500 Income from surplus money investments	\$ 9	\$ 26	\$ -	\$ 46	\$ 48	\$ 48	\$ 48	\$ 45	
4172500 Miscellaneous revenues	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	
Totals, Revenues	\$ 3,536	\$ 4,463	\$ 5,804	\$ 4,908	\$ 4,910	\$ 4,910	\$ 4,910	\$ 4,907	
Totals, Resources	\$ 5,558	\$ 6,378	\$ 7,662	\$ 7,966	\$ 8,185	\$ 8,317	\$ 8,360	\$ 8,308	
<b>EXPENDITURES</b>									
Disbursements:									
1111 Department of Consumer Affairs Regulatory Boards, Bureaus, Divisions (State Operations)	\$ 3,397	\$ 4,217	\$ 4,301	\$ 4,387	\$ 4,475	\$ 4,565	\$ 4,656	\$ 4,749	
8880 Financial Information System for California (State Operations)	\$ 6	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
9892 Supplemental Pension Payment (State Operations)	\$ -	\$ 41	\$ 41	\$ 41	\$ 41	\$ 41	\$ 41	\$ 41	
9900 Statewide General Administrative Expenditures (Pro Rata) (State Operations)	\$ 240	\$ 262	\$ 262	\$ 262	\$ 262	\$ 262	\$ 262	\$ 262	
Total Disbursements	\$ 3,643	\$ 4,520	\$ 4,604	\$ 4,690	\$ 4,778	\$ 4,868	\$ 4,959	\$ 5,052	
<b>FUND BALANCE</b>									
Reserve for economic uncertainties	\$ 1,915	\$ 1,858	\$ 3,058	\$ 3,275	\$ 3,407	\$ 3,450	\$ 3,401	\$ 3,256	
<b>Months in Reserve</b>	5.1	4.8	7.8	8.2	8.4	8.3	8.1	7.6	

NOTES:

- A. ASSUMES WORKLOAD AND REVENUE PROJECTIONS ARE REALIZED IN BY+1 AND ON-GOING.
- B. ASSUMES APPROPRIATION GROWTH OF 2% PER YEAR BEGINNING IN BY+1.
- C. ASSUMES INTEREST RATE AT 1.5%.
- D. ASSUMES NO PAYMENT TO THE VIRF LOAN
- E. OUTSTANDING VIRF LOAN BALANCE OF \$1,448,000.

## **13. C- Licensing- Statistical trends**

Will be provided as a supplemental handout at the Board meeting.

## COMPLIANCE UNIT STATS

Fiscal Year	14/15	15/16	16/17	17/18	*18/19
<b><u>COMPLAINTS</u></b>					
Received	557	581	490	479	66
Pending	270	232	183	235	278
Closed with Insufficient Evidence	57	127	79	72	19
Closed with No Violation	100	97	75	75	12
Closed with Merit	220	235	184	214	11
Letter of Admonishment	3	4	4	17	17
Citations and Fines Issued (Total Fine Amount)	16(\$12,400)	17(\$11,600)	26(\$36,900)	25(\$24,650)	14(\$2,800)
<b><u>ACCUSATIONS</u></b>					
Filed	22	31	35	34	5
Pending	64	66	65	55	51
Revoked	9	3	10	9	5
Revocation Stayed: Probation	7	13	11	15	5
Revocation Stayed: Suspension and Probation	2	4	5	1	0
Suspension	0	0	0	0	0
Suspension Stayed: Probation	0	0	0	0	0
Suspension and Probation	0	0	0	0	0
Voluntary Surrender of License	8	9	14	9	2
Dismissed/Withdrawn	3	2	6	0	0
<b><u>STATEMENT OF ISSUES</u></b>					
Filed	2	0	1	2	0
Denied	1	0	0	0	0
Probationary License	2	1	0	0	0
Withdrawn	1	0	0	0	0
Granted	1	0	0	0	0
<b><u>PETITION FOR RECONSIDERATION</u></b>					
Filed	0	1	0	0	0
Granted	0	0	0	0	0
Denied	0	1	0	0	0
<b><u>PETITION FOR REINSTATEMENT OF LICENSE</u></b>					
Filed	8	7	6	6	1
Granted	1	0	0	0	0
Denied	4	7	3	3	0
<b><u>PETITION FOR EARLY TERMINATION OF PROBATION</u></b>					
Filed	4	8	3	2	0
Granted	0	1	0	0	0
Denied	5	2	2	5	0
<b><u>PETITION FOR MODIFICATION OF PROBATION</u></b>					
Filed	2	3	0	1	0
Granted	1	1	0	1	0
Denied	1	0	0	0	0
<b><u>PETITION BY BOARD TO REVOKE PROBATION</u></b>					
File	5	8	5	6	2
Revoked	2	3	10	9	5
<b><u>PROBATION CASES</u></b>					
Active	123	104	92	90	91

