BOARD OF CHIROPRACTIC EXAMINERS
PUBLIC SESSION MINUTES

January 31, 2013
State Capitol
First Floor, Senate Committee Room 113
Sacramento, CA 95814

Board Members Present
Hugh Lubkin, D.C., Chair
Heather Dehn, D.C., Vice Chair
Francesco Columbu, D.C., Secretary
Julie Elginer, Dr. PH
Sergio Azzolino, D.C.
Frank Ruffino

Staff Present
Robert Puleo, Executive Officer
Spencer Walker, Attorney III
Linda Shaw, Staff Services Manager
Sandra Walker, Staff Services Manager
Dixie Van Allen, Associate Governmental Program Analyst
Ray Delaney, Management Services Technician
Valerie James, Office Technician

Call to Order
Dr. Lubkin called the meeting to order at 10:01 a.m.

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

Chair's Report
Dr. Lubkin reported on recent activities relating to Board matters.

Election of Officers for 2013
A. Chair

MOTION: DR. COLUMBU MOVED TO NOMINATE HIMSELF AS CHAIR
MOTION: DR. DEHN MOVED TO NOMINATE DR. LUBKIN AS CHAIR

Dr. Lubkin and Dr. Columbu spoke on their qualifications as Chair.

VOTE FOR DR. COLUMBU'S NOMINATION AS CHAIR: 4-2
MOTION CARRIED

B. Vice-Chair

MOTION: DR. COLUMBU MOVED TO NOMINATE DR. AZZOLINO AS VICE-CHAIR
MOTION: DR. LUBKIN MOVED TO NOMINATE DR. DEHN AS VICE-CHAIR

Dr. Dehn and Dr. Azzolino spoke on their qualifications as Vice-Chair.

VOTE FOR DR. AZZOLINO'S NOMINATION AS VICE-CHAIR: 4-2
MOTION CARRIED

C. Secretary

MOTION: DR. COLUMBU MOVED TO NOMINATE DR. ELGINER AS SECRETARY
VOTE: 6-0
MOTION CARRIED

Approval of Minutes
December 6, 2013 Board Meeting

MOTION: DR. AZZOLINO MOVED TO APPROVE THE MINUTES
SECOND: DR. ELGINER SECONDED THE MOTION
VOTE: 6-0
MOTION CARRIED

The Board had a discussion to decide the date for the next Board Meeting. The Board agreed to schedule the next Board Meeting on May 9, 2013.

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

The Board moved to Item #17 – Public Comment and Item #11 – Government Affairs Committee Meetings Update

Public Comment
Dr. Laurel Waters, Medical Director of Employment Development Department, gave a presentation to the Board relating to recent changes in State Disability Insurance and new online information.

Government Affairs Committee Meetings Update
Dr. Elginer reported on the recent Government Affairs Committee Meeting.

Dr. Elginer addressed the Board's Strategic Plan and introduced Shelly Menzel and Tom Roy of the Department of Consumer Affairs' (DCA) SOLID unit who will be providing assistance with the development process.

Dr. Elginer discussed the changes made to the Legislative Bill Tracking process and procedures.

MOTION: DR. COLUMBU MOVED TO ADOPT THE CHANGES TO THE LEGISLATIVE BILL TRACKING PROCESS AND PROCEDURE DOCUMENT
SECOND: DR. AZZOLINO SECONDED THE MOTION
VOTE: 6-0
MOTION CARRIED

Dr. Elginer discussed the Board Member Administrative Manual and revisions that were made during the Government Affairs Committee Meeting.

The Committee brought forward to the Board a discussion on mail vote ballots. A discussion followed regarding whether a decision should go to the full Board to discuss when only one Board Member requests a hold for discussion.

MOTION: DR. AZZOLINO MOVED TO ADOPT THE CHANGES TO THE BOARD MEMBER ADMINISTRATIVE MANUAL AND SPECIFIED THAT THE MANUAL SOULD REFLECT THE BOARD'S DECISION TO HOLD A DECISION FOR DISCUSSION IF ONE OR MORE BOARD MEMBERS REQUEST A HOLD
SECOND: DR. ELGINER SECONDED THE MOTION

Dr. Charles Davis, representing the International Chiropractic Association of California, expressed a concern regarding the hold for discussion.

VOTE: 6-0
MOTION CARRIED

Ratification of Approved License Applications

MOTION: DR. RUFFINO MOVED TO RATIFY THE APPROVED LICENSE APPLICATIONS
SECOND: DR. AZZOLINO SECONDED THE MOTION
VOTE: 6-0
MOTION CARRIED
The Board ratified the attached list of approved license applications incorporated herein (Attachment A).

Ratification of Approved Continuing Education Providers

MOTION: DR. LUBKIN MOVED TO RATIFY THE APPROVED CONTINUING EDUCATION PROVIDERS
SECOND: DR. ELGINER SECONDED THE MOTION
VOTE: 6-0
MOTION CARRIED
The Board ratified the attached list of approved continuing education providers incorporated herein (Attachment B).

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

Ratification to Waive Two Year Requirement to Restore a Canceled License

MOTION: DR. AZZOLINO MOVED TO RATIFY THE RECOMMENDATION TO WAIVE THE TWO YEAR REQUIREMENT TO RESTORE A CANCELED LICENSE
SECOND: DR. DEHN SECONDED THE MOTION
VOTE: 6-0
MOTION CARRIED
The Board ratified the attached list of approved continuing education providers incorporated herein (Attachment C).

Governor's Reorganizational Plan
Dr. Davis addressed his concerns about the Board of Chiropractic Examiners' transition to DCA and suggested that the Board take a neutral position.

