

CORRECTED
NOTICE OF PUBLIC MEETING

July 30, 2015
9:00 a.m.
State Capitol
First Floor, Senate Committee Room 113
Sacramento, CA 95814

AGENDA

1. **OPEN SESSION** – Call to Order & Establishment of a Quorum
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**
April 16, 2015
June 22, 2015
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. **BCE Licensing, Continuing Education and Public Relations Committee Meeting Update -**
Board may take action on any item on the attached Licensing, Continuing Education and Public Relations Committee meeting agendas.
10. **BCE Government Affairs & Strategic Planning Committee Meeting Update –**
Board may take action on any item on the attached Government Affairs Committee meeting agendas.
11. **BCE Enforcement Committee Meeting Update –**
Board may take action on any item on the attached Enforcement Affairs Committee meeting agenda.
12. **BCE Curriculum Focus Group Update**
13. **Updates on Proposed Regulations and Proposed Regulatory Changes**
 - A. Sponsored Free Health Care Events, Title 16, CCR §§ 309, 309.1, 309.2, 309.3, & 309.4
 - B. Consumer Protection Enforcement Initiative
 - C. Mandatory Cardiopulmonary Resuscitation (CPR) Certification for all licensees
 - D. Application for Licensure (CCR Section 321)
 - E. Revisions to BCE Disciplinary Guidelines
 - F. Uniform Standards for Substance Abusing Licensees
 - G. Chiropractic Records Retention/Disposition of Patient Records Upon Closure of Practice or Death/Incapacity of Licensee
 - H. Amend or Repeal CCR Section 354 - Successful Examination (Obsolete provision)
 - I. Comprehensive Revisions/Updates to CCR Article 4 (Sections 330 – 331.16) – Approved Schools & Qualifications of Applicants (Curriculum Requirements)
 - J. Continuing Education Requirements(CE Provider and Course Approval)
14. **Discussion and Possible Action Regarding BCE Recognition of Chiropractic Specialty Boards**
15. **Discussion and Possible Action Regarding Specialty Advertising by BCE Licensees**
16. **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).] Public comment is encouraged; however, if time constraints mandate, comments may be limited at the discretion of the Chair.
14. **Future Agenda Items**
15. **Hearings Re: Petition for Reinstatement of Revoked License**
 - A. Daniel Martello
 - B. Keith Ohanesian
16. **Hearings Re: Petition for Early Termination of Probation and/or Reduction of Penalty**
 - A. James Driscoll, D.C. – DC 19102

17. Closed Session

The Board will meet in Closed Session to:

- A. Deliberate on Disciplinary Decisions and Petitions Pursuant to California Government Code Section 11126(c)(3)
- B. Receive Advice from Legal Counsel Pursuant to California Government Code Section 11126(e) Regarding:
 - 1) Jonathan Widenbaum, D.C. v. California Department of Consumer Affairs/Board of Chiropractic Examiners, Cal.Ct.App.(1st app. Dist.), Case No. A142454
 - 2) Hugh Lubkin, D.C. v. Board of Chiropractic Examiners
Workers' Compensation Case No. ADJ7361379

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, unless noticed as "Time Certain." 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@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.



Approval of Minutes

**BOARD OF CHIROPRACTIC EXAMINERS
PUBLIC SESSION MINUTES**

April 16, 2015

Department of Fish and Wildlife
3883 Ruffin Road
San Diego, CA 92123

Board Members Present

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.

Staff Present

Robert Puleo, Executive Officer
Spencer Walker, Attorney III
Sandra Walker, Staff Services Manager I
Dixie Van Allen, Acting Staff Services Manager I
Summer Thomas, Associate Governmental Program Analyst
Valerie James, Management Services Technician

Call to Order

Dr. Azzolino called the meeting to order at 9:15 a.m.

Roll Call

Dr. Elginer called the roll. All members were present, except for Frank Ruffino who was absent.

Pledge of Allegiance

Dr. Dehn led the Pledge of Allegiance.

Chair's Report

Dr. Azzolino welcomed Spencer Walker back as the Board's Legal Counsel. He acknowledged and thanked the Board members for their work on the Committees, and highlighted some of the significant projects that each Committee is working on.

Approval of Minutes

MOTION: DR. DEHN MOVED TO APPROVE THE FEBRUARY 12, 2015 MINUTES.

SECOND: DR. ELGINER SECONDED THE MOTION

VOTE: 6-0 (DR. AZZOLINO-AYE, DR. DEHN-AYE, DR. ELGINER-AYE, DR. LICHTMAN-AYE, DR. MCCLAIN-AYE, DR. ROZA-AYE, MR. RUFFINO-ABSENT)

MOTION: CARRIED

Executive Officer's Report

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

Mr. Puleo announced that the Board has received a tentative approval to establish an Assistant Executive Officer position, for which we are actively recruiting. He also announced Ms. Van Allen has been appointed to a temporary assignment as the Licensing Unit Manager pending Linda Shaw's return.

He provided an overview of the Board's fund condition and the overall budget projections for fiscal years 2014- 2018. He reported that the budget remains stable. He also provided an update on the status of the Memorandum of Understanding, (MOU) between the Board and the Bureau of Automotive Repair (BAR).

Mr. Puleo summarized the Board's licensing statistics and stated there haven't been any significant changes since the last meeting. He also reported on the Enforcement statistics and provided a brief overview of enforcement activity since the last Board Meeting.

Following his Executive report, Mr. Puleo welcomed Samantha Maron, a representative from Senator Joel Anderson's El Cajon District office. Ms. Maron spoke on behalf of Senator Anderson, and welcomed the Board to San Diego. She also commended the Board for their dedication to protect the health, safety and welfare of the public.

Ratification of Approved License Applications

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

SECOND: DR. ELGINER SECONDED THE MOTION

VOTE: 6-0 (DR. AZZOLINO-AYE, DR. DEHN-AYE, DR. ELGINER-AYE, DR. LICHTMAN-AYE, DR. MCCLAIN-AYE, DR. ROZA-AYE, MR. RUFFINO-ABSENT)

MOTION: CARRIED

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

Ratification of Approved Continuing Education Providers

MOTION: DR. DEHN MOVED TO RATIFY THE APPROVED CONTINUING EDUCATION PROVIDERS.

SECOND: DR. AZZOLINO SECONDED THE MOTION

VOTE: 6-0 (DR. AZZOLINO-AYE, DR. DEHN-AYE, DR. ELGINER-AYE, DR. LICHTMAN-AYE, DR. MCCLAIN-AYE, DR. ROZA-AYE, MR. RUFFINO-ABSENT)

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

There were no denied license applications.

BCE Licensing, Continuing Education and Public Relations Committee Meeting Update

Dr. Dehn reported that the Licensing, Continuing Education and Public Relations Committee is currently working on making changes to Continuing Education (CE) regulations to effectively monitor CE classes and develop new standards for CE providers. She discussed that one option under consideration is a mentorship program for new CE providers, wherein the new providers would be required to operate under the sponsorship of an established provider such as a chiropractic school or association before qualifying for Board approval. Dr. Roza added that the purpose of the CE regulation is to protect the consumers of California. Dr. Dehn and Dr. Roza stated that the Committee is also working on language to establish a mandatory Cardiopulmonary Resuscitation (CPR) CE requirement. Dr. Azzolino requested that the CPR regulation be a separate regulation. Lastly, Dr. Dehn referred to two draft pamphlets about the Board, one providing information about the Board of Chiropractic Examiners and the other providing information about chiropractic and what to expect when being treated by a chiropractor. Dr. Dehn and Dr. Azzolino noted that the pictures on the pamphlet do not accurately reflect chiropractic treatment. Mr. Puleo noted that an electronic version will be available on the Board's website. Dr. Elginer requested that the pamphlet be available in different languages. Dr. Brian Stenzler, President of California Chiropractic Association (CCA), commented that that CCA is in favor of the CE regulation change.

BCE Government Affairs Committee Meeting Update

Dr. Elginer provided a brief overview of the committee's progress on action items in the Strategic Plan and provided an update on Legislative Bills. Dr. Elginer brought specific attention to Strategic plan goal 7.2.; which is to partner with other state agencies, local Government, stakeholders and also attend public events to achieve consumer protection. She shared that Russ Heimerich, Deputy Director of DCA's Office of Public Affairs, came to the Committee meeting and provided an update on the Board's Communications Assessment and the partnership options with other State agencies for consumer protection. Dr. Elginer added that the Committee will be working with Cristina Valdivia-Aguilar, DCA Office of Public Affairs. Lastly, Dr. Elginer provided status updates and recommended positions on various Legislative bills. There were discussions surrounding Legislative Bill SB 277-Pan (Public Health: vaccinations) and AB 41-Chau (Health Care Coverage: discrimination). Dr. Stenzler, president of CCA commented that CCA took an oppose position on Legislation Bill SB 277.

