



NOTICE OF BOARD MEETING

Board Members

Laurence Adams, D.C., Chair
Pamela Daniels, D.C., Vice Chair
Janette N.V. Cruz, Secretary
Sergio Azzolino, D.C.
David Paris, D.C.
Rafael Sweet

The Board of Chiropractic Examiners (Board) will meet on:

Thursday, April 17, 2025, and Friday, April 18, 2025

9:00 a.m. to 4:00 p.m.

(or until completion of business)

Meeting Location

**Life Chiropractic College West
Standard Process Assembly Hall
25001 Industrial Boulevard
Hayward, CA 94545**

The Board will hold a public meeting in person at the location listed above. The Board plans to webcast this meeting at <https://thedcapage.wordpress.com/webcasts/>. Webcast availability cannot, however, be guaranteed due to limitations on resources or other technical difficulties that may arise. The meeting will not be cancelled if webcast is not available. If you wish to participate or to have a guaranteed opportunity to observe, please attend at the physical meeting location specified above. Meeting adjournment may not be webcast if adjournment is the only item that occurs after a closed session.

Note: Members of the public may also submit written comments to the Board on any agenda item by Monday, April 14, 2025. Written comments should be directed to chiro.info@dca.ca.gov for Board consideration.

The Board may take action on any agenda item listed on this agenda, including information-only items.

AGENDA

Thursday, April 17, 2025

9:00 a.m.

- 1. Open Session – Call to Order / Roll Call / Establishment of a Quorum**
- 2. Public Comment for Items Not on the Agenda**
Note: Members of the public may offer public comment for items not on the agenda. However, 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 and 11125.7, subd. (a).]
- 3. Board Chair’s Report**
- 4. Department of Consumer Affairs (DCA) Report Which May Include Updates on DCA’s Administrative Services, Human Resources, Enforcement, Information Technology, Communications and Outreach, and Legislative, Regulatory, or Policy Matters**
- 5. Review and Possible Approval of Board Meeting Minutes**
 - A. July 20, 2023 Board Meeting
 - B. October 19–20, 2023 Board Meeting
 - C. January 12, 2024 Board Meeting
 - D. May 23–24, 2024 Board Meeting
 - E. October 24, 2024 Board Meeting
 - F. February 13, 2025 Board Meeting
- 6. Review and Possible Ratification of Approved Doctor of Chiropractic License Applications**
- 7. Review and Possible Approval of New Continuing Education Provider Applications**
- 8. Update and Discussion on Life Chiropractic College West’s Doctor of Chiropractic Program**
- 9. Review, Discussion, and Possible Action on Life Chiropractic College West’s Request for Board Approval of an Additional Campus in Bellevue, Nebraska**
- 10. Executive Officer’s Report and Updates on:**
 - A. Administration, Continuing Education, Enforcement, and Licensing Programs
 - B. Business Modernization Project and Implementation of Connect System
 - C. Board’s Budget and Fund Condition
 - D. Status of Board’s Pending Regulatory Proposals
 - E. Board’s 2022–2026 Strategic Plan Objectives

11. Licensing Committee Report

- A. Committee Chair's Update on March 7, 2025 Working Group Meeting
- B. Update, Discussion, and Possible Action on Development of Regulatory Proposal to Update the Requirements for Board Approval of Doctor of Chiropractic (DC) Degree Programs (amend and renumber, as necessary, California Code of Regulations [CCR], Title 16, sections 330, 331.1, 331.2, 331.5, 331.12.1, 331.12.2, 331.12.3, 331.14, and 331.15 and repeal sections 331.3, 331.4, 331.6, 331.7, 331.8, 331.9, 331.10, 331.11, 331.13, and 331.16)
- C. Review, Discussion, and Possible Action on Committee's Recommendation Regarding Regulatory Proposal to Clarify the Application and Examination Process for DC Licensure, Including Temporary and Expedited Licensure and Fee Waiver for Military Spouses and Domestic Partners and Expedited Licensure for Veterans, Applicants Enrolled in U.S. Department of Defense SkillBridge Program, Refugees, Asylees, and Special Immigrant Visa Holders (amend CCR, Title 16, sections 320, 321, and 340–349)

12. Review, Discussion, and Possible Action on Regulatory Proposal Regarding Continuing Education Fees, Requirements, and Approval Process (amend CCR, Title 16, sections 360, 361, 362, 363, 364, and 365 and adopt section 360.1)

13. Review, Discussion, and Possible Action on Regulatory Proposal Regarding Appeal Process for Contested Citations and Licensee Compliance with Assessed Fines (amend CCR, Title 16, sections 390.4 and 390.5)

14. Review, Discussion, and Possible Action Related to Comment Received During the 45-Day Public Comment Period for Regulatory Proposal to Repeal CCR, Title 16, Section 354 (Successful Examination)

15. Review, Discussion, and Possible Action on Legislation Related to the Board, the Chiropractic Profession, DCA, and/or Other Healing Arts Boards

