BOARD of CHIROPRACTIC EXAMINERS
STATE OF CALIFORNIA

State of California
Edmund G. Brown Jr., Governor

NOTICE OF PUBLIC MEETING

July 17, 2014
9:00 a.m.
Life Chiropractic College West
25001 Industrial Blvd., Room 161
Hayward, CA 94545
(510) 780-4500

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. **Presentation and Welcome - Representative from Life Chiropractic College West**

5. **Approval of Minutes**
   April 29, 2014 Board Meeting

6. **Executive Officer's Report**
   A. Administration
   B. Budget
   C. Licensing
   D. Enforcement

7. **Ratification of Approved License Applications**

8. **Ratification of Approved Continuing Education Providers**

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

9. **Ratification of Denied License Applications in Which the Applicants Did Not Request a Hearing**

10. **BCE 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.

11. **BCE Government Affairs Committee Meetings Update –** Board may take action on any item on the attached Government Affairs Committee meeting agendas.

12. **BCE Enforcement Committee Meetings Update –** Board may take action on any item on the attached Enforcement Affairs Committee meeting agendas.

13. **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)**

14. **Consideration of and Possible Action Regarding Proposed Regulations to Implement Recommendations to Strengthen Enforcement Programs Pursuant to the Consumer Protection Enforcement Initiative (CPEI)**

15. **Proposed Regulations**
    A. Sponsored Free Health Care Events
    B. Licensure and Renewal – Military

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.

17. **Future Agenda Items**

18. **Hearings Re: Petition for Early Termination/Modification of Probation (Approximately 12:30 P.M.)**
    A. Ward Henry, D.C. – DC 13550
    B. Mark Pollack, D.C. – DC 22437
    C. Brett Stine, D.C. – DC 27704

19. 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) Jonathan Widenbaum, D.C. v. California Department of Consumer Affairs/Board of Chiropractic Examiners, Cal.Sup.Ct. Contra Costa Co., Case No. N14-0353
2) Board of Chiropractic Examiners v. Carole M. Arbuckle Sacramento County Superior Court, Case No. 03AS00948
3) Hugh Lubkin, D.C. v. Board of Chiropractic Examiners Workers' Compensation Case No. ADJ7361379

20. OPEN SESSION: Announcements Regarding Closed Session

21. Adjournment

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

The meeting facilities are accessible to individuals with physical disabilities. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Marlene Valencia at (916) 263-5355 ext. 5363 or e-mail marlene.valencia@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.

BOARD OF CHIROPRACTIC EXAMINERS
PUBLIC SESSION MINUTES

April 29, 2014
Southern California University of Health Sciences
16200 Amber Valley Drive, Multipurpose Room #41
Whittier, CA 90604

DRAFT

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.
Frank Ruffino

Staff Present
Robert Puleo, Executive Officer
Kristy Schieldge, Attorney III
Linda Shaw, Staff Services Manager
Sandra Walker, Staff Services Manager
Maria Martinez, Special Investigator
Dixie Van Allen, Associate Governmental Program Analyst
Valerie James, Management Services Technician

Call to Order
Dr. Azzolino called the meeting to order at 10:54 a.m.

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

Pledge of Allegiance
Mr. Ruffino led the Pledge of Allegiance.

Chair's Report
Dr. Azzolino acknowledged and thanked the students of Southern California University of Health Science for attending the Board meeting. He welcomed the new Board Members, Dr. Corey Lichtman, Dr. Dionne McClain and Dr. John Roza. Dr. Azzolino indicated that the Board adopted our 2014-2017 Strategic Plan and will be implementing our Strategic Goals. He reported on several goals for the Boards Committees. Dr. Azzolino stated that he and Mr. Puleo recently met with the Medical Board of California's President, Sharon Levine, MD and Executive Director, Kimberly Kirchmeyer to open lines of communications between the Boards.

Approval of Minutes
January 16, 2014 Board Meeting

Ms. Schieldge indicated that the minutes should state the adjournment at 8:45pm. She also recommended that the Board provide more detailed minutes. Mr. Puleo spoke on the rational of providing less detailed minutes since Board meetings are available for the public to view from the Board's website.

MOTION: MR. RUFFINO MOVED TO REFLECT THAT THE ADJOURMENT OF THE PUBLIC PORTION OF THE MEETING WAS 5:30 PM ON THE SENATE FLOOR, THE BOARD RECONVIENED AT THE BOARD'S OFFICE AT 6:00 PM AND ADJOURNED AT 8:45 PM. THE MINUTES WILL REFLECT AN ADJORNMENT OF 8:45 PM
SECOND: DR. ELGINER SECONDED THE MOTION

Dr. Charles Davis representing the International Chiropractors Association of California (ICAC) came forward and agreed with providing more detailed minutes.

VOTE: 7-0
MOTION CARRIED

Dr. Azzolino requested that the Board Members and staff introduce themselves.

Executive Officer's Report
Mr. Puleo stated that he was very impressed with the attendance at the Board Meeting and encouraged the public to subscribe to our email notifications through our website. Mr. Puleo gave the Executive Officer's Report. The topics were Administration, Budget, Licensing, and Enforcement. Mr. Puleo gave a quick overview on the different type of complaints received, the various processes the Board takes to investigate complaints, how the Board closes complaints, and the steps taken towards progressive discipline.

Dr. Davis came forward and spoke on the licensing population. He also indicated that no licensee should speak to a Board Member relating to a complaint or discipline due to the fact they may have to recuse themselves if they have specific knowledge of the events.

Ratification of Approved License Applications

MOTION: MR. RUFFINO MOVED TO RATIFY THE APPROVED LICENSE APPLICATIONS
SECOND: DR. DEHN SECONDED THE MOTION
VOTE: 7-0
MOTION CARRIED
The Board ratified the attached list of approved license applications incorporated herein (Attachment A).

Ratification of Approved Continuing Education Providers

MOTION: DR. DEHN MOVED TO RATIFY THE APPROVED CONTINUING EDUCATION PROVIDERS
SECOND: DR. MCCLAIN SECONDED THE MOTION
VOTE: 7-0
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

Licensing, Continuing Education and Public Relations Committee Meetings Update
Dr. Dehn provided an update on the Licensing, Continuing Education and Public Relations Committee Meetings. She reported on the Committee's progress on auditing Continuing Education Providers' Continuing Education Courses, public outreach by creating newsletters and brochures, researching the possibility of licensing doctors who graduated from international colleges and creating a document identifying the top ten violations. Dr. Roza encouraged the students to look at the list of the most common offenses.

Dr. Mike Sackett, Dean of Los Angeles College of Chiropractic came forward and thanked the Board for having their meeting at the University. He also thanked the 67 interns who are in attendance. He then gave an overview of the degree programs the University offers.

Government Affairs Committee Meeting Update
Dr. Elginer thanked Dr. Dehn for her service and welcomed Dr. McClain to the Committee. Dr. Elginer spoke briefly on the modifications to the proposed Board Member Administrative Manual. The sections for modifications are: the process by which agenda items are brought before the Board; the process by which the Executive Officer's Evaluation takes place; adding discretion for the Board Chair to determine who can represent the Board when testifying at Budget hearings; specifying that the Vice Chair oversee the liaison assignments for the various entities listed in the Manual; and, lastly, adding four additional documents to the addendum.

Ms. Schieldge commented on the section titled Public Comment on page 11. She recommended adding the wording 'at the discretion of the Chair' and to place those words on the agenda. On page 12, section 2, subsection b, change 'Members' to 'Executive Officer' and remove the words 'and to report back to the Board.' Lastly, on page 26 under 'Ex Parte Communications,' under the third paragraph, add 'or a licensee or a respondent.'