Garrett Cuneo commented on the Governor's reorganizational plan item.

Deborah Snow shared her opinion on the reorganizational plan.

Dr. Tracy Cole, President of California Chiropractic Association, suggested the Board seek outside legal opinion on the matter.

The Board had a lengthy discussion.

Awet Kidane, Chief Deputy Director of the DCA, came forward to answer questions.

Enforcement Committee Meeting Update
Dr. Azzolino reported on the recent Enforcement Committee Meeting and stated that the Committee is working on updating the Disciplinary Guidelines.

Implementation of New Laws
A. AB 1588 (Atkins)
Mr. Puleo discussed the details of AB 1588. Mr. Walker clarified that this law would not be applicable to the Board as they are not under the administration of DCA.

B. AB 1904 (Block)
Mr. Puleo discussed the details of AB 1904. Mr. Walker clarified that this law would not be applicable to the Board as they are not under the administration of DCA.

Proposed Regulations
A. Omnibus Consumer Protection
Mr. Puleo stated the proposed regulation has been submitted to the Office of Administrative Law (OAL) and is in the 45-day comment period which ends March 4, 2013.

B. Extracorporeal Shock Wave (ECSW) Therapy
Mr. Puleo announced that staff was finalizing the proposed language.

C. Name of Chiropractic Corporation
Mr. Puleo stated the proposed regulation has been submitted to the OAL and is in the 45-day comment period which ends March 4, 2013.

The Board moved to Item #16 A. – Hearings Re: Early Termination of Probation.

Hearings Re: Petition for Early Termination of Probation
Administrative Law Judge Karen Brandt presided over and Deputy Attorney General Lorrie Yost appeared on behalf of the people of the State of California on the following hearing:

A. Robert Strohbach, D.C.

Hearings Re: Petition for Reinstatement of Revoked License
Administrative Law Karen Brandt presided over and Deputy Attorney General Lorrie Yost appeared on behalf of the people of the State of California on the following hearing:

A. Dong Chang

Hearings Re: Petition for Early Termination of Probation
Administrative Law Judge Karen Brandt presided over and Deputy Attorney General Lorrie Yost appeared on behalf of the people of the State of California on the following hearing:

B. Michael Salomon, D.C.

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

The Board went back into open session, Item #18 – Future Agenda Items

Future Agenda Items
Dr. Azzolino requested for Mr. Walker to research The Joint to determine if it would be considered Corporate Practice.

Dr. Lubkin requested a timeframe on the ECSW language and would like an update at the next Board Meeting.

Dr. Dehn and Dr. Elginer requested to have Groupons advertisements on the agenda at the next Board Meeting.

Adjournment
Dr. Columbu adjourned the meeting at 3:49p.m.

(ATTACHMENT A)

Approval By Ratification of Formerly Approved License Applications
November 1, 2012 – December 31, 2012

Name (First, Middle, Last)			Date Issued	DC#
Catherine	Anne	De Lipski	11/9/2012	**32459**
Saundra	Cobos	Namimatsu	11/9/2012	**32460**
Krystal	Rose	Perkins	11/9/2012	**32461**
Craig	Robert	Abrams	11/14/2012	**32462**
Amanpreet	Singh	Bhathal	11/14/2012	**32463**
Christian	Benjamin	Brown	11/14/2012	**32464**
Miguel	Angel	Brambila Castillo	11/14/2012	**32465**
Alizabeth	Patricia	Ruiz	11/14/2012	**32466**
Brian	Christopher	Dewey	11/16/2012	**32467**
Kelila	Ama	Kasim	11/16/2012	**32468**
James	Alexander	White	11/16/2012	**32469**
Jameson	Won	Wong	11/20/2012	**32470**
Nika	Sonia	Bodner	11/30/2012	**32471**
Nicholas	Lee	Brown	11/30/2012	**32472**
Brady	Fillmore	Hurst	11/30/2012	**32473**
Simon		Kohanoff	11/30/2012	**32474**
Yzeel	Alexander	Orme	12/11/2012	**32475**
Scott	Mark	Saberniak	12/11/2012	**32476**
Andrea	Lynn	Schilling	12/11/2012	**32477**
Eun	Young	Song	12/11/2012	**32478**
Brad	Robert	Andrews	12/14/2012	**32479**
Ryan	Michael	Cevola	12/14/2012	**32480**
Cortney	Lynne	Cline	12/14/2012	**32481**
Steven	John	Dellisanti, Jr.	12/14/2012	**32482**
Tracy	Ann	Kleber	12/14/2012	**32483**
Jonathan	David	Means	12/14/2012	**32484**
Princeton	Jefferson	Nguyen	12/17/2012	**32485**
Macy	Chi-Ying	Ng	12/19/2012	**32486**
Jonathan	David	Simon	12/19/2012	**32487**
Elizabeth	McEachern	Farrell	12/19/2012	**32488**
Elmira	Mahin	Aghdam	12/20/2012	**32489**
Marc	Jason	Anaya	12/20/2012	**32490**
Jacquelin		Charles	12/20/2012	**32491**
Austin	Daniel	Davis	12/20/2012	**32492**

Tommy	Lee	Wolf	12/28/2012	**32493**
Thomas	Anthony	Velickoff	12/28/2012	**32494**

CONTINUING EDUCATI

1. BALANCED LIFE IN

2. The Institute for Inte

3. LYNNE SULLIVAN_

4. American College of

5. National Credentiali

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

Name (Last, First MI)	License No.	Cancellation Date
Moore, Scott	22780	May 31, 2012