**MOTION: DR. AZZOLINO MOVED TO TAKE A POSTION OF "OPPOSE" UNLESS AMENDED ON SB 277- PAN (PUBLIC HEALTH: VACCINATIONS)
SECONDED: DR. MCCLAIN SECONDED THE MOTION
DR. AZZOLINO WITHDREW THE MOTION**

**MOTION: DR. AZZOLINO MOVED TO TAKE A "WATCH" POSITION ON SB 277- PAN (PUBLIC HEALTH: VACCINATIONS)
SECONDED: DR. ELGINER SECONDED THE MOTION
VOTE: 6-0 (DR. AZZOLINO-AYE, DR. DEHN-AYE, DR. ELGINER-AYE, DR. LICHTMAN -AYE, DR. MCCLAIN-AYE, DR. ROZA-AYE, MR. RUFFINO-ABSENT)
MOTION: CARRIED**

**MOTION: DR. DEHN MOVED TO TAKE A "SUPPORT" POSITION ON AB 41-CHAU (HEALTH CARE COVERAGE: DISCRIMINATION).
SECONDED: DR. LICHTMAN SECONDED MOTION
VOTE: 6-0 (DR. AZZOLINO-AYE, DR. DEHN-AYE, DR. ELGINER-AYE, DR. LICHTMAN -AYE, DR. MCCLAIN-AYE, DR. ROZA-AYE, MR. RUFFINO-ABSENT)
MOTION: CARRIED**

BCE Enforcement Committee Meeting Update

Dr. Azzolino presented the proposed revised language for Title 16, California Code of Regulations, Sections(s) 318 (Chiropractic patient records) and 312.2 (Ownership of Practice upon death or incapacity of a licensee). He also discussed the Criteria and Standards for Expert Consultants and announced the Expert Consultants training schedule. Dr. Azzolino brought the proposed language for Sections 318 & 312.2 forward for discussion.

MOTION: DR. DEHN MOVED TO APPROVE THE PROPOSED REVISED LANGUAGE FOR TITLE 16, CALIFORNIA CODE OF REGULATIONS SECTIONS(S) 318 WITH THE FOLLOWING AMENDMENTS TO SECTION 318 (C). AND SECTION 312.2

- **LAST SENTENCE- IF THE PATIENT WAS TREATED BY MORE THAN ONE CHIROPRACTOR, THE PATIENT IS A PATIENT OF THE PRACTICE. EACH TREATING CHIROPRACTOR SHALL MAINTAIN A COPY OF THE RECORDS, UNLESS OTHERWISE AGREED TO, AND NOTICE SHALL BE PROVIDED TO THE PATIENT WITHIN 30 DAYS.**

**SECONDED: DR. MCCLAIN SECONDED THE MOTION
VOTE: 6-0 (DR. AZZOLINO-AYE, DR. DEHN-AYE, DR. ELGINER-AYE, DR. LICHTMAN-AYE, DR. MCCLAIN-AYE, DR. ROZA-AYE, MR. RUFFINO-ABSENT)
MOTION: CARRIED**

MOTION: DR. AZZOLINO MOVED TO DIRECT STAFF TO TAKE ALL NECESSARY STEPS TO INITIATE THE FORMAL RULEMAKING PROCESS WITH THE PROPOSED TEXT FOR SECTIONS 318 & 312.2 AND AUTHORIZE THE EXECUTIVE OFFICER TO MAKE ANY NON-SUBSTANTIVE CHANGES TO THE RULEMAKING PACKAGE AND DIRECT STAFF TO INITIATE A 45-DAY COMMENT PERIOD

**SECONDED: DR. DEHN SECONDED MOTION
VOTE: 6-0 (DR. AZZOLINO-AYE, DR. DEHN-AYE, DR. ELGINER-AYE, DR. LICHTMAN -AYE, DR. MCCLAIN-AYE, DR. ROZA-AYE, MR. RUFFINO-ABSENT)**

MOTION: CARRIED

Updates on Proposed Regulations Title 16, California Code of Regulations Sections 321 and 364 (Licensing Application and Continuing Education Exemptions) and Title 16 California Code of Regulations Sections 309, 309.1, 309.2, 309.3 & 309.4 (Sponsored Free Health Care Events)

Ms. Van Allen provided updates on both rulemaking proposals. The Licensing Application and Continuing Education regulation has been reviewed by Mr. Walker, but has not yet been submitted to DCA's Division of Legislative and Policy Review (Division) because the Sponsored Free Health Care package was not approved. The Sponsored Free Health Care regulation was disapproved by the Office of Administrative Law, and in response to the disapproval decision, the BCE has amended the proposed language and applications for approval to participate and brought it forward for the Board's consideration.

MOTION: DR. ELGINER MOVED TO APPROVE THE PROPOSED AMENDED LANGUAGE , "REQUEST FOR AUTHORIZATION TO PRACTICE WITHOUT A LICENSE AT A REGISTERED FREE HEALTH CARE EVENT", FORM 901-B (BCE/2015) AND THE "REGISTRATION OF SPONSORING ENTITY UNDER BUSINESS & PROFESSIONS CODE SECTION 901", FORM 901-A (DCA/2014 – REVISED), AUTHORIZE THE EXECUTIVE OFFICER TO MAKE ANY NON-SUBSTANTIVE CHANGES TO THE RULEMAKING PACKAGE, AND DIRECT STAFF TO INITIATE A 15-DAY COMMENT PERIOD IN RESPONSE TO THE DISAPPROVAL DECISION. SECONDED: DR. AZZOLINO SECONDED THE MOTION VOTE: 6-0 (DR. AZZOLINO-AYE, DR. DEHN-AYE, DR. ELGINER-AYE, DR. LICHTMAN-AYE, DR. MCCLAIN-AYE, DR. ROZA-AYE, MR. RUFFINO-ABSENT) MOTION: CARRIED

Public Comment for Items Not on the Agenda

Dr. Elginer requested that the two Agenda items previously requested by Dr. Lichtman and Dr. Roza be placed on the next Agenda. Mr. Puleo recommended that the Lapel Pin discussion be referred to the Licensing, Continuing Education and Public Relations Committee and discussion of question number 3 on the Petitioner Application be referred to the Enforcement Committee for discussion.

Dr. Azzolino welcomed Assembly Member Brian Jones to the Board meeting. Assembly Member Jones welcomed the Board to San Diego, and noted that he serves as the Vice Chair on the Business and Professions Committee. Dr. Azzolino invited Assembly Member Jones to attend the next Board Meeting being held on July 30, 2015, in Sacramento.

Hearings Re: Reinstatement of Revoked License

Administrative Law Judge, Roy W. Hewitt, presided over and Deputy Attorney General Erin M. Sunseri appeared on behalf of the people of the State of California in the following hearings:

- A. Ekechi Nwoga
- B. Thomas Pollock
- C. Mohammad Nikkhah

Closed Session

Following oral testimonies, the Board went into Closed Session for deliberation and determinations regarding petitioners.

The Board moved to Agenda Item 17- Closed Session to receive advice from Legal Counsel Pursuant to California Government Code Section 11126(e) Regarding:

- 1) Jonathan Widenbaum, D.C. v. California Department of Consumer Affairs/Board of Chiropractic Examiners, Cal.Ct.App. (1st app. Dist.), Case No. A142454
- 2) Hugh Lubkin, D.C. v. Board of Chiropractic Examiners
- 3) Workers' Compensation Case No. ADJ7361379

Open Session

The Board went back into Open Session to adjourn the meeting.

Adjournment

Dr. Azzolino adjourned the meeting at 3.57 p.m.

(ATTACHMENT A)

Approval By Ratification of Formerly Approved License Applications
January 1, 2015 – March 31, 2015

Name (First, Middle, Last)			Date Issued	DC#
Nicholas	Guy	Jung	1/14/2015	33157
Brian	Robert	Murer	1/14/2015	33158
Majed	Andre	Nagoulat	1/14/2015	33159
Drew	Michael	Ruebbelke	1/14/2015	33160
Jeanne	Ann	Matwey	1/15/2015	33161
Alexandra	Lee	Johnson	1/16/2015	33162
John	Waylan	Blalock	1/28/2015	33163
Kevin	Jon	Chong	1/28/2015	33164
Eugenie	Michelle	Giasson-Gomez	1/28/2015	33165
Adam	Joseph	Mazzeo	1/28/2015	33166
Cory	David	Tedesco	1/28/2015	33167
Leah	Eeragene	Helin	2/5/2015	33168
Tonghee		Kim	2/5/2015	33169
Joie		Mazor	2/5/2015	33170
Matthew	Thomas	McCormack	2/5/2015	33171
Sabrina	Marie	Merry	2/5/2015	33172
Tomilyn		Thornberry	2/5/2015	33173
Matthew	Jon	Wong	2/5/2015	33174
Vicki	Marie	Garfola	2/5/2015	33175
Christopher	Paul	Morrow	2/5/2015	33176
Dorcas Joy	Enriquez	Altman	2/12/2015	33177
Leigh	Ann	Caulk	2/12/2015	33178
Mohammed	Ahmed	Hasanain	2/12/2015	33179
Gurjinder	Singh	Kalay	2/12/2015	33180
Youngkwang		Kim	2/12/2015	33181
Ellen	Christine	Kindelsperger	2/12/2015	33182
Grace	Ignacio	Madarang	2/12/2015	33183
Kale	Lynn Lewis	Ptacek	2/12/2015	33184
Josuke	Pierre	Tanaka	2/12/2015	33185
Irina	Andreyevna	Velichko	2/12/2015	33186
James	Paul	Yurgel, Jr	2/12/2015	33187
Caitlin	Marie Rose	Donovan	2/18/2015	33188
Cory	Eugene	Henderson	2/18/2015	33189
Taylor	Jordan	Levine	2/18/2015	33190