MOTION: MR. RUFFINO MOVED TO AMEND THE SECTIONS AS DISCUSSED AND ACCEPT THE COMMITTEE AND BOARD ATTORNEY'S CHANGES TO THE BOARD MEMBER ADMINISTRATIVE MANUAL
SECOND: DR. DEHN SECONDED THE MOTION
VOTE: 7-0
MOTION CARRIED

Dr. Davis came forward and spoke on the original Board Member Administrative Manual's history and information and gave comment on the adopted changes.

Dr. Elginer reported on the proposed implementation plan and corresponding timelines for the Board's 2014-2017 Strategic Plan Goals. She also reported on a specific piece of legislation relating to Licensure and Renewal – Military. The Committee will table the adoption of this proposed regulation due to the applications being in a draft faze and will agendize it for the next Board meeting.

Dr. Elginer spoke on the legislative bill tracking process. She brought forward the following legislative bills for consideration:

AB 2165 (Patterson) – Professions and Vocations: Licenses
SB 218 (Yee) – California Traditional Chinese Medicine Traumatologist Certification
SB 981 (Huff) – Regulations: Review Process
Mr. Puleo provided a brief summary of each bill. Dr. Elginer would like to bring forward the Committee's recommendation to take an oppose position on the above three bills.

MOTION: DR. ELGINER MOVED TO TAKE AN OPPOSE POSTIONS ON AB 2165, SB 218 AND SB 981
SECOND: DR. DEHN SECONDED THE MOTION
VOTE: 7-0
MOTION CARRIED

Dr. Davis came forward and stated that he agrees with the Board on taking an oppose position on the three bills.

Dr. Elginer brought forward SB1256 (Mitchell) – Medical Services; Credit. Ms. Van Allen provided a status on this bill and Dr. Elginer provided a summary of the bill.

MOTION: MR. RUFFINO MOVED TO TAKE A SUPPORT POSTION ON SB 1256
SECOND: DR. DEHN SECONDED THE MOTION
VOTE: 7-0
MOTION CARRIED

Ms. Schieldge spoke on AB 2025 (Wilk) – Open Meetings. She expressed concerns regarding the impact this bill will have on the Board's ability to establish informal Committees to research specific issues. Mr. Puleo indicated that it should not be burdensome to the Board since all the Board's Committees have three members and the Board does not typically form smaller Committees.

MOTION: DR. AZZOLINO MOVED TO TAKE AN OPPOSE POSTIONS ON AB 2025
SECOND: DR. ELGINER SECONDED THE MOTION

Mr. Ruffino inquired where the bill currently is. Mr. Puleo indicated that it's currently pending in the Appropriations Committee.

MOTION: DR. AZZOLINO MOVED TO AMEND THE MOTION BY ADDING TO THE OPPOSTION POSTION DEFERRING SB 1256 TO STAFF FOR FURTHER RESEARCH FOR CLARIFICATION THEN SEND BACK TO COMMITTEE FOR CONSIDERATION
SECOND: MR. RUFFINO SECONDED THE MOTION

Dr. Davis came forward and stated his opinion regarding the disadvantages and advantages of this bill.

VOTE: 7-0
MOTION CARRIED

The Board moved to Agenda Item 12 – Discussion and Possible Action on the Physical Therapy Board Staff's Opinion on the Physical Therapist's Scope of Practice

Discussion and Possible Action on the Physical Therapy Board Staff's Opinion on the Physical Therapist's Scope of Practice
Dr. Azzolino raised concerns about the qualifications and training of physical therapists performing chiropractic adjustments.
Mr. Puleo referred the Board to the handouts in the Board packet specifically the letter from the Physical Therapy Board. He indicated that the use of Grade-5 mobilization by physical therapists is a concern. Mr. Puleo also referred to the legal opinion from the Legislative Counsel which states a physical therapist is not authorized to perform manipulations.

Dr. Kenneth Winer representing the California Chiropractic Association (CCA) came forward and expressed CCA's concerns.

Mr. Puleo indicated that he spoke with the Physical Therapy Board's Executive Officer. The Executive Officer indicated that physical therapists are trained to perform Grade-5 mobilization and Occupational Analyses have determined that it is within their scope of practice.

Dr. Azzolino directed staff to post the legal opinion on our website and to share it with the Business and Professions Committee. Dr. Azzolino and Mr. Puleo will attempt to meet with the Physical Therapy's Board President and Executive Officer to discuss the Board's concerns.

The Board moved to Agenda Items 19 & 20 – Hearings Re: Petition for Early Termination of Probation and Hearings Re: Petition for Reinstatement of Revoked License

Hearings Re: Petition for Early Termination of Probation
Administrative Law Judge, David Rosenman, presided over and Deputy Attorney General Thomas Rinaldi appeared on behalf of the people of the State of California in the following hearings:

A. Russell Maramag, D.C. – DC 32264
B. Hector Oksenendler, D.C. – DC 12238

Hearings Re: Petition for Reinstatement of Revoked License
Administrative Law Judge, David B. Rosenman, presided over and Deputy Attorney General Thomas Rinaldi appeared on behalf of the people of the State of California on the following hearings:

A. Antonio Valencia

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

Open Session
The Board went back into Open Session to resume Agenda Item 10 – Government Affairs Committee Meetings Update.

Government Affairs Committee Meeting Update
Ms. Schieldge spoke on SB 1159 (Lara) – Professions and Vocations: License Applicants: Federal Tax Identification Number. She discussed the issue of social security number verses illegal aliens and recommended the Board take an oppose or watch position. Dr. Elginer recommended continuing to take a watch position and Mr. Puleo and herself will speak with Julia Bishop of the Department of Consumer Affairs' Legislative and Regulatory Review Division.

Enforcement Committee Meetings Update
Dr. Azzolino provided an update on the Enforcement Committee Meetings. He reported that the Extracorporeal Shockwave Therapy (ECSW) proposed regulations will expire next month. Board staff was directed to research other states' policies on 'Failure to Refer' to determine if the Board's regulations need changing. The Committee had a discussion regarding the maintenance of patient records when a chiropractic office closes due to various situations. The Committee will be discussing weather the Board needs a statute of limitations for the filing of complaints.

Ms. Schieldge started to discuss the regulations to implement the Consumer Protection Enforcement Initiative (CPEI).

MOTION: DR. AZZOLINO MOVED TO TABLE CONSIDERATION OF AND POSSIBLE ACTION REGARDING PROPOSED REGULATIONS TO IMPLEMENT RECOMMENDATIONS TO STREGTHEN ENFORCEMENT PROGRAMS PURSUANT TO CPEI FOR THE NEXT BOARD MEETING
SECOND: DR. ROZA SECONDED THE MOTION
VOTE: 7-0
MOTION CARRIED

The Board moved to item 13 – Discussion and Possible Action Regarding Chiropractors Performing Physical Examinations for High School Athletic Programs

Discussion and Possible Action Regarding Chiropractors Performing Physical Examinations for High School Athletic Programs
Ms. Schieldge spoke regarding her opinion on the letters provided by the California Interscholastic Federation, Schools Insurance Authority and the California Chiropractic Association. She indicated the challenges of the Board receiving an Attorney General's Opinion on this matter.

