

**NOTICE OF PUBLIC MEETING**

**April 29, 2014  
10:30 a.m.**

**Southern California University of Health Sciences  
16200 Amber Valley Drive, Multipurpose Room #41  
Whittier, CA 90604  
(562) 947-8755**

**AGENDA**

1. **OPEN SESSION – Call to Order & Establishment of a Quorum**  
Sergio Azzolino, D.C., Chair  
Heather Dehn, D.C., Vice Chair  
Julie Elginer, Dr.PH, Secretary  
Dionne McClain, D.C.  
John Roza Jr., D.C.  
Corey Lichtman, D.C.  
Frank Ruffino
2. **Pledge of Allegiance**
3. **Chair's Report**
4. **Approval of Minutes**  
January 16, 2014 Board Meeting
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. **Licensing, Continuing Education and Public Relations Committee Meetings Update –**  
Board may take action on any item on the attached Licensing, Continuing Education and Public Relations Committee meeting agendas.

10. **Government Affairs Committee Meetings Update –**  
Board may take action on any item on the attached Government Affairs Committee meeting agendas.
11. **Enforcement Committee Meetings Update –**  
Board may take action on any item on the attached Enforcement Affairs Committee meeting agendas.
12. **Discussion and Possible Action on the Physical Therapy Board Staff's Opinion on the Physical Therapist's Scope of Practice**
13. **Discussion and Possible Action Regarding Chiropractors Performing Physical Examinations for High School Athletic Programs**
14. **Discussion and Possible Action Regarding Board's Restoration Process for Non-Disciplinary License Renewal**
15. **Discussion and Possible Action Regarding Options for Implementation of Uniform Standards for Substance Abusing Healing Arts Licensees" (SB 1441, Ridley-Thomas, Chapter 548, Statutes of 2008).**
16. **Proposed Regulations**
  - A. Sponsored Free Health Care Events
  - B. Licensure and Renewal – Military
  - C. Extracorporeal Shock Wave (ECSW) Therapy - Orthopedic Lithotripsy
17. **Public Comment for Items Not on the Agenda**

Note: The Board may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting. [Government Code Sections 11125, 11125.7(a).]
18. **Future Agenda Items**
19. **Hearings Re: Petition for Early Termination of Probation (Approximately 12:30 P.M.)**
  - A. Russell Maramag, D.C. – DC 32264
  - B. Hector Oksenendler, D.C. – DC 12238
20. **Hearing Re: Petition for Reinstatement of Revoked License**
  - A. Antonio Valencia
21. **Closed Session**
  - A. Deliberation on Disciplinary Decisions and Petitions Pursuant to California Government Code Section 11126(c)(3)
  - B. To Receive Advice from Legal Counsel Pursuant to California Government Code Section 11126(e)
    - 1) Board of Chiropractic Examiners v. Carole M. Arbuckle  
Sacramento County Superior Court, Case No. 03AS00948
    - 2) Hugh Lubkin, D.C. v. Board of Chiropractic Examiners  
Workers' Compensation Case No. ADJ7361379

**22. OPEN SESSION: Announcements Regarding Closed Session**

**23. Adjournment**

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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@dca.ca.gov](mailto:marlene.valencia@dca.ca.gov) or send a written request to the Board of Chiropractic Examiners, 901 P Street, Suite 142A, Sacramento, CA 95814. Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodation.

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**NOTICE OF TELECONFERENCE**  
**LICENSING, CONTINUING EDUCATION & PUBLIC RELATIONS**  
**COMMITTEE MEETING**

**March 27, 2014**

**2:00 p.m.**

**901 P Street, Suite 142A**

**Sacramento, CA 95814**

**(916) 263-5355**

**Teleconference Locations with Public Access**

Frank Ruffino  
Office of General Services Administrator  
700 E. Maples Ct.  
Chula Vista, CA 91911  
(619) 205-1415

Heather Dehn, DC  
John Roza Jr., DC  
901 P St, #142A  
Sacramento, CA 95814  
(916) 263-5355