Alexander	Paul	Wulff	2/18/2015	33191
Jennifer	Michele	Wyman	2/18/2015	33192
Jacob	James	Barton	2/19/2015	33193
John	Barrett	Kupper	2/19/2015	33194
Shahen	Daniel	Simian	2/19/2015	33195
Daniel	Patrick	Fleming	2/20/2015	33196
Luis	Francisco	Jovel	2/20/2015	33197
Katie	Diane	Olson	2/20/2015	33198
Sarah	Maria	Waterkamp	2/20/2015	33199
Ramin		Hamzei	2/24/2015	33200
Scott	Robert	Jeffers	2/24/2015	33201
Hakop		Karapetyan	2/24/2015	33202
Cassandra	Lynn	Marsden	2/24/2015	33203
Matthew	Michael	Mutch	2/24/2015	33204
Brittany	Anne	Parlopino	2/24/2015	33205
Jordan	Christian	Rio	2/24/2015	33206
Saman		Shirazi-Nejad	2/24/2015	33207
Robert	Jordan	Adams	2/25/2015	33208
Juan	Carlos	Barboza Jr	2/25/2015	33209
Scott	Michael	Kirchner	2/25/2015	33210
Nicholas	Bruce	OConnor	2/25/2015	33211
Jane		Ramboldt	2/25/2015	33212
Brad	Mathew	Richardson	2/25/2015	33213
Nathan		Varano	2/25/2015	33214
Leyla		Jahromi	2/26/2015	33215
Baron	Tyler	Sams	2/26/2015	33216
Jason	Bradley	Stoddard	2/27/2015	33217
Ernest	Randall	Williamson	2/27/2015	33218
Ashley	Nichole	Bruley	3/6/2015	33219
Hannah	Christine	Pizzo	3/6/2015	33220
Toufic	Riad	Saleh	3/6/2015	33221
Michael	Munsod	Valones	3/6/2015	33222
Melissa	Janet	Aranda	3/11/2015	33223
Michelle		Itskovich	3/11/2015	33224
Derek	Brian	Kogan	3/11/2015	33225
Neera		Patel	3/11/2015	33226
Jerry	Clayton	Relth	3/11/2015	33227
Michael	Joseph	Duffy	3/17/2015	33228
David	Jerome	Rowell	3/17/2015	33229
Chelsea	Lee	Sheppard	3/17/2015	33230
Renee	Jane	Fine	3/18/2015	33231
Keith	Edward	Lewis	3/18/2015	33232

Misagh		Zaker	3/18/2015	33233
Warren		Zhao	3/18/2015	33234
Alexander	Cid	Bello	3/24/2015	33235
Ryan	J	Chapman	3/24/2015	33236
Daniel	Joseph	McClelland	3/24/2015	33237
Christopher	Michael	McHugh	3/24/2015	33238
Kimberly	Elizabeth	McHugh	3/24/2015	33239
Denise	Lizbeth	Miranda	3/24/2015	33240
Nessa	Marie	Parkinen	3/24/2015	33241
Saira	Cecilia	Ramirez	3/24/2015	33242
Amin		Rokni	3/24/2015	33243
Carrie	Joy	Belleson	3/26/2015	33244
Elizabeth	Afton	Manley	3/26/2015	33245
Pamela	Ann	Mayhew	3/26/2015	33246
Augustine	Louis	Nieto	3/26/2015	33247
Tracy	Elaine	Ransome	3/26/2015	33248
Jeremy	Andrew	Roberts	3/26/2015	33249
Gary	Brandon	Severson	3/26/2015	33250

(ATTACHMENT B)

Ratification for New Continuing Education Providers

<u>CONTINUING EDUCATION PROVIDERS</u>	<u>DATE APPROVED</u>
1. <u>Doctors of Chiropractic Association</u>	<u>04/16/15</u>
2. <u>Cascadia Continuing Education</u>	<u>04/16/15</u>
3. <u>International Alliance of Healthcare Educators</u>	<u>04/16/15</u>
4. <u>Valerie E. Girard</u>	<u>04/16/15</u>
5. <u>James Ralph Wooley, DC</u>	<u>04/16/15</u>
6. <u>Chiropractic Association of America</u>	<u>04/16/15</u>
7. <u>Michelle McLafferty, DC</u>	<u>04/16/15</u>
8. <u>Weber Healthcare Management Corporation</u>	<u>04/16/15</u>

**BOARD OF CHIROPRACTIC EXAMINERS
PUBLIC SESSION MINUTES**

June 22, 2015

Teleconference Locations

Board of Chiropractic Examiners
901 P Street, Suite 142A
Sacramento, CA 95814

Sergio Azzolino, DC
1545 Broadway St., #1A
San Francisco, CA 94109

Heather Dehn, DC
4616 El Camino Ave. #B
Sacramento, CA 95821

Dionne McClain, DC
6360 Wilshire Blvd. #410
Los Angeles, CA 90043

John Roza, DC
800 Douglas Blvd.
Roseville, CA 95678

Corey Lichtman, DC
538 Stevens Ave.
Solana Beach, CA 92075

Frank Ruffino
Rancho San Diego Library
11555 Via Rancho San Diego
El Cajon, CA 92019

Board Members Present

Sergio Azzolino D.C., Chair
Heather Dehn, D.C., Vice Chair
Dionne McClain, D.C.
John Roza, Jr., D.C.
Corey Lichtman, D.C.
Frank Ruffino

Staff Present

Robert Puleo, Executive Officer
Linda Shaw, Assistant Executive Officer
Spencer Walker, Attorney III
Dixie Van Allen, Acting Staff Services Manager I

Call to Order

Dr. Azzolino called the meeting to order at 1:35 p.m.

Roll Call

Mr. Ruffino called the roll. All members were present, except for Julie Elginer, who was absent.

Discussion and Possible Action to Adopt or Amend Rulemaking: Title 16, CCR Sections 309-309.4 – Sponsored Free Health Care Events

Ms. Van Allen and Mr. Puleo discussed the history of this rulemaking package and the documents enclosed for the Board's consideration.

MOTION: MR RUFFINO MOVED TO ACCEPT STAFF'S RECOMMENDATIONS TO REJECT THE COMMENTS RECEIVED DURING THE 2ND 15-DAY COMMENT PERIOD; APPROVE AND ADOPT THE PROPOSED LANGUAGE, "REQUEST FOR AUTHORIZATION TO PRACTICE WITHOUT A LICENSE AT A REGISTERED FREE HEALTH CARE EVENT", FORM 901-B (BCE/2015) AND "REGISTRATION OF SPONSORING ENTITY UNDER BUSINESS AND PROFESSIONS CODE SECTION 901", FORM 901-A (DCA/2014-REVISED), WHICH ARE INCORPORATED BY REFERENCE; AND DELEGATE AUTHORITY TO THE EXECUTIVE OFFICER TO MAKE ANY TECHNICAL, NON-SUBSTANTIVE CHANGES TO COMPLETE THE RULEMAKING FILE AND SUBMIT TO THE OFFICE OF ADMINISTRATIVE LAW FOR APPROVAL.

SECOND: DR. AZZOLINO SECONDED THE MOTION

VOTE: 6-0 (DR. AZZOLINO-AYE, DR. DEHN-AYE, DR. LICHTMAN-AYE, DR. MCCLAIN-AYE, DR. ROZA-AYE, MR. RUFFINO-AYE)