Mr. Puleo referred to the bill that passed allowing Chiropractors to perform examinations for truck drivers. Dr. Roza and Dr. Dehn expressed their concerns that Chiropractors are not allowed to perform physical examinations. Dr. McClain, Dr. Roza and Dr. Lichtman all expressed that the key is to refer a high school athlete if any concerns arise after an examination and not allow them to participate until they have been cleared.

MOTION: DR. AZZOLINO MOVED TO REFER THIS ITEM TO THE LICENSING, CONTINUING EDUCATION, PUBLIC RELATIONS COMMITTEE FOR FURTHER RESEARCH
SECOND: DR. ELGINER SECONDED THE MOTION

Dr. Sackett came forward and stated that the University does train interns in sports physicals and they would like to offer their support.

VOTE: 7-0
MOTION CARRIED

Discussion and Possible Action Regarding Board's Restoration Process for Non-Disciplinary License Renewal
Ms. Schieldge gave an overview on this item and stated that there is no authority for the Board to waive this requirement. She recommends staff to follow the process set forth by the Board in Section 371.

Discussion and Possible Action Regarding Options for Implementation of Uniform Standards for Substance Abusing Healing Arts Licensees (SB1441, Ridley-Thomas, Chapter 548, Statutes of 2008).
Ms. Schieldge gave an overview on this item and stated that she will work with staff to make revisions to the language. This item will be tabled for the next Board meeting.

Proposed Regulations
A. Sponsored Free Health Care Event
Ms. Van Allen reported that there was no public comments provided during the public comment period but there were some non-substantive changes required by the Department of Consumer that will be incorporated.

MOTION: DR. AZZOLINO MOVED TO TAKE ALL STEPS NECESARRY TO FINALIZE THE RULEMAKING PROCESS, AUTHORIZE THE EXECUTIVE OFFICER TO MAKE THE NON-SUBSTANTIVE CHANGES AND ADOPT THE REGULATIONS AS DISCUSSED
SECOND: DR. DEHN SECONDED THE MOTION
VOTE: 7-0
MOTION CARRIED

B. Licensure and Renewal – Military
This item will be tabled for the next Board Meeting

C. Extracorporeal Shock Wave (ECSW) Therapy
This item was previously discussed during the Enforcement Committee Meetings Update.

Public Comment for Items Not on the Agenda
No public came forward to provide comment.

Future Agenda Items
Mr. Puleo indicated that the next Board meeting will be July 17th and Dr. Elginer indicated that she may not be able to attend. Mr. Puelo will work with the Board Members and Board's Attorney to see if the Board Meeting date may change.

Adjournment
Dr. Azzolino adjourned the meeting at 6:50 p.m.

DRAFT

(ATTACHMENT A)

Approval by Ratification of Formerly Approved License Applications
January 1, 2014 - March 31, 214

Name (First, Middle, Last)			Date Issued	DC#
Kaitlin	Elyse	Bowen	1/10/2014	**32804**
Ciara	K	Cappo	1/10/2014	**32805**
Cory	Robert	Ellerbroek	1/10/2014	**32806**
Seunghyo		Lee	1/10/2014	**32807**
Tuong	Manh	Mai	1/10/2014	**32808**
Karin		Nealon	1/10/2014	**32809**
April	Marie	Smith	1/10/2014	**32810**
Heidi	Leigh	Henson	1/15/2014	**32811**
Roderick	Jude	O'Reilly	1/21/2014	**32812**
Lila	Nicole	Baker	1/29/2014	**32813**
Anthony	Thanh	Dao	1/29/2014	**32814**
Tzu	Chiang	Fan	1/29/2014	**32815**
Marc	Lior	Glikin	1/29/2014	**32816**
Nichelle	Francavilla	Gurule	1/29/2014	**32817**
Gregory	Michael	Huron	1/29/2014	**32818**
Osondu	Kevin	Jasper-Duruzor	1/29/2014	**32819**
Jonathan	James	Nowland	1/29/2014	**32820**
Zachary	Aaron	Rushing	1/29/2014	**32821**
Athena		Su-Le	1/29/2014	**32822**
Brent	Adam	Caplan	2/7/2014	**32823**
Samantha	Nichole	Dean	2/7/2014	**32824**
Brian	Richard	Flannery	2/7/2014	**32825**
Jessica	Virginia	Franco	2/7/2014	**32826**
Tiffany	Nicole	Mass	2/7/2014	**32827**
James	Lee	Moltzen	2/7/2014	**32828**
Raghav	Scott	Noble	2/7/2014	**32829**
Brady	Christopher	Salcido	2/7/2014	**32830**
Matthew	Donald	Santos	2/7/2014	**32831**
Katherine	Hee	Chang	2/12/2014	**32832**
Michelle	Walker	Falvey	2/12/2014	**32833**
Michael	Zachary	Fauce	2/12/2014	**32834**
Sabrina	Saldana	Quinene	2/12/2014	**32835**
Ivan	Alexander	Sanchez	2/12/2014	**32836**
Nicholas	Gene	Vanderhyde	2/12/2014	**32837**
Olivia		Chu	2/14/2014	**32838**

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Jonathan	Daryl	Dawson	2/14/2014	**32839**
Guy	Taylor	Gunter	2/14/2014	**32840**
John	Taylor	Holland	2/14/2014	**32841**
Jonathan	Michael	Torrijos	2/14/2014	**32842**
Vasiliki		Tsakiri	2/14/2014	**32843**
Andrea	Ming-Hwey	Wong	2/14/2014	**32844**
Audrey	Jade	Bertsch	2/19/2014	**32845**
Casey	Leigh	Eisenbach	2/19/2014	**32846**
Ryan	Lee	Hanstad	2/19/2014	**32847**
Dean	Scott	Jones	2/19/2014	**32848**
Deborah	Anne	Marin	2/19/2014	**32849**
Jennifer	Elizabeth Mix	Santos	2/19/2014	**32850**
Noah	Curtis	Swanson	2/19/2014	**32851**
Joseph	Mark	Blum	2/20/2014	**32852**
Jaqueline	Renee	Grant	2/20/2014	**32853**
Jay	Daniel	Libs	2/20/2014	**32854**
Andrew	Samuel	Lopez	2/20/2014	**32855**
Drew	Scott	McClure	2/20/2014	**32856**
Mohamed		Rasheed	2/20/2014	**32857**
Sandra	Jean	Saville	2/20/2014	**32858**
Naveen	Kumar	Sharma	2/20/2014	**32859**
Yojiro		Sudo	2/20/2014	**32860**
Shih-Ying		Tsai	2/20/2014	**32861**
Crispin	Robert	Woods	2/20/2014	**32862**
Nathan	Alan	Yeargin	2/20/2014	**32863**
Deborah	Lee	Benlien	2/26/2014	**32864**
Aaron	Jake	Bera	2/26/2014	**32865**
Ara		Cherik	2/26/2014	**32866**
Brian	Christopher	Eder	2/26/2014	**32867**
Jamie	Jiamei	He	2/26/2014	**32868**
Jessica	Elaine	Jaffe	2/26/2014	**32869**
Solomon	Daegun	Kim	2/26/2014	**32870**
Christopher	Linn	Nizer	2/26/2014	**32871**
Mahsa		Ostovarinia	2/26/2014	**32872**
Daniel	Scott	Shannon	2/26/2014	**32873**
Nicholas	Richard	Baker	2/28/2014	**32874**
Michael	Shane	Carter	2/28/2014	**32875**
Roger	Allen	Dexter	2/28/2014	**32876**
Nicholas	James	Divan	2/28/2014	**32877**
Jessica		Grichy	2/28/2014	**32878**
Ryan	David	Iskenderian	2/28/2014	**32879**
Jennifer	Marie	Lane	2/28/2014	**32880**