**AGENDA**

- 1. Call to Order**
- 2. Approval of Minutes**  
January 9, 2014
- 3. Overview of Enacted Legislation Requiring Rulemaking Action by the Board – Title 16 CCR Section 321 Application for Licensure**
  - AB 258 – Chavez, Chapter 227, Statutes of 2013 (State agencies: veterans)
  - AB 1057 – Medina, Chapter 693, Statutes of 2013 (Professions and vocations: licenses; military service)
  - AB 1904 – Block, Chapter 399, Statutes of 2012 (Professions and vocations: military spouses: expedited licensure)
- 4. Progress on Surveying International Schools on Reviewing their Requirements for Compatibility to USA Standards for Possible Recognition of International Applicants**
- 5. Identifying and Assigning Audits of New Continuing Education Providers' Continuing Education Courses**
- 6. Review Progress of Auditing Continuing Education Courses**
- 7. Creation of New Outreach Publications for the Board**
- 8. Progress on Development of California Law and Professional Practice Examination**

- 9. Discussion Regarding Implementation of the following Goals and Objectives from BCE's Strategic Plan**
- A) Goal 1: Licensing
  - B) Goal 3: Professional Qualifications and Continuing Education
    - 1) 3.2.4 The Licensing, Continuing Education, & Public Relations (LIC/CE/PR) Committee assigns auditors to attend CE courses and audit providers.
    - 2) 3.3.3 Identify the top 10 licensee violations and disseminate to CE providers as topics for CE courses.
    - 3) 3.4.1 Assign a professional Board member to serve as a liaison to professional organizations and BCE.
    - 4) 3.4.2 Update Board member manual to reflect new duties and responsibilities of the Board liaison role.
  - C) Goal 4: Organizational Effectiveness
    - 1) 4.3.1 Establish a process that would encourage licensees to attend Board meetings (e.g., credit earned toward professional development).
    - 2) 4.3.2 Invite school representatives as guest speakers at Board meetings.
    - 3) 4.3.3 Send Board meeting calendar to schools, colleges, and associations to disseminate.
    - 4) 4.3.4 Ask professional associations to publicize Board meeting dates.
- 10. Public Comment**  
Note: The Committee may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting. [Government Code Sections 11125, 11125.7(a).]
- 11. Future Agenda Items**
- 12. Adjournment**

**LICENSING, CONTINUING EDUCATION  
& PUBLIC RELATIONS COMMITTEE**

Heather Dehn, D.C., Chair  
John Roza Jr., D.C.  
Frank Ruffino

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**REVISED**  
**NOTICE OF PUBLIC**  
**LICENSING, CONTINUING EDUCATION & PUBLIC RELATIONS**  
**COMMITTEE MEETING**

**April 17, 2014**

**2:00 p.m.**

**901 P Street, Suite 142A**

**Sacramento, CA 95814**

**(916) 263-5355**

**Teleconference Location with Public Access**

Corey Lichtman, D.C.

634 Stevens Ave

Solana Beach, CA 92075

(858) 350-6290

**AGENDA**

- 1. Call to Order**
- 2. Approval of Minutes**  
March 27, 2014
- 3. Progress on Surveying International Schools on Reviewing their Requirements for Compatibility to USA Standards for Possible Recognition of International Applicants**
- 4. Review and Discussion of Identifying the Top 10 Licensee Violations and Asking Continuing Education Providers to Disseminate this Information to Attendees of their Continuing Education Courses**
- 5. Review and Discussion of Providing an Insert to be Mailed with License Renewal Forms on Asking for Licensees to Serve as Audit Continuing Education Course Auditors**
- 6. Review and Discussion of Board Quarterly Newsletter**
- 7. Public Comment**  
Note: The Committee may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting. [Government Code Sections 11125, 11125.7(a).]

**8. Future Agenda Items**

**9. Adjournment**

**LICENSING, CONTINUING EDUCATION  
& PUBLIC RELATIONS COMMITTEE**

Heather Dehn, D.C., Chair

John Roza Jr., D.C.