MOTION: CARRIED

Public Comment for Items Not on the Agenda

None

Adjournment

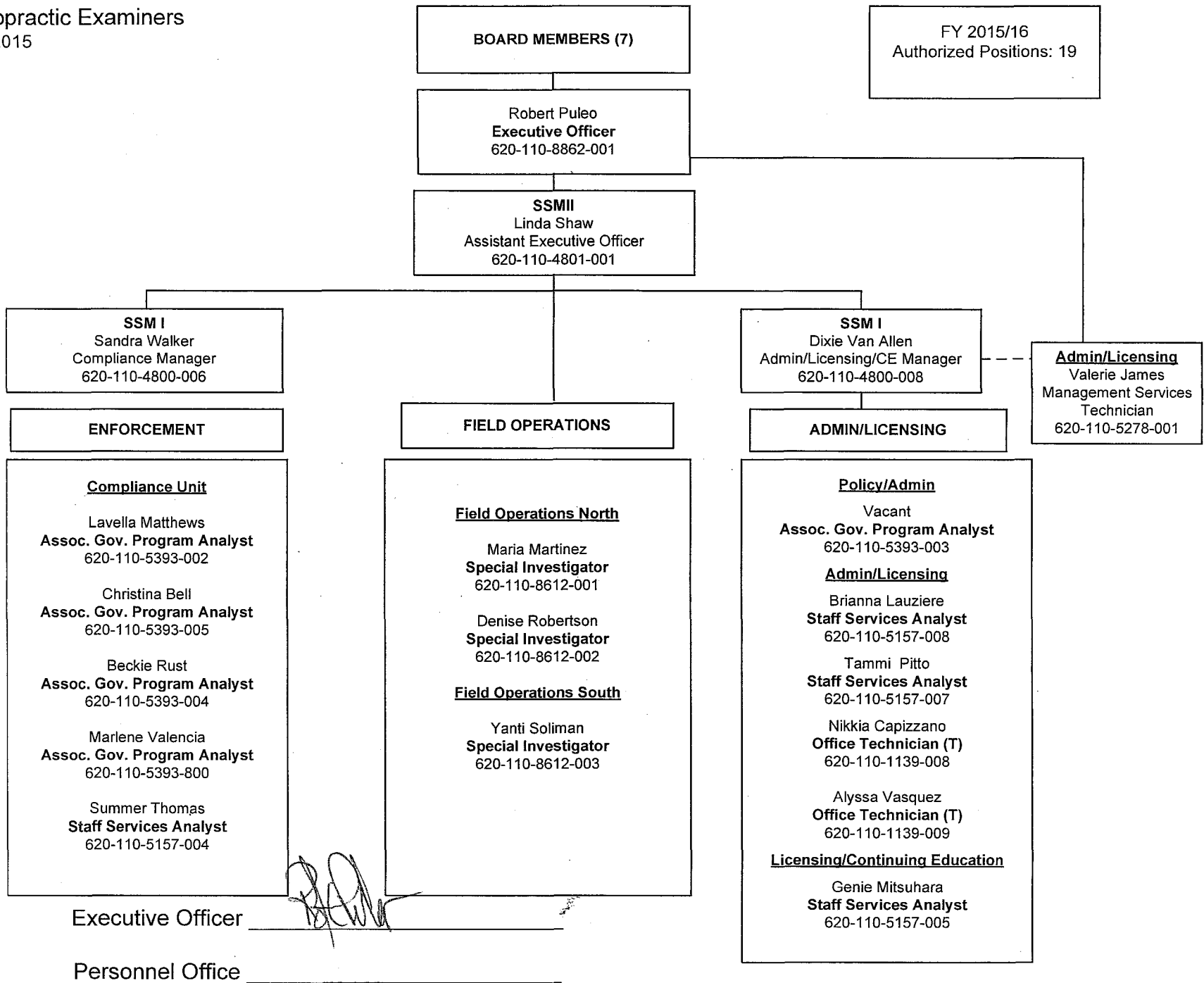
Dr. Azzolino adjourned the meeting at 1:43 p.m.



Executive Officer's Report

Department of Consumer Affairs
 State Board of Chiropractic Examiners
 July 2015

FY 2015/16
 Authorized Positions: 19



Executive Officer _____

Personnel Office _____

**BOARD OF CHIROPRACTIC EXAMINERS
2014/2015 FISCAL YEAR LICENSING TRENDS**

Total Population of Chiropractic Licenses

Month	Total Licenses
July	13,404
August	13,413
September	13,392
October	13,389
November	13,369
December	13,360
January	13,333
February	13,352
March	13,349
April	13,349
May	13,343
June	13,337

New Chiropractic License Issued

Month	Received	Issued
July	41	30
August	27	32
September	22	28
October	19	33
November	27	10
December	39	27
January	53	11
February	22	51
March	15	32
April	38	28
May	33	18
June	33	41

Number of Restored Cancelled Licenses

Month	Received	Issued
July	2	4
August	3	4
September	7	5
October	7	4
November	3	0
December	3	5
January	4	4
February	4	3
March	4	0
April	1	6
May	4	2
June	1	0

New Satellite Office Certificates Issued

Month	Received	Issued
July	111	131
August	68	67
September	101	102
October	135	70
November	124	148
December	123	122
January	101	33
February	84	129
March	93	85
April	127	110
May	75	86
June	156	95

Corporation Registrations Issued

Month	Received	Issued
July	5	3
August	9	6
September	6	4
October	6	5
November	9	3
December	8	10
January	16	10
February	13	12
March	7	6
April	9	13
May	10	10
June	15	10

Licensing Population as of July 1, 2015

License Type	Clear Licenses
Chiropractors	13,337
Satellite Offices	3,829
Corporation Registrations	1,399

Applications Received and Processed – July 1, 2014 through June 30, 2015

Application Type	Received	Issued	Denied	Pending
Initial	359	337	2	98
Reciprocal	10	4	0	8
Restorations (Cancelled & Forfeiture)	166	143	0	9
Corporation	113	92	0	12