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Julianne	Christine	Thake	2/28/2014	**32881**
Daniel	Goshu	Agegnehu	3/11/2014	**32882**
Ka Yu		Lee	3/11/2014	**32883**
Steven	Avi	Shoshany	3/11/2014	**32884**
Corey	Allen	Todhunter	3/11/2014	**32885**
Sidhartha		Jandial	3/13/2014	**32886**
James	William	McCluskey	3/13/2014	**32887**
Daniel	Eric	Mutter	3/13/2014	**32888**
Bradley	James	Bailey	3/14/2014	**32889**
Jacklyn	Dawn	Casab	3/14/2014	**32890**
Cole	Edward	Reschke	3/14/2014	**32891**
Marijan	Mario	Tolj	3/14/2014	**32892**
Jared	Mosiah	Young	3/14/2014	**32893**
Cristina	Teresa	Bradley	3/20/2014	**32894**
Carlos		Carrazana	3/20/2014	**32895**
Joshua	Barry	Jagoda	3/20/2014	**32896**
Taiga		Suzuki	3/20/2014	**32897**
Joshua	Jay	Ballenger	3/27/2014	**32898**
Taylor	James	Griffith	3/27/2014	**32899**
Hooman		Hamidi	3/27/2014	**32900**
Marcia-Marie		Hoyt	3/27/2014	**32901**
Amy	Deanne	Logan	3/27/2014	**32902**
Raena		Lu	3/27/2014	**32903**
Derrell	Edward	Pratt-Blackburn	3/27/2014	**32904**
Jennifer	Marie	Skinner	3/27/2014	**32905**
Elizabeth	Katharine	Collier	3/28/2014	**32906**
John	Joseph	Dwyer	3/28/2014	**32907**
Erin	Christine	Fisher	3/28/2014	**32908**
Brian		Manas	3/28/2014	**32909**
John	Thomas	McGoldrick	3/28/2014	**32910**
Steven	Ian	Rudnitzky	3/28/2014	**32911**
Natasha	Merika	Smith	3/28/2014	**32912**
Jan	Carlo	Zegarra	3/28/2014	**32913**

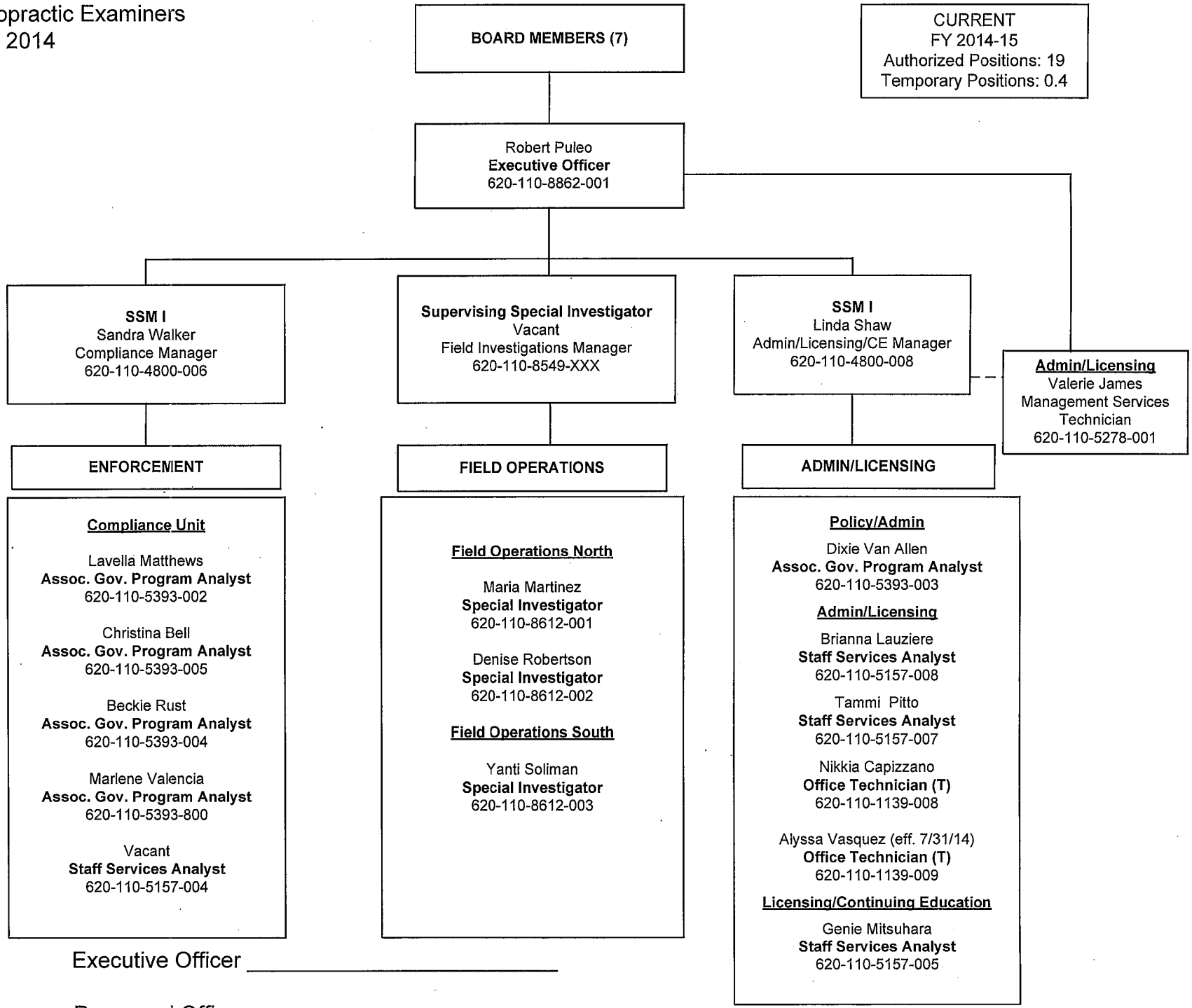
DRAFT

(ATTACHMENT B)

Ratification for New Continuing Education Providers

CONTINUING EDUCATION PROVIDERS	DATE APPROVED
1. Bradley J Kenny, DC	04/29/14
2. CMCS Management, Inc	04/29/14
3. HealthPath Education	04/29/14
4. Panaxea International	04/29/14
5. Central Valley Pain Management	04/29/14
6. The Lotus Institute, Inc.	04/29/14
7. 69 Dollar Chiro CE	04/29/14
8. Mark Romeo Algee	04/29/14
9. Nancy M Armstrong	04/29/14
10. SEROYAL	04/29/14
11. Chady F Wonson, DC	04/29/14
12. Healing Opportunities	04/29/14
13. Provider Compliance Solutions, Inc	04/29/14
14. OptumHealth Education	04/29/14
15. Postural Restoration Institute	04/29/14
16. Barton University	04/29/14
17. Lotus Institute of Integrative Medicine	04/29/14
18. Steven G. Becker, DC	04/29/14

Department of Consumer Affairs
State Board of Chiropractic Examiners
July 1, 2014



Executive Officer _____

Personnel Office _____

Rev. 07/08/14

0152 - Board of Chiropractic Examiners
Analysis of Fund Condition

1/8/2014

(Dollars in Thousands)

