



State of California  
Edmund G. Brown Jr., Governor

**BOARD OF CHIROPRACTIC EXAMINERS  
TELECONFERENCE BOARD MEETING MINUTES**

August 29, 2016  
Office of the Board of Chiropractic Examiners  
901 P St, Suite 142A  
Sacramento, CA 95814

**Teleconference Meeting Locations:**

Sergio Azzolino, DC  
1545 Broadway St., #1A  
San Francisco, CA 94109  
(415) 563-3800

Heather Dehn, DC  
4616 El Camino Ave., #B  
Sacramento, CA 95821  
(916) 488-0202

Julie Elginer, DrPH  
901 P Street, Suite 142A  
Sacramento, CA 95814  
(916) 263-5355

John Roza, Jr., DC  
800 Douglas Blvd.  
Roseville, CA 95678  
(916) 786-2267

Dionne McClain, D.C.  
6360 Wilshire Blvd., #410  
Los Angeles, CA 90048  
(323) 653-1014

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

Frank Ruffino  
Department of Veterans Affairs  
700 East Naples Court  
Chula Vista, CA 91911  
(619) 205-1415

**Board Members Present**

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

**Staff Present**

Robert Puleo, Executive Officer  
Dixie Van Allen, Staff Services Manager I  
Beckie Rust, Staff Services Manager I  
Marcus McCarther, Associate Governmental Program Analyst  
Spencer Walker, Attorney III, DCA

**Call to Order**

Dr. Azzolino called the meeting to order at 2:01 p.m.

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(866) 543-1311

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

## **Roll Call**

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

## **Discussion and Possible Action to Initiate a Rulemaking Related to the Consumer Protection Enforcement Initiative (CPEI)**

Mr. Walker explained that the Board needs to withdraw section 317.2 from the CPEI regulation package.

***MOTION: DR. ELGINER MOVED TO WITHDRAW SECTION 317.2 (GAG CLAUSES IN CIVIL AGREEMENTS PROHIBITED) FROM THE CPEI RULEMAKING PACKAGE.***

***SECONDED: DR. DEHN SECONDED THE MOTION.***

***VOTE: 7-0 (DR. AZZOLINO-AYE, DR. DEHN-AYE, DR. ELGINER-AYE, DR. LICHTMAN-AYE, DR. MCCLAIN-AYE, DR. ROZA-AYE, MR. RUFFINO-AYE)***

***MOTION: CARRIED***

Dr. Elginer asked Mr. Walker whether CCR 384.1, Section (4), Subsection (D), related to voluntary restitution also included cost recovery to be paid by a probationer.

Mr. Walker responded that cost recovery was indeed different than restitution. He explained that cost recovery is included as a term of probation and that the Board is unable and has no authority to compel a probationer to pay restitution.

Dr. Elginer shared that cost recovery should be required of any petitioner that would come before the Board to ask for his/her license to be reinstated.

***MOTION: DR. ELGINER MOVED TO APPROVE THE DRAFT LANGUAGE RELATED TO CCR SECTION 321.1, DELEGATE AUTHORITY TO THE EXECUTIVE OFFER TO MAKE ANY TECHNICAL, NON-SUBSTANTIVE CHANGES AND NOTICE THE REGULATION FOR A 45-DAY COMMENT PERIOD.***

***SECOND: DR. AZZOLINO SECONDED THE MOTION***

***VOTE: 7-0 (DR. AZZOLINO-AYE, DR. DEHN-AYE, DR. ELGINER-AYE, DR. LICHTMAN-AYE, DR. MCCLAIN-AYE, DR. ROZA-AYE, MR. RUFFINO-AYE)***

***MOTION: CARRIED***

## **Legislative Update**

Mr. Puleo explained that the original bill language was contained in SB 1195 (Hill) and was amended into SB 1194 (Hill) at the end of session. He shared that due to opposition from labor stakeholders, SB 1194 (Hill) was pulled by the author.

Ms. Isenberg requested a brief summary of SB 1194 (Hill).

Mr. Puleo provided a brief description of the bill.

## **Public Comment for Items Not on the Agenda**

No public comments were provided.

**Future Agenda Items**

No future agenda items were discussed.

**Adjournment**

Dr. Azzolino adjourned the meeting at 2:17 p.m.