State of California
Edmund G. Brown Jr., Governor

Executive Officer's Report

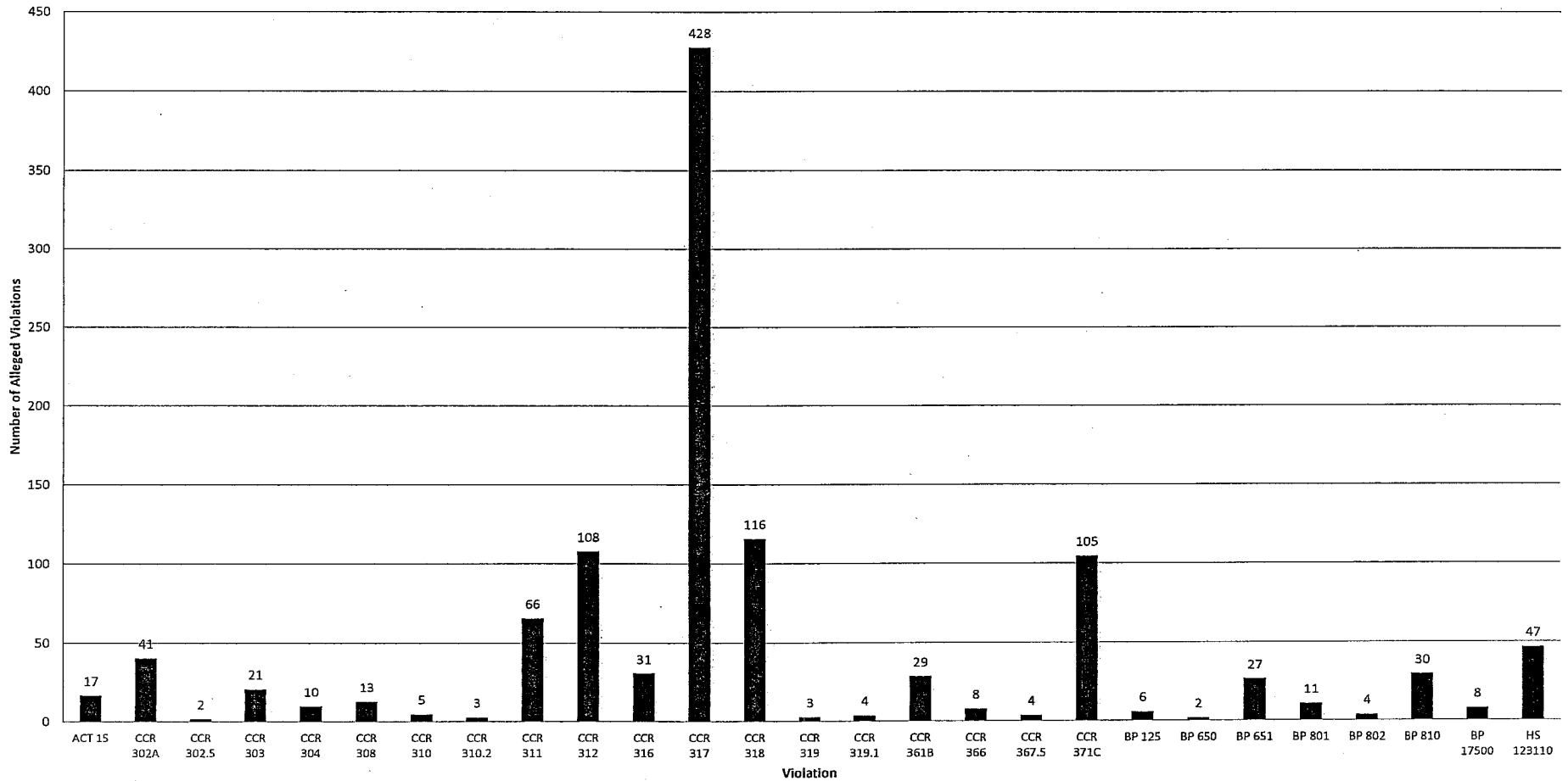
Budget

Will be Handed Out
at Meeting

Compliance Unit Statistics

Fiscal Year	10/11	11/12	12/13	13/14	14/15*
<u>Complaints</u>					
Received	497	391	386	487	557
Pending	137	125	159	214	270
Closed with Insufficient Evidence	96	89	57	88	57
Closed with No Violation	135	93	84	140	100
Closed with Merit	140	120	95	148	220
Letter of Admonishment	4	1	2	5	3
Citations and Fines Issued (Total Fine Amount)	47(\$12,700)	26(\$37,400)	33(\$19,400)	26(\$18,500)	16(\$12,400)
<u>Accusations</u>					
Filed	68	41	34	38	22
Pending	130	99	73	56	64
Revoked	17	14	11	12	9
Revocation Stayed: Probation	26	20	31	15	7
Revocation Stayed: Suspension and Probation	9	12	5	4	2
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	9	7	11	8	8
Dismissed/Withdrawn	10	21	9	3	3
<u>Statement of Issues</u>					
Filed	4	5	1	5	2
Denied	0	0	0	2	1
Probationary License	3	4	3	1	2
Withdrawn	0	0	1	2	1
Granted	1	0	0	0	1
<u>Petition for Reconsideration</u>					
Filed	0	2	4	3	0
Granted	0	0	0	0	0
Denied	0	0	2	2	0
<u>Petition for Reinstatement of License</u>					
Filed	7	7	6	5	8
Granted	2	2	2	1	1
Denied	10	6	5	3	4
<u>Petition for Early Termination of Probation</u>					
Filed	4	1	6	11	4
Granted	2	1	1	0	0
Denied	4	1	1	3	5
<u>Petition for Modification of Probation</u>					
Filed	0	0	0	3	2
Granted	0	0	0	0	1
Denied	0	0	0	1	1
<u>Petition by Board to Revoke Probation</u>					
Filed	13	6	2	11	5
Revoked	2	8	3	5	2
<u>Probation Cases</u>					
Active	138	89	139	135	123

Fiscal Year 2014/2015
 July 1, 2014- June 30, 2015
 Total Number of Complaints Opened - 557
 Total Number of Alleged Violations - 1149
 (A complaint may contain multiple violations)



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
- 316 – Responsibility for Conduct on Premises
- 317 – Unprofessional Conduct
- 318 – Chiropractic Patient Records/Accountable Billing
- 319 – Free or Discount Services
- 319.1 – Informed Consent
- 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

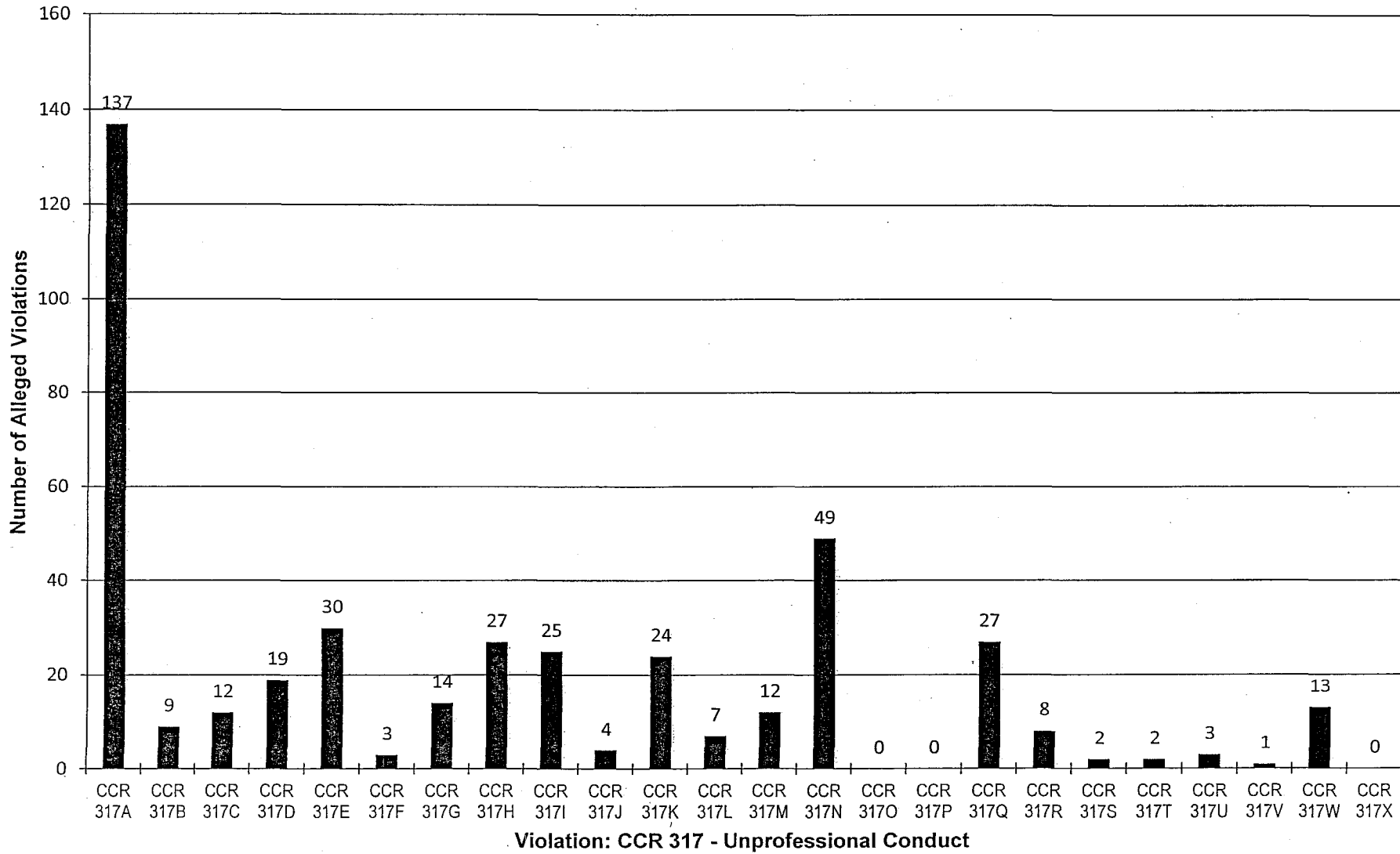
Business and Professions Code (BP):

- 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 2014/2015
July 1, 2014 - June 30, 2015
Total Number of Complaints Opened Alleging Violation of CCR 317 - 428
(A complaint may contain multiple violations)

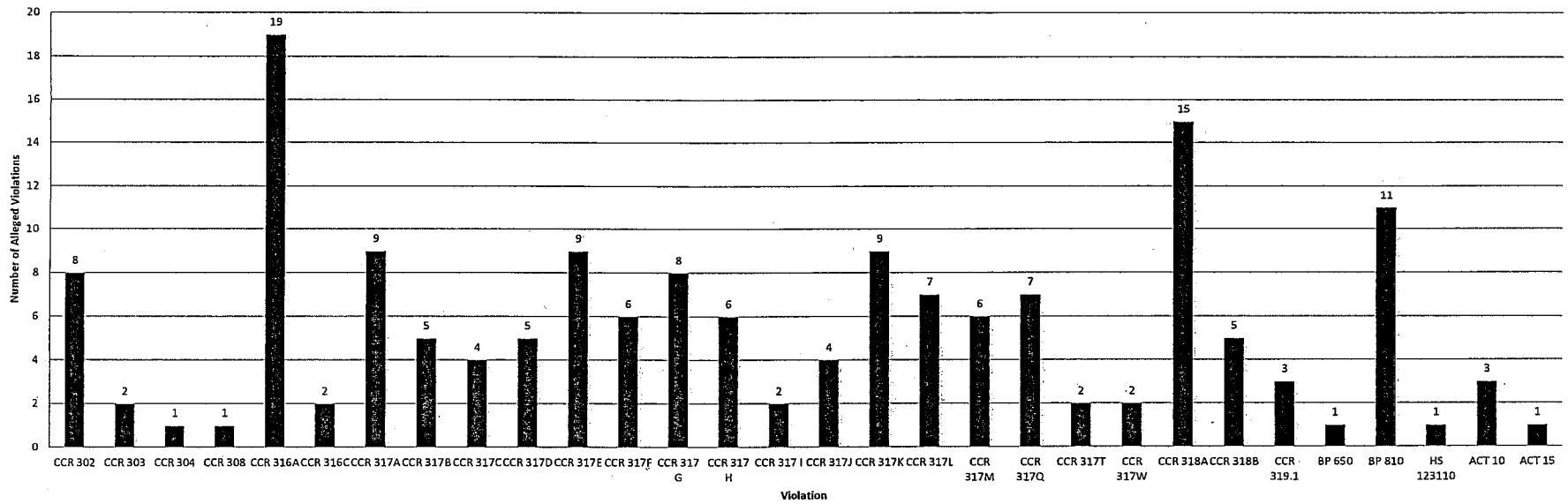


Violation Codes/Descriptions

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 2014/2015
 July 1, 2014 - June 30, 2015
 Total Number of Accusations Filed - 22
 Total Number of Alleged Violations - 156 (An accusation may contain multiple violations)





Ratification of Approved License Application

MEMORANDUM



Date: July 16, 2015

To: Board Members

From: Robert Puleo
Executive Officer

A handwritten signature in black ink, appearing to be "RP", written over the printed name "Robert Puleo".

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 30, 2015, public meeting.