	Actual 2012-13	CY 2013-14	BY 2014-15
BEGINNING BALANCE	$ 2,133	$ 2,294	$ 1,957
Prior Year Adjustment	$ -260	$ -	$ -
Adjusted Beginning Balance	$ 1,873	$ 2,294	$ 1,957
REVENUES AND TRANSFERS			
Revenues:			
125600 Other regulatory fees	$ 163	$ 158	$ 158
125700 Other regulatory licenses and permits	$ -	$ -	$ -
125800 Renewal fees	$ 3,390	$ 3,201	$ 3,200
125900 Delinquent fees	$ 55	$ 51	$ 51
150300 Income from surplus money investments	$ 4	$ 5	$ 3
161400 Miscellaneous revenues	$ 10	$ 10	$ 10
161900 Other Revenue - Cost Recoveries	$ 1	$ 9	$ 9
164600 Fines and Forfeitures	$ 33	$ 25	$ 25
Totals, Revenues	$ 3,656	$ 3,459	$ 3,456
Transfers from Other Funds			
FO0421 From Vehicle Inspection and Repair Fund per Item 1111-011-0421, Budget Act of 2014	$ -	$ -	$ 3,000
Transfers to Other Funds	$ -	$ -	$ -
Totals, Revenues and Transfers	$ 3,656	$ 3,459	$ 6,456
Totals, Resources	$ 5,529	$ 5,753	$ 8,413
EXPENDITURES			
Disbursements:			
0840 State Controller (State Operations)	$ 2	$ -	$ -
1110 Program Expenditures (State Operations)	$ -	$ 3,779	$ 3,769
8500 Program Expenditures (State Operations)	$ 3,215	$ -	$ -
8880 Financial Information System for CA (State Operations)	$ 18	$ 17	$ 3
9670 Equity Claims of California Victim Compensation and Government Claims Board and (State Operations)	$ -	$ -	$ 3,000
Total Disbursements	$ 3,235	$ 3,796	$ 6,772
FUND BALANCE			
Reserve for economic uncertainties	$ 2,294	$ 1,957	$ 1,641
Months in Reserve	7.3	3.5	5.1

NOTES:

A. ASSUMES WORKLOAD AND REVENUE PROJECTIONS ARE REALIZED
B. ASSUMES INTEREST RATE AT .3%.
C. ASSUMES APPROPRIATION GROWTH OF 2% PER YEAR.

BOARD OF CHIROPRACTIC EXAMINERS
FISCAL YEAR LICENSING TRENDS

Total Population of Chiropractic Licenses

Month	Total Licenses
July	13,414
August	13,400
September	13,394
October	13,385
November	13,386
December	13,375
January	13,372
February	13,390
March	13,404
April	13,397
May	13,397
June	13,402

New Chiropractic License Issued

Month	Received	Issued
July	35	19
August	30	21
September	17	28
October	18	14
November	25	28
December	33	19
January	63	18
February	22	60
March	19	32
April	27	23
May	39	25
June	29	35

Number of Restored Cancelled Licenses

Month	Received	Issued
July	5	7
August	4	0
September	7	5
October	5	9
November	6	1
December	3	1
January	3	1
February	1	2
March	6	9
April	2	2
May	5	4
June	6	5

New Satellite Office Certificates Issued

Month	Received	Issued
July	53	53
August	77	53
September	116	145
October	109	70
November	87	125
December	102	77
January	110	110
February	113	104
March	106	63
April	152	68
May	104	139
June	139	150

Corporation Registrations Issued

Month	Received	Issued
July	15	7
August	12	8
September	6	5
October	12	22
November	10	11
December	10	14
January	6	2
February	11	13
March	10	8
April	6	5
May	11	12
June	5	4

Licensing Population as of July 1, 2014

License Type	Clear Licenses
Chiropractors	13,402
Satellite Offices	3,612
Corporation Registrations	1,361

Applications Received and Processed – July 1, 2013 through June 30, 2014

Application Type	Received	Issued	Denied	Pending
Initial	344	317	3	108
Reciprocal	13	5	0	9
Restorations (Cancelled & Forfeiture)	215	197	3	5
Corporation	114	111	0	6

FCLB National Trends of DC Populations

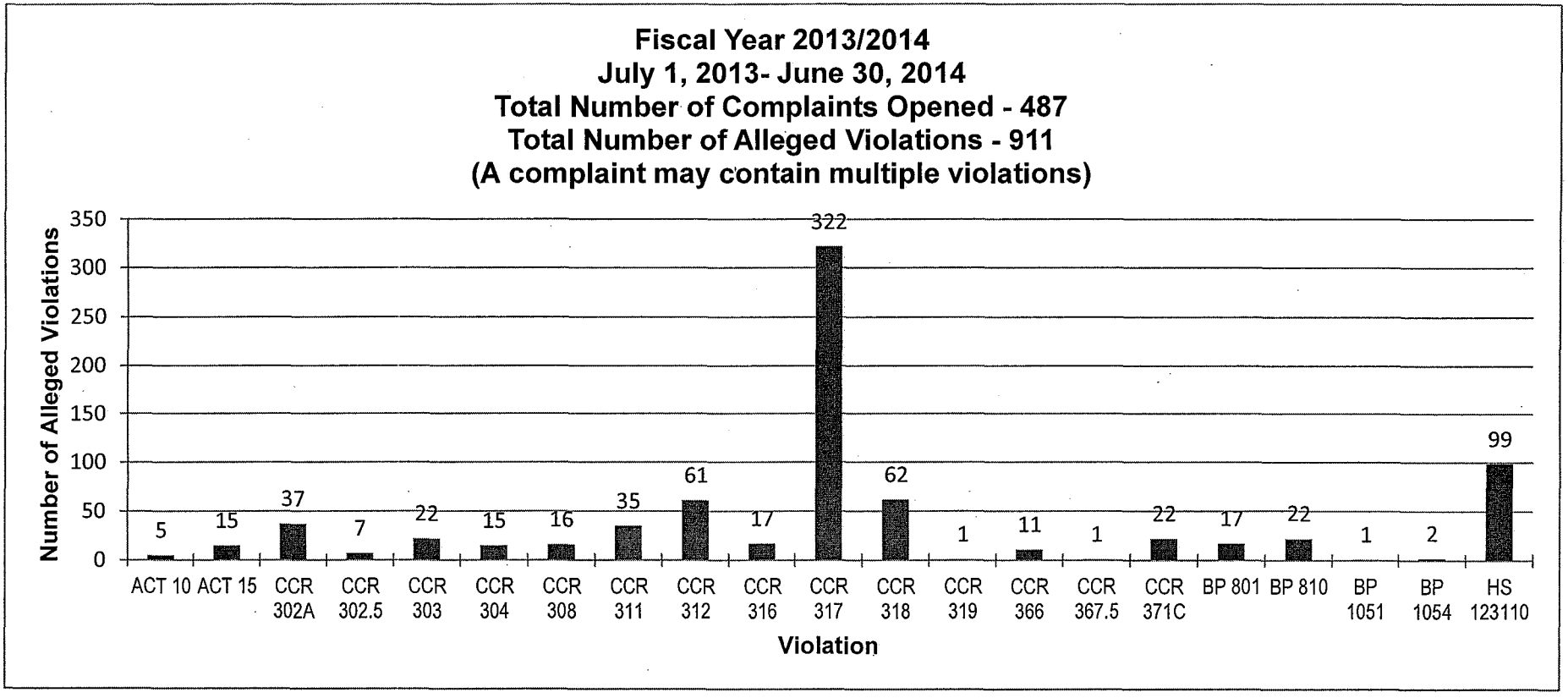
	2008	2009	2010	2011	2012
Alabama	815	807	809	898	814
Alaska	240	245	245	283	309
Arizona	2,463	2,415	2,359	2,329	2,313
Arkansas	556	512	496	580	560
California	13,851	13,812	13,902	13,666	13,444
Colorado	2,480	2,237	2,475	2,393	2,520
Connecticut	1,017	1,029	1,029	1,029	1,029
Delaware	332	340	359	339	339
Florida	4,824	4,923	5,196	5,196	5,494
Georgia	3,075	2,997	3,162	3,055	3,042
Hawaii	487	501	475	508	472
Idaho	534	558	570	579	588
Illinois	3,848	4,106	4,483	4,149	4,489
Indiana	1,068	1,149	1,146	1,218	1,181
Iowa	1,520	1,645	1,621	1,762	1,703
Kansas	775	946	1,009	1,027	1,053
Kentucky	866	874	889	905	926
Louisiana	552	638	663	685	698
Maine	370	389	367	543	543
Maryland	785	723	865	764	808
Massachusetts	2,039	2,123	2,139	2,139	2,171
Michigan	2,938	2,909	2,904	2,844	2,949
Minnesota	2,563	2,563	2,692	2,769	2,815
Mississippi	334	334	359	356	354
Missouri	2,187	2,139	2,107	2,165	2,380
Montana	366	374	382	390	491
Nebraska	506	565	556	605	604
Nevada	600	641	645	632	588
New Hampshire	450	421	425	415	449
New Jersey	3,372	3,244	3,386	3,215	3,215
New Mexico	508	508	606	612	653
New York	5,830	5,400	5,331	5,335	5,405
N Carolina	1,946	1,997	1,998	2,046	2,049
N Dakota	286	296	324	334	364
Ohio	2,235	2,235	2,356	2,479	2,440
Oklahoma	773	790	816	816	833
Oregon	1,378	1,417	1,468	1,506	1,524
Pennsylvania	3,914	4,168	4,047	4,239	4,062
Rhode Island	263	282	252	272	264
S Carolina	1,441	1,569	1,649	1,649	1,499
S Dakota	338	352	368	384	392
Tennessee	1,125	1,034	1,057	1,079	1,115
Texas	4,602	4,722	4,839	5,016	5,137
Utah	827	846	799	869	865
Vermont	224	243	231	247	238
Virginia	1,155	1,212	1,468	1,468	1,538
Wash	2,288	2,288	2,293	2,311	2,316
W Virginia	327	331	332	330	337
Wisconsin	2,181	2,181	2,181	2,307	2,307
Wyoming	200	203	200	196	203
Totals	87,654	88,233	90,330	90,933	91,882