- A. [Assembly Bill \(AB\) 260 \(Aguilar-Curry\)](#) Sexual and reproductive health care.
- B. [AB 479 \(Tangipa\)](#) Criminal procedure: vacatur relief.
- C. [AB 489 \(Bonta\)](#) Health care professions: deceptive terms or letters: artificial intelligence.
- D. [AB 601 \(Jackson\)](#) Child abuse: reporting.
- E. [AB 667 \(Solache\)](#) Professions and vocations: license examinations: interpreters.
- F. [AB 742 \(Elhawary\)](#) Department of Consumer Affairs: licensing: applicants who are descendants of slaves.
- G. [AB 1298 \(Harabedian\)](#) The Department of Consumer Affairs.
- H. [AB 1431 \(Tangipa\)](#) Personal income taxes: credit: medical services: rural areas.
- I. [AB 1434 \(Michelle Rodriguez\)](#) Health care boards: workforce data collection.
- J. [Senate Bill \(SB\) 81 \(Arreguín\)](#) Health and care facilities: information sharing.
- K. [SB 470 \(Laird\)](#) Bagley-Keene Open Meeting Act: teleconferencing.
- L. [SB 641 \(Ashby\)](#) Department of Consumer Affairs and Department of Real Estate: states of emergency: waivers and exemptions.
- M. [SB 687 \(Ochoa Bogh\)](#) Chiropractors: animal chiropractic practitioners.

- N. [SB 806 \(Dahle\)](#) Department of Consumer Affairs.
- O. [SB 861 \(Committee on Business, Professions and Economic Development\)](#)
Consumer affairs.

16. Review, Discussion, and Possible Action on the Recognition and Advertising of Chiropractic Specialties (CCR, Title 16, sections 311 and 311.1)

17. Discussion and Possible Action on Board's 2026 Sunset Review

- A. Action Plan to Prepare for 2026 Sunset Review
- B. Status of Issues and Recommendations from the Board's 2022 Sunset Review
- C. Develop Recommendation on the Composition of Licensee and Public Members on the Board (2022 Sunset Review, Issue #1)
- D. Identify Policy Issues to Potentially Include in 2026 Sunset Review Report

18. Closed Session – The Board Will Meet in Closed Session to:

- Deliberate and Vote on Disciplinary Matters Pursuant to Government Code Section 11126, subd. (c)(3)

19. Future Agenda Items

Note: Members of the Board and the public may submit proposed agenda items for a future Board meeting. However, the Board may not discuss or take action on any proposed matter except to decide whether to place the matter on the agenda of a future meeting. [Government Code Section 11125.]

20. Recess Until Friday, April 18, 2025, at 9:00 a.m.

**Friday, April 18, 2025
9:00 a.m.**

21. Call to Order / Roll Call / Establishment of a Quorum

22. Petition Hearings for Early Termination of Probation

- A. Jae Ho Park, D.C., License No. DC 26114, Case No. AC 2021-1318
- B. Joshua Han Cho, D.C., License No. DC 27731, Case No. AC 2018-1163

23. Petition Hearing for Reinstatement of Revoked License

- Hakop Derbeshyan, License No. DC 31249, Case No. AC 2017-1150

24. Petition Hearing for Reinstatement of Surrendered License

- Vicente Eduardo Lujan, License No. DC 34013, Case No. AC 2021-1357

25. Closed Session – The Board Will Meet in Closed Session to:

- Deliberate and Vote on the Above Petitions Pursuant to Government Code Section 11126, subd. (c)(3)

26. Adjournment

This agenda can be found on the Board’s website at www.chiro.ca.gov. The time and order of agenda items are subject to change at the discretion of the Board Chair and may be taken out of order. In accordance with the Bagley-Keene Open Meeting Act, all meetings of the Board are open to the public.

Government Code section 11125.7 provides the opportunity for the public to address each agenda item during discussion or consideration by the Board prior to it taking any action on said item. Members of the public will be provided appropriate opportunities to comment on any issue before the Board, but the Board Chair may, at their discretion, apportion available time among those who wish to speak. Members of the public will not be permitted to yield their allotted time to other members of the public to make comments. Individuals may appear before the Board to discuss items not on the agenda; however, the Board can neither discuss nor take official action on these items at the time of the same meeting (Government Code sections 11125 and 11125.7, subd. (a)).

The meeting is accessible to individuals with disabilities. A person who needs a disability-related accommodation or modification to participate in the meeting may make a request by contacting the Board at:

Contact Person: Tammi Pitto

Telephone: (916) 263-5355

Email: chiro.info@dca.ca.gov

Telecommunications Relay Service: Dial 711

Mailing Address:

Board of Chiropractic Examiners

1625 N. Market Blvd., Suite N-327

Sacramento, CA 95834

Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodation.



**Agenda Item 1
April 17, 2025**

Open Session – Call to Order / Roll Call / Establishment of a Quorum

Purpose of the Item

Laurence Adams, D.C., Chair of the Board of Chiropractic Examiners, will call the meeting to order. Roll will be called by Board Secretary Janette N.V. Cruz.