Between April 1, 2015 and June 30, 2015, 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
April 1, 2015 – June 30, 2015

Name (First, Middle, Last)			Date Issued	DC#
Parker	Clive	Dominique	4/9/2015	33251
Joseph	Quincy	Fair	4/9/2015	33252
Deanna	Frances	Hartsough	4/9/2015	33253
Lisa	Michell	Ortiz	4/9/2015	33254
Danny	Louis	Rives	4/9/2015	33255
Dana	Marie	Robinson	4/9/2015	33256
Patrick	Lester	Sau	4/9/2015	33257
Erick	Carl	Swenson	4/9/2015	33258
Chris	Allen	Hengesteg	4/13/2015	33259
Trevor	Ka'eo	Minton	4/13/2015	33260
Cynthia	Denise	Smith	4/13/2015	33261
Sirlina	Charise	Cook	4/13/2015	33262
Anna	Christine	Nusslock	4/13/2015	33263
John	Tecumseh-Wallace	Ball	4/16/2015	33264
Derek	Kenneth	Ko	4/16/2015	33265
John	Edward	Wolfgang	4/16/2015	33266
Margaret	Noel	Zepfel	4/16/2015	33267
Krystal	Marie	Drwencke	4/23/2015	33268
Derek	James	Libby	4/23/2015	33269
Torrey	Lynn	Schroeder	4/23/2015	33270
Abby	Marie	Sirovica	4/23/2015	33271
Seth	Matthew	Towner	4/23/2015	33272
Noah	Stephen	Djuric	4/29/2015	33273
Theresa	Marie	Fleege	4/29/2015	33274
Melissa	Marie	Hoar	4/29/2015	33275
Sungho		Jang	4/29/2015	33276
Meagan	Aylene	Kitt	4/29/2015	33277
Nasim		Nemat-Gorgani	4/29/2015	33278
Alan	Rillorta	Floresca	5/4/2015	33279
Bria	Lauren	Iacini	5/4/2015	33280
Andy		Chiang	5/5/2015	33281
Timothy	David	Lanier	5/5/2015	33282
Su Joung		Youk	5/5/2015	33283
Joshua	Natan	Caya	5/6/2015	33284
Monica	Liliana	Grove	5/6/2015	33285

Andrew	Edmund	Magumbol	5/6/2015	33286
Joseph	Richard	Martinez, Jr.	5/7/2015	33287
Jennifer	Lynn	McCleary	5/7/2015	33288
Sarah	Marie	Alfon	5/8/2015	33289
Josephine	Inez	Morales	5/8/2015	33290
Rebecca	Jane	Fidler	5/19/2015	33291
Steven	Wayne	Fleek	5/19/2015	33292
David	Kun Ju	Chen	5/29/2015	33293
Jordan	Bernard	Cohen	5/29/2015	33294
Haron	Hashmat	Kazem	5/29/2015	33295
Maria	Anjoline	Lopez	5/29/2015	33296
Andrea	Kimberly	Cavalla	6/3/2015	33297
Shane	Anthony	Edwards	6/3/2015	33298
Hanmo		Gu	6/3/2015	33299
Ahmad	Naweed	Kazem	6/3/2015	33300
Manasseh	Chibuzor	Nwaigwe, Jr.	6/3/2015	33301
Sydne	Michelle	Pomin	6/3/2015	33302
Kristina	Herrera	Portillo	6/3/2015	33303
Jonathan	Rickie	Price	6/3/2015	33304
Jaime	Sebastian	Tojos	6/3/2015	33305
Juan	Carrasco	Torres	6/3/2015	33306
Gilbert	Mathew	Ziebell IV	6/3/2015	33307
Souren		Alexanian	6/11/2015	33308
Jesse	Ellis	Call	6/11/2015	33309
Patrick	James	Cucarola	6/11/2015	33310
Aimee	Rose	Duarte	6/11/2015	33311
Charles	Richard	Fagenholz	6/11/2015	33312
Monica		Felix	6/11/2015	33313
Nicholas	Popplein	Hall	6/11/2015	33314
Melisa		Keo	6/11/2015	33315
Rupeshbhai	Arvindbhai	Patel	6/11/2015	33316
Anne	Marjorie	Yeakel	6/11/2015	33317
Karl	Joseph	Baune	6/12/2015	33318
Christopher	John	Boman	6/12/2015	33319
Joshua	David	Paredes	6/12/2015	33320
Ashlyn	Elizabeth	Lanes	6/15/2015	33321
Amber	Jean	Truelove	6/15/2015	33322
Cordie	Lee	Williams	6/15/2015	33323
Zayneb		El-Shibib	6/23/2015	33324
Fereshteh		Saeeda	6/23/2015	33325
Geoffrey	Ronald	Hargett	6/25/2015	33326
Alexsandra		Kaykov	6/25/2015	33327
John	Knox	Maltby II	6/25/2015	33328

Douglas	Thomas	Morris	6/25/2015	33329
Jordan	Curtis	Wishmyer	6/25/2015	33330
Roni		Yani	6/25/2015	33331
Ren-Tsz		Yeh	6/25/2015	33332
Ronnie	Jon	Boesch	6/26/2015	33333
Sarah	Ashlee	Ferguson	6/26/2015	33334
Gary	Thomas	Wilson	6/26/2015	33335
Yi-Chen		Chen	6/30/2015	33336
Kristyn	Lynn	Silver	6/30/2015	33337




Ratification of Approved Continuing Education Providers



MEMORANDUM

Date: July 30, 2015

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 30, 2015.

<u>CONTINUING EDUCATION PROVIDERS</u>	<u>DATE APPROVED</u>
1. <u>Chiropractic Best Practice Continuing Education Online</u>	<u>07/30/15</u>
2. <u>Dan Schultz</u>	<u>07/30/15</u>
3. <u>EMS Training Institute, Inc</u>	<u>07/30/15</u>
4. <u>Gage Continuing Education</u>	<u>07/30/15</u>
5. <u>JetSet Rehab Education</u>	<u>07/30/15</u>
6. <u>Leslie J Prins, DC</u>	<u>07/30/15</u>
7. <u>Susan T Green, DC</u>	<u>07/30/15</u>
8. <u>413 Medical Billing & Service</u>	<u>07/30/15</u>
9. <u>Donna Elane Lee</u>	<u>07/30/15</u>
10. <u>David J Getoff</u>	<u>07/30/15</u>
11. <u>Kenneth Muhich, D.C.</u>	<u>07/30/15</u>
12. <u>Steve Costales</u>	<u>07/30/15</u>
13. <u>Brain Injury Association of California</u>	<u>07/30/15</u>
14. <u>Robert Steven Fleischner</u>	<u>07/30/15</u>
15. <u>CHIROCLAIMS</u>	<u>07/30/15</u>
16. <u>INLP Center</u>	<u>07/30/15</u>
17. <u>Mary Trumpi, DC</u>	<u>07/30/15</u>
18. <u>James V Thompson, DC</u>	<u>07/30/15</u>

CONTINUING EDUCATION PROVIDERS

July 30, 2015

Page 2

19. <u>GMC Success Academy</u>	<u>07/30/15</u>
20. <u>Rex Stevens</u>	<u>07/30/15</u>
21. <u>Health Claims Services, Inc.</u>	<u>07/30/15</u>
22. <u>David Knepp, DC</u>	<u>07/30/15</u>
23. <u>James Raker, DC</u>	<u>07/30/15</u>



Ratification of Denied License Application in Which the Applicants Did Not Request a Hearing

MEMORANDUM



Date: July 16, 2015

To: Board Members

From:

Robert Puleo
Executive Officer

A handwritten signature in black ink, appearing to be "RP", written over the printed name of Robert Puleo.

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 April 1, 2015 and June 30, 2015, 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.



BCE Licensing, Continuing Education and Public Relations Committee Meeting Update



State of California
Edmund G. Brown Jr., Governor

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

May 14, 2015
1:00 p.m.

One or more Committee Members will participate in this meeting at the teleconference sites listed below. Each teleconference location is accessible to the public and the public will be given an opportunity to address the Licensing, Continuing Education and Public Relations Committee at each teleconference location. The public teleconference sites for this meeting are as follows:

Teleconference Meeting Locations:

Corey Lichtman, DC
538 Stevens Ave.
Solana Beach, CA 92075
(858) 481-1889

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**
March 19, 2015
3. **Review and Discussion on Possible Revisions to the Continuing Education Regulations for Approving Continuing Education Providers.**
4. **Review and Discussion of Proposed Language to add CPR as a Mandatory Continuing Education Course. (CCR § 361)**
5. **Review and Discussion Regarding Lapel Pins for BCE Board Members.**
6. **Update Regarding Outreach Publications**
 - About the Board
 - A Consumer's Guide to Chiropractic
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).] Public comment is encouraged; however, if time constraints mandate, comments may be limited at the discretion of the Chair.
8. **Future Agenda Items**
9. **Adjournment**

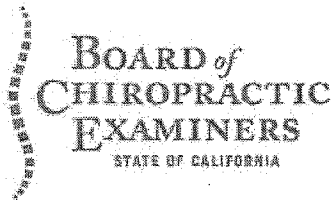
T (916) 263-5355 F (916) 327-0039 TT/TDD (800) 735-2929 Consumer Complaint Hotline (866) 543-1311	Board of Chiropractic Examiners 901 P Street, Suite 142A Sacramento, California 95814 www.chiro.ca.gov
---	---

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

Heather Dehn, D.C., Chair
John Roza Jr., D.C.
Corey Lichtman, D.C.