Compliance Unit Statistics

Fiscal Year	09/10	10/11	11/12	12/13	13/14*
Complaints					
Received	519	497	391	386	487
Pending	203	137	125	159	214
Closed with Insufficient Evidence	136	96	89	57	88
Closed with No Violation	129	135	93	84	140
Closed with Merit	158	140	120	95	148
Letter of Admonishment	5	4	1	2	5
Citations and Fines Issued (Total Fine Amount)	78($25,700)	47($12,700)	26($37,400)	33($19,400)	26 ($18,500)
Accusations					
Filed	73	68	41	34	38
Pending	117	130	99	73	56
Revoked	18	17	14	11	12
Revocation Stayed: Probation	20	26	20	31	15
Revocation Stayed: Suspension and Probation	8	9	12	5	4
Suspension	0	0	0	0	0
Suspension Stayed: Probation	1	0	0	0	0
Suspension and Probation	0	0	0	0	0
Voluntary Surrender of License	7	9	7	11	8
Dismissed/Withdrawn	18	10	21	9	3
Statement of Issues					
Filed	3	4	5	1	5
Denied	0	0	0	0	2
Probationary License	7	3	4	3	1
Withdrawn	0	0	0	1	2
Granted	0	1	0	0	0
Petition for Reconsideration					
Filed	3	0	2	4	3
Granted	0	0	0	0	0
Denied	2	0	0	2	2
Petition for Reinstatement of License					
Filed	9	7	7	6	5
Granted	4	2	2	2	1
Denied	11	10	6	5	3
Petition for Early Termination of Probation					
Filed	6	4	1	6	11
Granted	1	2	1	1	0
Denied	2	4	1	1	3
Petition for Modification of Probation					
Filed	0	0	0	0	3
Granted	0	0	0	0	0
Denied	0	0	0	0	1
Petition by Board to Revoke Probation					
Filed	32	13	6	2	11
Revoked	7	2	8	3	5
Probation Cases					
Active	134	138	142	139	135

* FY 13/14: July 1, 2013 –June 30, 2014

Revised: July 3, 2014


Fiscal Year 2013/2014
July 1, 2013- June 30, 2014
Total Number of Complaints Opened - 487
Total Number of Alleged Violations - 911
(A complaint may contain multiple violations)
Number of Alleged Violations
350
300
250
200
150
100
50
0
5
15
37
7
22
15
16
35
61
17
322
62
1
11
1
22
17
22
1
2
99
ACT 10
ACT 15
CCR 302A
CCR 302.5
CCR 303
CCR 304
CCR 308
CCR 311
CCR 312
CCR 316
CCR 317
CCR 318
CCR 319
CCR 366
CCR 367.5
CCR 371C
BP 801
BP 810
BP 1051
BP 1054
HS 123110
Violation

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):