Corey Lichtman, D.C.

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State of California  
Edmund G. Brown Jr., Governor

**NOTICE OF PUBLIC MEETING**  
**GOVERNMENT AFFAIRS COMMITTEE**

**February 20, 2014**  
**12:00 p.m.**

**Board of Chiropractic Examiners**  
**901 P Street, Suite 142A**  
**Sacramento, CA 95814**  
**(916) 263-5355**

**AGENDA**

- 1. CALL TO ORDER**
- 2. Approval of Minutes**  
October 15, 2013
- 3. Review of the Board Member Administrative Manual**
- 4. Overview of the Board's Process for Tracking Legislation**
- 5. Review of the Implementation Plan for the Board's Strategic Plan**
- 6. Review of Enacted Legislation Requiring Rulemaking Action by the Board**
  - **AB 258 – Chavez, Chapter 227, Statutes of 2013 (State agencies: veterans)**
  - **AB 1057 – Medina, Chapter 693, Statutes of 2013 (Professions and vocations: licenses; military service)**
  - **AB 1904 – Block, Chapter 399, Statutes of 2012 (Professions and vocations: military spouses: expedited licensure)**
  - **AB 1588 – Atkins, Chapter 742, Statutes of 2012 (Professions and vocations: reservist licensees: fees and continuing education)**
- 7. PUBLIC COMMENT**

Note: The Committee may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting. [Government Code Sections 11125, 11125.7(a).]

T (916) 263-5355  
F (916) 327-0039  
TT/TDD (800) 735-2929  
Consumer Complaint Hotline  
(866) 543-1311

Board of Chiropractic Examiners  
901 P Street, Suite 142A  
Sacramento, California 95814  
[www.chiro.ca.gov](http://www.chiro.ca.gov)



**8. FUTURE AGENDA ITEMS**

**9. ADJOURNMENT**

**GOVERNMENT AFFAIRS COMMITTEE**

Julie Elginer, Dr. PH, Chair

Heather Dehn, D.C.

Frank Ruffino

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

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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](http://www.chiro.ca.gov).

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State of California  
Edmund G. Brown Jr., Governor

**CORRECTED**  
**NOTICE OF PUBLIC MEETING**  
**GOVERNMENT AFFAIRS COMMITTEE**

**April 8, 2014**  
**12:00 p.m.**

**Van Nuys State Building**  
**6150 Van Nuys Blvd. #410**  
**Van Nuys, CA 91401**  
**(818) 901-5425**

**Teleconference Location with Public Access**

Frank Ruffino  
Office of General Services Administrator  
700 E. Maples Ct.  
Chula Vista, CA 91911  
(619) 205-1415

**AGENDA**

- 1. CALL TO ORDER**
- 2. Approval of Minutes**  
February 20, 2014
- 3. Review of the Board Member Administrative Manual**
- 4. Review of the Implementation Plan for the Board's Strategic Plan**
- 5. Review of Proposed Rulemaking Language to Comply With Enacted Legislation (Title 16, CCR section 321 – Application for Licensure; Title 16, CCR section 364 – Exemptions and Reduction of Continuing Education Requirement)**
  - **AB 258 – Chavez, Chapter 227, Statutes of 2013 (State agencies: veterans)**
  - **AB 1057 – Medina, Chapter 693, Statutes of 2013 (Professions and vocations: licenses; military service)**
  - **AB 1904 – Block, Chapter 399, Statutes of 2012 (Professions and vocations: military spouses: expedited licensure)**
  - **AB 1588 – Atkins, Chapter 742, Statutes of 2012 (Professions and vocations: reservist licensees: fees and continuing education)**

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TT/TDD (800) 735-2929  
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(866) 543-1311

Board of Chiropractic Examiners  
901 P Street, Suite 142A  
Sacramento, California 95814  
[www.chiro.ca.gov](http://www.chiro.ca.gov)