Meetings of the Board of Chiropractic Examiners' Committee 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's 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, 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.



State of California
Edmund G. Brown Jr., Governor

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

June 18, 2015

11:00 a.m.

One or more Committee Members will participate in this meeting at the teleconference sites listed below. Each teleconference location is accessible to the public and the public will be given an opportunity to address the Licensing, Continuing Education and Public Relations Committee at each teleconference location. The public teleconference sites for this meeting are as follows:

Teleconference Meeting Locations:

Corey Lichtman, DC
538 Stevens Ave.
Solana Beach, CA 92075
(858) 481-1889

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

AGENDA

- 1. Call to Order & Establishment of a Quorum**
- 2. Approval of Minutes**
May 14, 2015
- 3. Review and Discussion of Possible Revisions to the Continuing Education Regulations for Approving Continuing Education Providers.**
- 4. Review and Discussion of Proposed Language to add CPR Certification as a Mandatory Requirement for Renewal of Licensure. (Amend § 361 & §371 and Proposed §371.1)**
- 5. Update Regarding Lapel Pins for BCE Board Members.**
- 6. Update Regarding Outreach Publications**
 - About the Board
 - A Consumer's Guide to Chiropractic
- 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).] Public comment is encouraged; however, if time constraints mandate, comments may be limited at the discretion of the Chair.
- 8. Future Agenda Items**
- 9. Adjournment**

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
---	---

LICENSING, CONTINUING EDUCATION
& PUBLIC RELATIONS COMMITTEE

Heather Dehn, D.C., Chair
John Roza Jr., D.C.
Corey Lichtman, D.C.

Meetings of the Board of Chiropractic Examiners' Committee 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's 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, 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.



State of California
Edmund G. Brown Jr., Governor

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

July 7, 2015
12:00 p.m.

One or more Committee Members will participate in this meeting at the teleconference sites listed below. Each teleconference location is accessible to the public and the public will be given an opportunity to address the Licensing, Continuing Education and Public Relations Committee at each teleconference location. The public teleconference sites for this meeting are as follows:

Teleconference Meeting Locations:

Corey Lichtman, DC 538 Stevens Ave. Solana Beach, CA 92075 (858) 481-1889	Heather Dehn, DC 4616 El Camino Ave., Ste B Sacramento, CA 95821 (916) 488-0202	John Roza, Jr., DC 800 Douglas Blvd Roseville, CA 95678 (916) 786-2267
--	--	---

AGENDA

- 1. Call to Order & Establishment of a Quorum**
- 2. Approval of Minutes**
June 18, 2015
- 3. Review and Discussion of Possible Revisions to the Continuing Education Regulations for Approving Continuing Education Providers.**
- 4. 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).] Public comment is encouraged; however, if time constraints mandate, comments may be limited at the discretion of the Chair.
- 5. Future Agenda Items**
- 6. Adjournment**

T (916) 263-5355	Board of Chiropractic Examiners
F (916) 327-0039	901 P Street, Suite 142A
TT/TDD (800) 735-2929	Sacramento, California 95814
Consumer Complaint Hotline	www.chiro.ca.gov
(866) 543-1311	

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

Heather Dehn, D.C., Chair
John Roza Jr., D.C.
Corey Lichtman, D.C.

Meetings of the Board of Chiropractic Examiners' Committee 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's 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, 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.



State of California
Edmund G. Brown Jr., Governor

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

July 15, 2015

12:30 p.m.

One or more Committee Members will participate in this meeting at the teleconference sites listed below. Each teleconference location is accessible to the public and the public will be given an opportunity to address the Licensing, Continuing Education and Public Relations Committee at each teleconference location. The public teleconference sites for this meeting are as follows:

Teleconference Meeting Locations:

Corey Lichtman, DC 538 Stevens Ave. Solana Beach, CA 92075 (858) 481-1889	Heather Dehn, DC 4616 El Camino Ave., Ste B Sacramento, CA 95821 (916) 488-0202	John Roza, Jr., DC 800 Douglas Blvd Roseville, CA 95678 (916) 786-2267
--	--	---

AGENDA

1. **Call to Order & Establishment of a Quorum**
2. **Approval of Minutes**
July 7, 2015
3. **Review and Discussion of Possible Revisions to the Continuing Education Regulations for Approving Continuing Education Providers.**
4. **Review and Discussion of Proposed Language to add CPR Certification as a Mandatory Requirement for Renewal of Licensure. (Amend § 361 & §371 and Proposed §371.1)**
5. **Update Regarding Outreach Publications**
 - A Consumer's Guide to Chiropractic
6. **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).] Public comment is encouraged; however, if time constraints mandate, comments may be limited at the discretion of the Chair.
7. **Future Agenda Items**
8. **Adjournment**

T (916) 263-5355	Board of Chiropractic Examiners
F (916) 327-0039	901 P Street, Suite 142A
TT/TDD (800) 735-2929	Sacramento, California 95814
Consumer Complaint Hotline	www.chiro.ca.gov
(866) 543-1311	

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

Heather Dehn, D.C., Chair
John Roza Jr., D.C.
Corey Lichtman, D.C.

Meetings of the Board of Chiropractic Examiners' Committee 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's 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, 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.

Round Lapel Pin, Silver Plated

\$18.95 per lapel pin



OR



Shape: Lapel Pin

Show off your team pride, support a cause or keep your loved ones close to your heart with a custom lapel pin! Affix these sterling silver plated lapel pins onto shirts, ties, hats, or bags for a versatile accessory for any occasion. Gift wrapped in a special black felt bag, your image is finished with a UV resistant and waterproof coating to protect it for years to come.

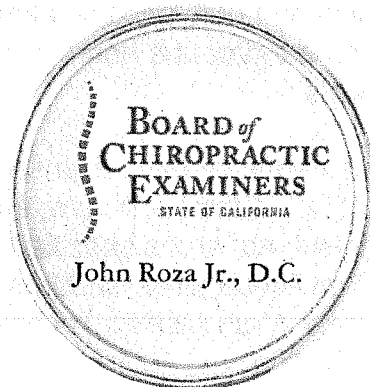
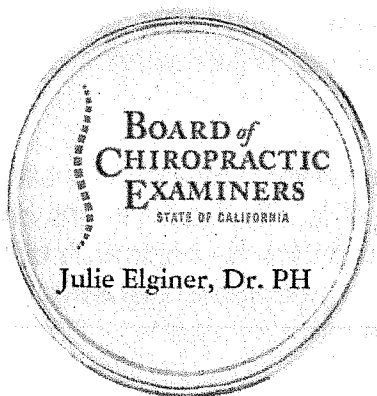
- Dimensions: 0.875" diameter, 0.5" height.
- Sterling Silver Plated.
- Made in the USA.
- UV resistant and waterproof.
- Designer Tip: To ensure the highest quality print, please note that this product's customizable design area measures .78" x .78" including bleed.

Estimated Total:

\$18.95 x7= \$132.65

Plus 8% tax= \$143.26

Plus S&H= \$156.21/7= \$23 each



Proposed CPR Regulatory Language

§361. Continuing Education Requirement.

(a) For purposes of this section, "implementation date" means two years following June 8, 2011.

(b) For license renewals that expire on or after the implementation date, the number of required hours of continuing education courses shall be twenty-four (24). For license renewals that expire prior to the implementation date, the number of required hours of continuing education courses shall be twelve (12).

(c) For license renewals that expire on or after the implementation date, a maximum of twelve (12) continuing education hours may be completed through distance learning as defined in Section 363.1. For license renewals that expire prior to the implementation date, a maximum of six (6) continuing education hours may be completed through distance learning as defined in Section 363.1.

(d) Any continuing education hours accumulated before June 8, 2011 that meet the requirements in effect on the date the hours were accumulated, will be accepted by the board for license renewals.

(e) On or after the implementation date, licensees shall complete a minimum of two (2) hours in subdivision (g)(11) - Ethics and Law, a minimum of four (4) hours in any one of, or a combination of, the subject areas specified in subdivision (g)(3) - History Taking and Physical Examination Procedures, subdivision (g)(5) - Chiropractic Adjustive Techniques or Chiropractic Manipulation Techniques, or subdivision (g)(10) - Proper and Ethical Billing and Coding.

(f) With the exception of the mandatory hours referenced in subdivision (e), the remaining eighteen (18) hours of additional continuing education requirements may be met by taking courses in any of the subject areas listed in subdivision (g) or courses taken pursuant to subdivision (h). The eighteen (18) hours may include any combination of continuing education courses in subject areas specified in either subdivision (g) or approved by agencies specified in subdivision (h). By way of example, a licensee may take eight (8) hours of continuing education courses in subject areas listed in subdivision (g), that are approved by the board, and ten (10) hours of continuing education courses that are approved by the California Department of Industrial Relations, Division of Workers Compensation pursuant to subparagraph (1) of subdivision (h).