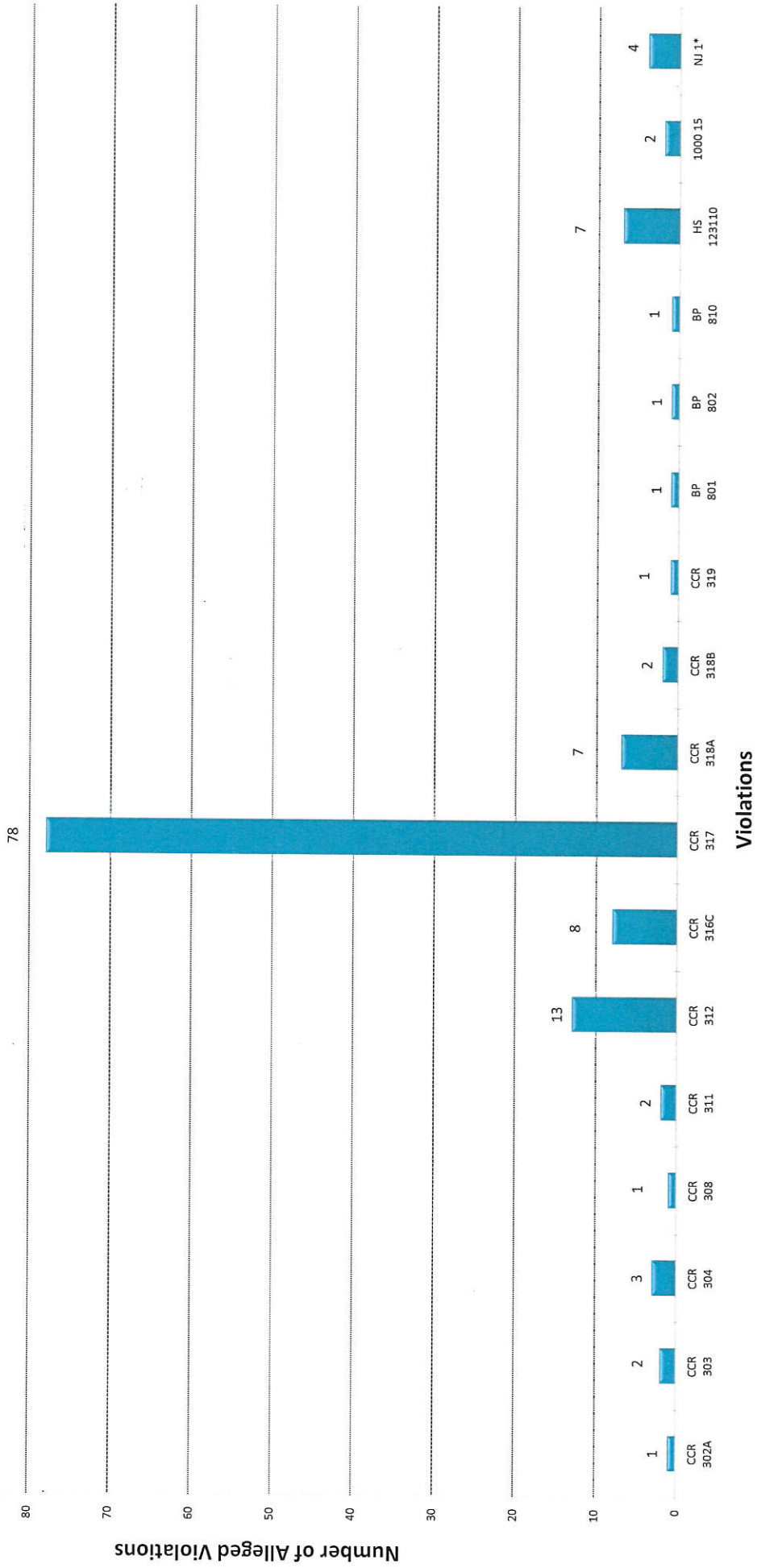
Fiscal Year 2018/2019

July 1, 2018 - September 30, 2018

**Total Number of Complaints Opened - 66**

**Total Number of Alleged Violations - 134**

*(A complaint may contain multiple violation)*

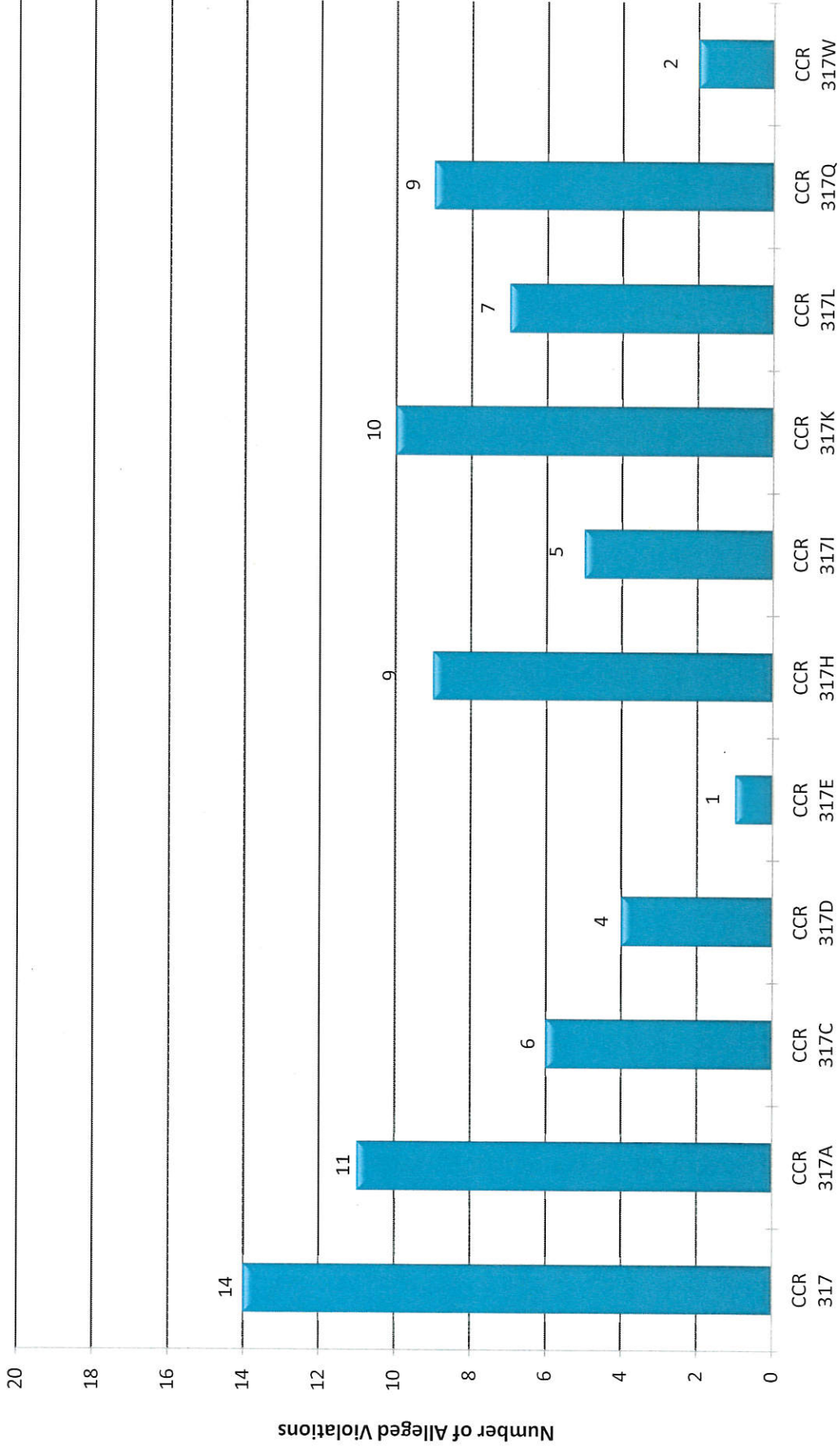


## Unprofessional Conduct/Violation Codes/Descriptions

### 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
- (j) Dispensing Narcotics/Dangerous Drugs/etc.
- (k) Moral Turpitude/Corruption/etc.
- (l) 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 2018/2019  
 July 1, 2018 - September 30, 2018  
**Number of Complaints Opened Alleging Violation of CCR 317= 78**  
*(A complaint may contain multiple violations)*



**Violation: CCR 317 - Unprofessional Conduct**

## 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
- 302.5 – Use of Laser
- 303 – Filing of Addresses
- 304 – Discipline by Another State
- 308 – Display of License
- 311 – Advertisements
- 312 – Illegal Practice
- 315 – Mental Illness
- 316 (a) – Responsibility for Conduct on Premises
- 316 (b) – Sexual Misconduct on Premises
- 316 (c) – Sexual Misconduct/Relations
- 317 – Unprofessional Conduct
- 318 – Chiropractic Patient Records/Accountable Billing
- 319 – Free or Discount Services
- 319.1 – Informed Consent
- 321.1(c)- Fingerprint Submission
- 361(b) – 24 Hour CE Requirement
- 366 – Continuing Education Audits
- 367.5 – Application, Review of Refusal to Approve (corporations)
- 367.7 – Name of Corporation
- 371(c) – Renewal and Restoration

### Business and Professions Code (BP):

- 125 – Aiding/Abet Unlicensed Activity
- 801 (a) – Professional Reporting Requirements (Ins-malpractice settlements)
- 802 (a) – Professional Reporting Requirements (Lic-malpractice settlements)
- 810 – Insurance Fraud
- 1051 – Apply for a Corporation with the Board
- 1054 – Name of Chiropractic Corporation
- 17500 – Unlawful Advertising

### Health and Safety Code (HS):

- 123110 – Patient Access to Health Records



**Fiscal Year 2018/2019**  
**July 1, 2018 - September 30, 2018**  
**Number of Accusations Filed - 5**  
**Total Number of Alleged Violations - 37**

*(An Accusation may contain multiple violations)*