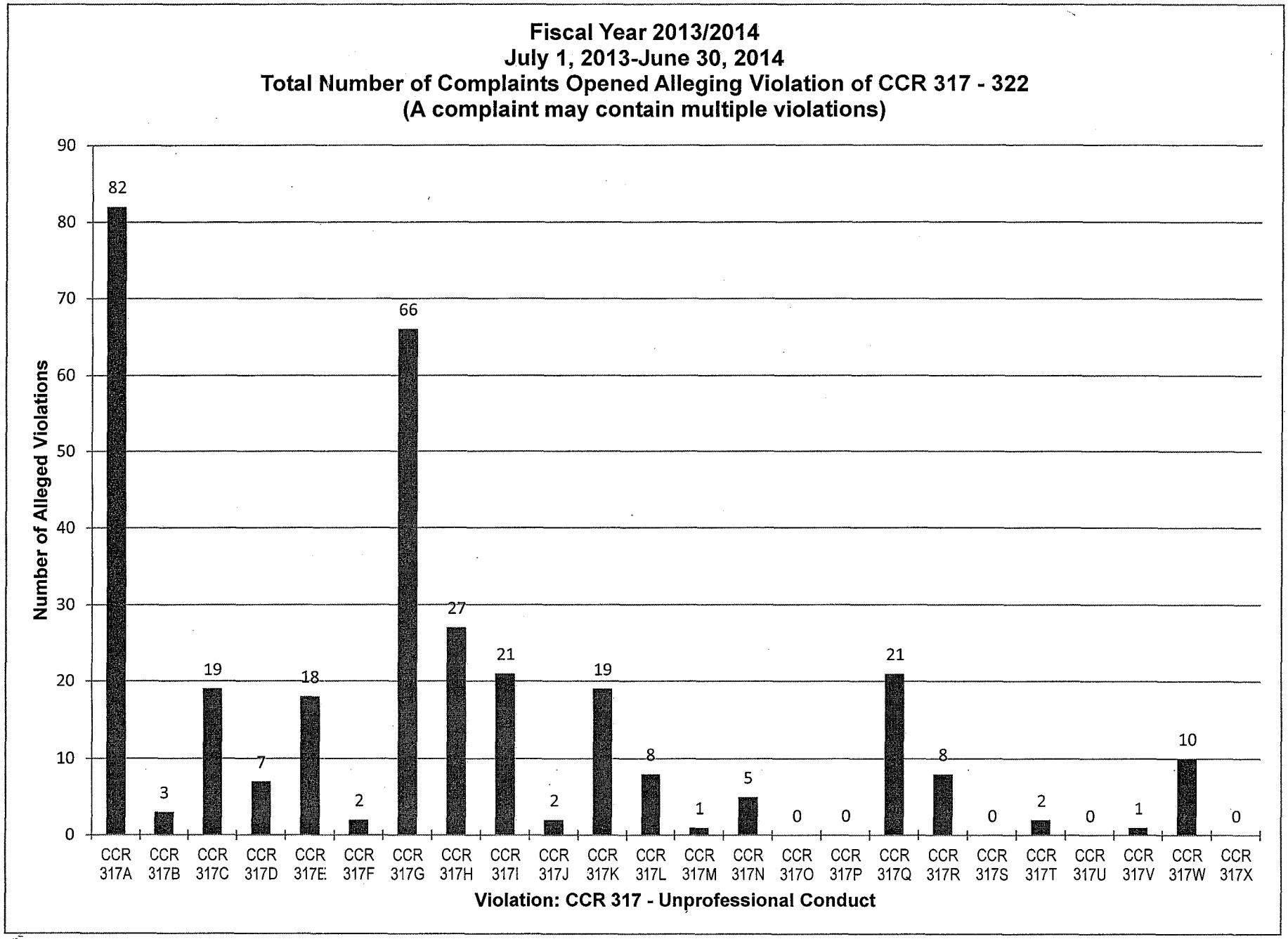
302(a) – Scope of Practice
302.5 – Use of Laser
303 – Filing of Addresses
304 – Discipline by Another State
308 – Display of License
311 – Advertisements
312 – Illegal Practice
316 – Responsibility for Conduct on Premises
317 – Unprofessional Conduct
318 – Chiropractic Patient Records/Accountable Billing
319 – Free or Discount Services
319.1 – Informed Consent
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 – Professional Reporting Requirements (malpractice settlements)
810 – Insurance Fraud
1051 – Apply for a Corporation with the Board
1054 – Name of Chiropractic Corporation

Health and Safety Code (HS):

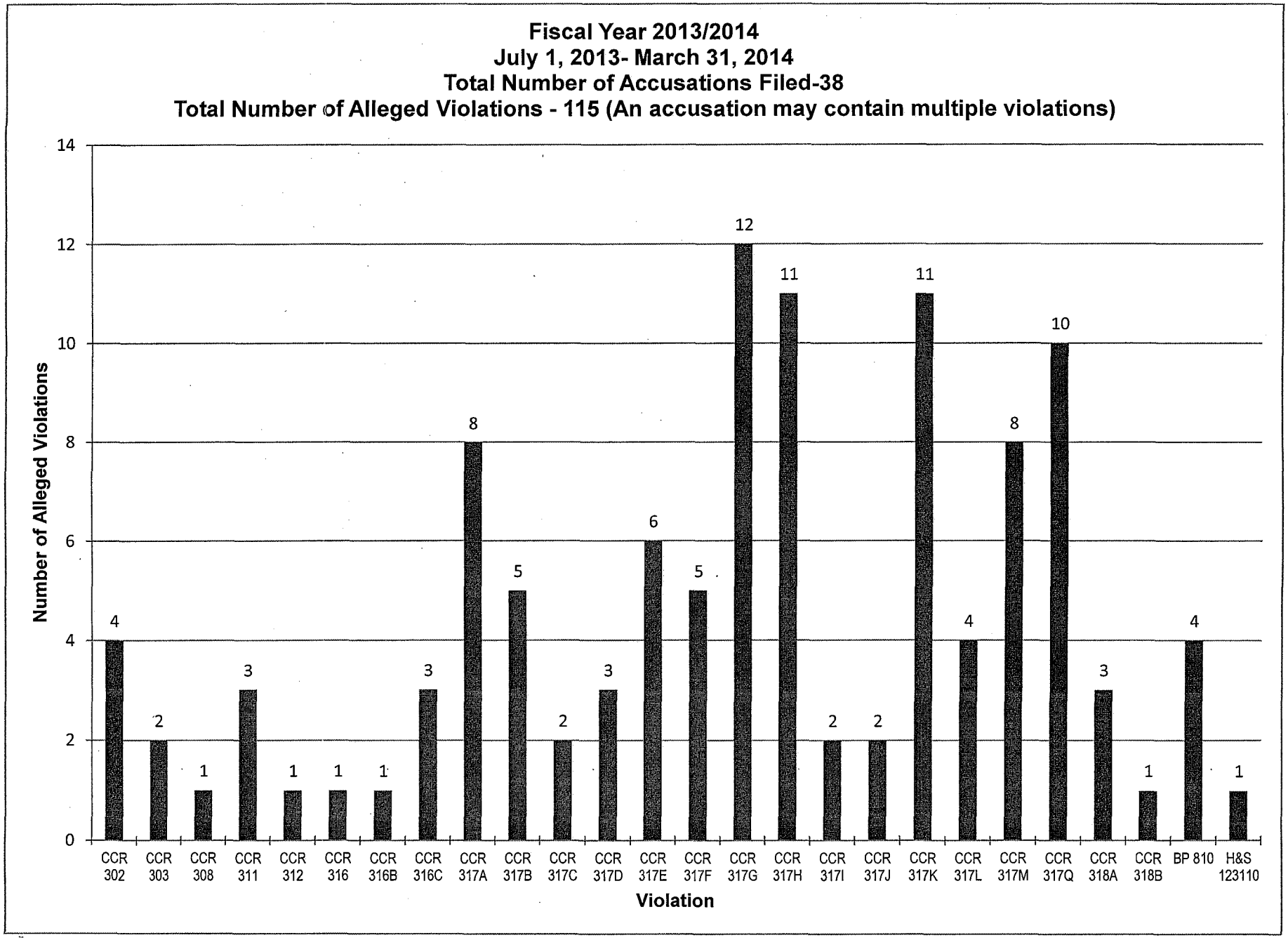
123110 – Patient Access to Health Records


Fiscal Year 2013/2014
July 1, 2013-June 30, 2014
Total Number of Complaints Opened Alleging Violation of CCR 317 - 322
(A complaint may contain multiple violations)
Number of Alleged Violations
0
10
20
30
40
50
60
70
80
90
82
3
19
7
18
2
66
27
21
2
19
8
1
5
0
0
21
8
0
2
0
1
10
0
CCR 317A
CCR 317B
CCR 317C
CCR 317D
CCR 317E
CCR 317F
CCR 317G
CCR 317H
CCR 317I
CCR 317J
CCR 317K
CCR 317L
CCR 317M
CCR 317N
CCR 317O
CCR 317P
CCR 317Q
CCR 317R
CCR 317S
CCR 317T
CCR 317U
CCR 317V
CCR 317W
CCR 317X
Violation: CCR 317 - Unprofessional Conduct

Violation Codes/Descriptions

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

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


Fiscal Year 2013/2014
July 1, 2013- March 31, 2014
Total Number of Accusations Filed-38
Total Number of Alleged Violations - 115 (An accusation may contain multiple violations)
Number of Alleged Violations
0
2
4
6
8
10
12
14
4
2
1
3
1
1
1
3
8
5
2
3
6
5
12
11
2
2
11
4
8
10
3
1
4
1
CCR 302
CCR 303
CCR 308
CCR 311
CCR 312
CCR 316
CCR 316B
CCR 316C
CCR 317A
CCR 317B
CCR 317C
CCR 317D
CCR 317E
CCR 317F
CCR 317G
CCR 317H
CCR 317I
CCR 317J
CCR 317K
CCR 317L
CCR 317M
CCR 317Q
CCR 318A
CCR 318B
BP 810
H&S 123110
Violation

STATE OF CALIFORNIA

BOARD OF CHIROPRACTIC EXAMINERS | EDMUND G. BROWN JR., GOVERNOR

MEMORANDUM

Date: July 8, 2014

To: **Board Members**

From: Robert Puleo
Executive Officer

Subject: **Ratification of Formerly Approved Doctors of Chiropractic for Licensure**

This is to request that the Board ratify the attached list of individuals as Doctors of Chiropractic at the July 17, 2014, public meeting.