## 6. Legislative Update

- AB 1711 – Cooley (Administrative Procedures Act: economic impact assessment)
- AB 790 – Gomez (Child abuse: reporting)
- AB 2058 – Wilk (Open Meetings)
- AB 2165 – Patterson (Professions and Vocations: licensing)
- SB 218 – Yee (California traditional Chinese medicine traumatologist certification)
- SB 981 – Huff (Regulations: review process)
- SB 1159 – Lara (Professions and vocations: license suspension or restriction)
- SB 1256 – Mitchell (Medical services: credit)

## 7. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA

Note: The Committee may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting. [Government Code Sections 11125, 11125.7(a).]

## 8. FUTURE AGENDA ITEMS

## 9. ADJOURNMENT

### **GOVERNMENT AFFAIRS COMMITTEE**

Julie Elginer, Dr. PH, Chair

Dionne McClain, D.C.

Frank Ruffino

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

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**NOTICE OF TELECONFERENCE  
ENFORCEMENT COMMITTEE MEETING**

February 12, 2014  
1:00 p.m.  
901 P Street, Suite 142A  
Sacramento, CA 95814  
(916) 263-5355

**Teleconference Locations with Public Access**

Dr. Sergio Azzolino, D.C.  
1545 Broadway St, Ste 1A  
San Francisco, CA 94109  
(415) 563-3800

Julie A. Elginer, Dr. P.H., MBA  
Agoura Hills Library  
29901 Ladyface Court  
Agoura Hills, CA 91301  
(818) 889-2278

Dr. Hugh Lubkin, D.C.  
9381 East Stockton Blvd, Ste 220  
Elk Grove, CA 95624  
(916) 685-1718

**AGENDA**

1. **Call to Order**
2. **Approval of Minutes**  
October 24, 2013
3. **Review and Discuss Possible Changes to the Proposed Regulations for Extracorporeal Shock Wave (ECSW) Therapy (Proposed Regulation Section 318.2)**
4. **Public Comment**  
Note: The Board may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting.  
[Government Code Sections 11125 & 11125.7(a)]
5. **Future Agenda Items**
6. **Adjourn**

**ENFORCEMENT COMMITTEE**

Sergio Azzolino, D.C., Chair  
Julie A. Elginer, Dr. P.H., MBA  
Hugh Lubkin, D.C.  
Francesco Columbu, D.C.

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**NOTICE OF  
ENFORCEMENT COMMITTEE MEETING**

**April 29, 2014**

**8:00 a.m.**

**Southern California University of Health Sciences  
16200 Amber Valley Drive, Multipurpose Room #41  
Whittier, CA 90604  
(562) 947-8755**

**AGENDA**

- 1. Call to Order**
- 2. Approval of Minutes**  
February 12, 2014
- 3. Possible Changes to or Other Action Regarding the Proposed Regulations for Extracorporeal Shock Wave (ECSW) Therapy (Proposed Regulation Section 318.2)**
- 4. Update Regarding the Options for Implementation of Uniform Standards of Substance Abusing Healing Arts Licensees**
- 5. Discussion Regarding Proposed Changes to Title 16, CCR Section 317(w) (Failure to Refer)**
- 6. Discussion Regarding the Physical Therapy Board Staff's Opinion of the Physical Therapist's Scope of Practice**
- 7. Consideration of and Possible Action Regarding Proposed Regulations to Implement Recommendations to Strengthen Enforcement Programs Pursuant to the Consumer Protection Enforcement Initiative (CPEI)**
- 8. Discussion Regarding Establishing a Standard for Maintenance of Patient Records when a Practice Closes**
- 9. Public Comment**  
Note: The Board may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting. [Government Code Sections 11125 & 11125.7(a)]
- 10. Future Agenda Items**
- 11. Adjourn**

**ENFORCEMENT COMMITTEE**

Sergio Azzolino, D.C., Chair  
Heather Dehn, D.C.  
Frank Ruffino

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