(g) Courses approved by the board shall be limited to the following subject areas:

1. Philosophy of chiropractic, including the historical development of chiropractic as an art and science and health care approach; the vertebral subluxation complex and

somato-visceral reflexes including their relationships between disease and health; and other chiropractic theory and philosophy.

2. Instruction in basic sciences of anatomy, histology, neurology, physiology, nutrition, pathology, biochemistry or toxicology.
3. Instruction in various basic to comprehensive history taking and physical examination procedures, including but not limited to orthopedic, neurological and general diagnosis related to evaluation of the neuro-musculoskeletal systems, and includes general diagnosis and differential diagnosis of all conditions that affect the human body.
4. Diagnostic testing procedures, interpretation and technologies that aid in differential diagnosis of all conditions that affect the human body.
5. Chiropractic adjustive techniques or chiropractic manipulation techniques.
6. Pain management theory, including, but not limited to, current trends in treatment and instruction in the physiology and anatomy of acute, sub-acute and chronic pain.
7. Physiotherapy.
8. Instruction in Manipulation Under Anesthesia including the safe handling of patients under anesthesia.
9. Instruction in the aspects of special population care, including, but not limited to, geriatric, pediatric, and athletic care as related to the practice of chiropractic.
10. Instruction in proper and ethical billing and coding, including accurate and effective record keeping and documentation of evaluation, treatment and progress of a patient. This is not to include practice building or patient recruitment/retention or business techniques or principles that teach concepts to increase patient visits or patient fees per case.
11. Ethics and law: including but not limited to: truth in advertising; professional boundaries; mandatory reporting requirements for child abuse/neglect, elder abuse/neglect; spousal or cohabitant abuse/neglect; sexual boundaries between patient and doctors; review of the specific laws, rules and regulations related to the practice of chiropractic in the State of California.
12. Adverse event avoidance, including reduction of potential malpractice issues.
13. Pharmacology, including side effects, drug interactions and the pharmacodynamics of various commonly prescribed and over-the-counter drugs; drug reactions and interactions with herbs, vitamins and nutritional supplements; blood and urinalysis

testing used in the diagnosis and detection of disease, including use of and interpretation of drug testing strips or kits utilizing urinalysis, saliva, hair and nail clippings.

14. A licensee may earn ~~up to a maximum of two~~ (2) hours of continuing education credit in cardiopulmonary resuscitation, basic life support ~~or~~ and use of an automated external defibrillator, as required by section 371.1.

15. Board Meeting: A licensee may earn a maximum of four (4) hours of continuing education credit per renewal period for attending a full board meeting that includes the hearing of cases related to petitioners seeking the reinstatement of revoked licenses or early termination of probationary licenses. A petitioner may not earn any continuing education hours for attending a board meeting on the same day in which said petitioner's hearing is conducted. The attendance of a licensee at a board meeting under this subparagraph shall be monitored and confirmed by board staff designated by the Executive Officer.

16. Any of the following as related to the practice of chiropractic:

- (A) Principles of practice.
- (B) Wellness. (prevention, health maintenance)
- (C) Rehabilitation.
- (D) Public health.

(h) With the exception of the mandatory courses specified in subdivision (e), the remaining continuing education requirements may be met by taking continuing education courses, including distance learning, that are approved by either of the following:

(1) The California Department of Industrial Relations, Division of Workers Compensation.

(2) Any Healing Arts Board or Bureau within Division 2 of the Business and Professions Code or approved by any organization authorized to approve continuing education by any Healing Arts Board or Bureau in Division 2 of the Business and Professions Code.

(i) The continuing education providers and courses referenced in subdivision (h) do not need to be approved by the Board for credit to be granted nor do they need to meet the requirements contained in Sections 362, 363, and 363.1.

Note: Authority cited: Sections 1000-4(b) and 1000-4(e), Business and Professions Code (Chiropractic Initiative Act of California Stats. 1923 p. 1xxxviii). Reference: Sections 1000-4(b) and 1000-10(a), Business and Professions Code (Chiropractic Initiative Act of California Stats. 1923 p. 1xxxviii).

§371. Annual License Renewals and Restorations

- (a) This section shall apply to non-disciplinary license renewal and restoration. Disciplinary license restoration conditions are defined in Section 1000-10 of the Business and Professions Code (Chiropractic Initiative Act of California, Stats. 1923 p.1xxxviii).
- (b) A license shall expire annually on the last day of the licensee's birth month. For purposes of this section, the following terms have the following meanings:
- (1) "License in forfeiture" is a license that has not been renewed within 60 days following its expiration date.
 - (2) "Inactive license" has the meaning specified in Business and Professions Code 700.
 - (3) "Cancelled license" is a license that has been expired for a period of three (3) consecutive years.
- (c) To renew an active license, a licensee shall complete and submit a "Renewal" form (R1HDC, Rev. 06/11), which is incorporated by reference, pay the appropriate fee specified in Section 370(a) prior to the expiration date of the license, and complete the board's continuing education requirements and CPR/Basic Life Support certification requirements, specified in section 371.1, that were in effect during the license renewal period.
- (d) To renew an inactive license, a licensee shall complete and submit a "Renewal" form (R1HDC, Rev. 06/11) and pay the appropriate fee specified in Section 370(a) prior to the expiration date of the license.
- (e) To renew and restore a license in forfeiture, a licensee shall complete and submit a "Forfeiture Notice" form (D1HDC, Rev. 06/11) and an "Application for Restoration of License" form (Revision date 04/11), which are incorporated by reference, pay the appropriate fees specified in Section 370(b) and have met one of the following continuing education requirements:
- (1) Completed the board's continuing education requirements and CPR/Basic Life Support certification requirements, specified in section 371.1, that were in effect at the time of each license renewal period;
 - (2) Practiced in another state under an active valid license and completed all continuing education requirements for that state for each license renewal period the license was expired;

- (3) Passed the National Board of Chiropractic Examiners (NBCE) Special Purposes Examination for Chiropractic examination within six (6) months prior to submitting the Application for Restoration of License.
- (f) To restore an inactive license to active status, a licensee shall complete and submit an "Inactive to Active Status Application" form (Revision date 02/10), which is incorporated by reference, pay the appropriate fee specified in Section 370(c) prior to the expiration date of the license, and complete continuing education equivalent to that required for a single license renewal period, and complete the CPR/Basic Life Support certification requirements, specified in section 371.1.
- (g) To restore a cancelled license, a licensee shall complete and submit an "Application for Restoration of License" form (Revision date 04/11), pay the appropriate fee specified in Section 370(b), and have met one of the following continuing education requirements:
- (1) Completed the board's continuing education requirements and CPR/Basic Life Support certification requirements, specified in section 371.1, that were in effect at the time of each license renewal period;
 - (2) Practiced in another state under an active valid license and completed all continuing education requirements for that state for each license renewal period the license was expired;
 - (3) Passed the National Board of Chiropractic Examiners (NBCE) Special Purposes Examination for Chiropractic examination within six (6) months prior to submitting the Application for Restoration of License.
- (h) The board will not process incomplete applications nor complete applications that do not include the correct fee as specified in Section 370.
- (i) In addition to any other requirement for renewal or restoration of a license, a licensee shall disclose whether, since the last renewal of his or her license, he or she has been convicted of any violation of the law in this or any other state, the United States, or other country. However, licensees are not required to disclose traffic infractions that resulted in fines of less than five hundred dollars (\$500) that did not involve alcohol, dangerous drugs, or controlled substances.

Note: Authority cited: Sections 1000-4(b) and 1000-10(a), Business and Professions Code (Chiropractic Initiative Act of California, Stats. 1923, p. 1xxxviii). Reference: Sections 1000-4(b), 1000-10 and 1000-12, Business and Professions Code (Chiropractic Initiative Act of California, Stats. 1923, p. 1xxxviii) and Penal Code Sections 11105 and 11105.2.

§371.1. Cardiopulmonary Resuscitation/Basic Life Support Training (Proposed Section)

As a condition of licensure and license renewal, all licensees are required to maintain current certification in cardiopulmonary resuscitation (CPR) or basic life support (BLS) from the American Red Cross, American Heart Association, or other associations approved by the Board.

"CPR certification" means that the licensee has successfully completed a CPR course that meets American Red Cross or American Heart Association standards for certification and that provides mannequin testing on the subjects of cardio-pulmonary resuscitation. The course must also cover the use of an automatic external defibrillator, unconscious and conscious choking and rescue breathing, provided that the foregoing requirements shall not be interpreted in any way that violates the Americans with Disabilities Act. The mannequin testing must be provided by an instructor who is physically present with the students.

CPR does not have to be repeated annually if a 2- year certification is achieved; however, the certification must always be current. A licensee may earn 2 hours of Continuing Education credit for completion of the CPR/BLS course required by this section. CE credit may only be earned in the year in which the course was completed.

Note: Authority cited: Sections 1000-4(b), Business and Professions Code (Chiropractic Initiative Act of California, Stats. 1923, p. 1xxxviii). Reference: Sections 1000-4(e), Business and Professions Code (Chiropractic Initiative Act of California, Stats. 1923, p. 1xxxviii).