Between April 1, 2014 and June 30, 2014, 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, 2014 – June 30, 2014

Name (First, Middle, Last)			Date Issued	DC#
Sean	David	Drake	4/10/2014	**32914**
Christopher	Vincent	Garden	4/10/2014	**32915**
Johanna		Martinez	4/10/2014	**32916**
Daniel	Joseph	Moynihan	4/10/2014	**32917**
Tiffany	Monique	Crouch	4/11/2014	**32918**
Erik	David	Jameson	4/11/2014	**32919**
Kristi	Ann	Vaughan	4/11/2014	**32920**
Gabriel	Joseph	Altman	4/11/2014	**32921**
Nicholas	Leslie	Grant	4/11/2014	**32922**
Brandon	Justin	Hodges	4/11/2014	**32923**
Zoe	Violet	Belka	4/22/2014	**32924**
Steven	Matthew	Kaiser	4/22/2014	**32925**
Matthew	Pasquale	Basilio	4/23/2014	**32926**
Brenda	Elizabeth	Mondragon	4/23/2014	**32927**
Kaitlin	Joanne Lee	Overman	4/23/2014	**32928**
Michael	Dale	VanDerschelden	4/23/2014	**32929**
Tiffany	Cherie	Christie-Smith	4/24/2014	**32930**
Christine	Michael	Lautfy	4/24/2014	**32931**
Lisa	Yoneda	Le	4/24/2014	**32932**
Andrew	Michael	Lowey	4/24/2014	**32933**
Steven	Patrick	Lowry	4/24/2014	**32934**
Melissa	Evangeline	Mitchell	4/24/2014	**32935**
Ryan	Dean	Slaughter	4/24/2014	**32936**
Jordan	McKenzie	Ambrose	5/7/2014	**32937**
Ronald	Keith	Gilbert	5/7/2014	**32938**
Wendy	Ann Staples	Hicks	5/7/2014	**32939**
Chilinh	Dinh	Nguyen	5/7/2014	**32940**
Angel	Gerardo	Ochoa-Rea	5/7/2014	**32941**
Nicole	Kimiye	Sakuma	5/7/2014	**32942**
Nathan	Andrew	Spencer	5/7/2014	**32943**
Daniel		Demian	5/14/2014	**32944**
Kevin	Alan	Golden	5/14/2014	**32945**
Todd	James	Harris	5/14/2014	**32946**
Jessica	Elaine	Nichols	5/14/2014	**32947**
Karla	Nicole	Solum	5/14/2014	**32948**

Jason	Reed	Ulaner	5/14/2014	**32949**
Daniel		Aguilera	5/30/2014	**32950**
David	Garcia	Arreola	5/30/2014	**32951**
Brianna	Lyn	Barone	5/30/2014	**32952**
Anthony	George	Britton	5/30/2014	**32953**
Yvette	Marie	Castro	5/30/2014	**32954**
Munyeong		Choi	5/30/2014	**32955**
Nicholas	Edward	Cruze	5/30/2014	**32956**
Caitlin	Alissa Elaine F	Dyck	5/30/2014	**32957**
Asdrubal	Ibarra	Lopez	5/30/2014	**32958**
Brett	William	Lukas	5/30/2014	**32959**
Dylan	Michael	Murray	5/30/2014	**32960**
Lauren	Taylor	Oberstein	5/30/2014	**32961**
Sean	Anthony	Conte	6/10/2014	**32962**
Matthew	Anthony	Pennetti	6/10/2014	**32963**
Vivien Lee	Heramis	Sampica	6/10/2014	**32964**
Farah	Abud	Ameri	6/12/2014	**32965**
David	Richard	Street	6/12/2014	**32966**
Lesley	Anne	Vance	6/12/2014	**32967**
Kelvin	SungWon	Yoo	6/12/2014	**32968**
Amber	Jo	Bollman	6/17/2014	**32969**
Artin	Patrick	Giragosian	6/17/2014	**32970**
Dustin	Reed	Hess	6/17/2014	**32971**
Ryan	Michael	Manning	6/17/2014	**32972**
Rizaldy	Araya	Ortiz	6/17/2014	**32973**
Gianfranco		Roberto	6/17/2014	**32974**
Supreet	Kirit	Shah	6/17/2014	**32975**
Sarah	Elizabeth	VanValkenburg	6/17/2014	**32976**
Tracy	Chen	Yang	6/17/2014	**32977**
Chad	James	Anderson	6/18/2014	**32978**
Katerina	Nicole	Captanis	6/18/2014	**32979**
Victoria	Elizabeth	Huff	6/18/2014	**32980**
Kabil		Ro	6/18/2014	**32981**
Maurice	Yuji	Saito	6/18/2014	**32982**
Bongkyun	Francisco	Suh	6/18/2014	**32983**
Min	Joung	Youk	6/18/2014	**32984**
Craig	Jason	Epstein	6/19/2014	**32985**
Ryan	Aaron	Rogers	6/19/2014	**32986**
Jared	Allen	Young	6/19/2014	**32987**
Clinton	Franco	Cabero	6/27/2014	**32988**
Xephyr	Marie	Day	6/27/2014	**32989**
Scott	Michael	Hansen	6/27/2014	**32990**
Lee	Noble	Horine	6/27/2014	**32991**

Natalie	McGrew	Horine	6/27/2014	**32992**
Travis	Adam	Martin	6/27/2014	**32993**
Teni		Minaeian	6/27/2014	**32994**
Carol	Ngar	Ngo	6/27/2014	**32995**
Vu	Pham	Ngo	6/27/2014	**32996**

STATE OF CALIFORNIA

BOARD OF CHIROPRACTIC EXAMINERS

EDMUND G. BROWN JR., GOVERNOR

MEMORANDUM

Date: July 17, 2014

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 17, 2014.

CONTINUING EDUCATION PROVIDERS	DATE APPROVED
1. Pacific Rim Seminars	07/17/14
2. Brian T Garrett, DC	07/17/14
3. Institute for Integrative Healthcare Studies	07/17/14
4. Modern Moveology	07/17/14
5. Guy Voyer, DO	07/17/14
6. Douglas M Gillard, DC.	07/17/14
7. Claudia Anrig	07/17/14
8. Michigan Association of Chiropractors	07/17/14

STATE OF CALIFORNIA

BOARD OF CHIROPRACTIC EXAMINERS | EDMUND G. BROWN JR., GOVERNOR

MEMORANDUM

Date: July 8, 2014

To: **Board Members**

From:
Robert Puleo
Executive Officer

Subject: **Ratification of Formerly Denied License Applications**

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

During April 1, 2014 and June 30, 2014, 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.