Board Members

Laurence Adams, D.C., Chair
Pamela Daniels, D.C., Vice Chair
Janette N.V. Cruz, Secretary
Sergio Azzolino, D.C.
David Paris, D.C.
Rafael Sweet



Agenda Item 2
April 17, 2025

Public Comment for Items Not on the Agenda

Purpose of the Item

At this time, members of the public may offer public comment for items not on the meeting agenda.

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



Agenda Item 3
April 17, 2025

Board Chair's Report

Purpose of the Item

Board Chair Laurence Adams, D.C. will provide an update to the Board on recent activities and outreach opportunities.

Action Requested

This agenda item is informational only and provided as a status update to the Board. No action is required or requested at this time.



**Agenda Item 4
April 17, 2025**

Department of Consumer Affairs (DCA) Report Which May Include Updates on DCA's Administrative Services, Human Resources, Enforcement, Information Technology, Communications and Outreach, and Legislative, Regulatory, or Policy Matters

Purpose of the Item

A representative from the DCA Office of Board and Bureau Relations will provide the Board with an update on DCA programs and activities.

Action Requested

This agenda item is informational only and provided as a status update to the Board. No action is required or requested at this time.



**Agenda Item 5
April 17, 2025**

Review and Possible Approval of Board Meeting Minutes

Purpose of the Item

The Board will review and possibly approve the draft minutes of the following meetings:

- A. July 20, 2023 Board Meeting
- B. October 19–20, 2023 Board Meeting
- C. January 12, 2024 Board Meeting
- D. May 23–24, 2024 Board Meeting
- E. October 24, 2024 Board Meeting
- F. February 13, 2025 Board Meeting

Action Requested

The Board will be asked to make a motion to approve the Board meeting minutes.

Attachments

1. July 20, 2023 Board Meeting Minutes (Draft)
2. October 19–20, 2023 Board Meeting Minutes (Draft)
3. January 12, 2024 Board Meeting Minutes (Draft)
4. May 23–24, 2024 Board Meeting Minutes (Draft)
5. October 24, 2024 Board Meeting Minutes (Draft)
6. February 13, 2025 Board Meeting Minutes (Draft)



**Agenda Item 6
April 17, 2025**

Review and Possible Ratification of Approved Doctor of Chiropractic License Applications

Purpose of the Item

The Board will review and ratify the attached list of approved applications for initial doctor of chiropractic licenses.

Action Requested

The Board will be asked to make a motion to ratify the attached list of approved license applications.

Background

Staff reviewed and confirmed that the applicants on the attached list of approved applications for initial doctor of chiropractic licenses met all statutory and regulatory requirements for licensure.

Attachment

- List of Approved Applications for Initial Doctor of Chiropractic Licenses Issued from February 1, 2025 to March 31, 2025

**List of Approved Applications for Initial Doctor of Chiropractic Licenses
Issued from February 1, 2025 to March 31, 2025**

First Name	Middle Name	Last Name	Date Issued	License No.
Kevin	Robert	Ramos Jr.	02/02/2025	DC 35256
Anthony	Le	Duong	02/02/2025	DC 35257
Caryl Joyce	Andaya	Agleam	02/02/2025	DC 35258
Jeffrey	Bassitte	Davis	02/07/2025	DC 35259
Grace	R.	Cho	02/12/2025	DC 35260
Brian	Kwangsu	Lee	02/12/2025	DC 35261
Davood		Rokni	02/20/2025	DC 35262
Peter	John	Polski	02/28/2025	DC 35263
Elissa		Munoz	02/01/2025	DC 37175
Luke	Christopher	Sanchez	02/01/2025	DC 37176
Katherine		Spriet	02/01/2025	DC 37177
Charles	Dean	Oliver	02/01/2025	DC 37178
Jardin	Desiree	Webb	02/05/2025	DC 37179
Jamie		Townsend	02/05/2025	DC 37180
Katherine	M.	Clark	02/05/2025	DC 37181
Vincent		Jones	02/05/2025	DC 37182
William		Choi	02/05/2025	DC 37183
Hector	C.	Ayala	02/05/2025	DC 37184
Lorenzo	Rafael	Monta	02/05/2025	DC 37185
Jacklyn	Victoria	Garcia	02/05/2025	DC 37186
Ryan	Michael	Inglehart	02/05/2025	DC 37187
Kristina	Mae	Heafner	02/07/2025	DC 37188
Juliana		Mishreki	02/07/2025	DC 37189
Lucas	Nicolas	Leiva	02/07/2025	DC 37190
Orr	Joseph	Soffer	02/07/2025	DC 37191
Dylan		Green	02/07/2025	DC 37192
Issac		Chai	02/07/2025	DC 37193

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First Name	Middle Name	Last Name	Date Issued	License No.
Sharon	Seoyeon	Kim	02/11/2025	DC 37194
Adam	Kuno	DeWitt	02/11/2025	DC 37195
Vanessa		Andrade	02/11/2025	DC 37196
Ali		Khoshbin	02/11/2025	DC 37197
Elliot	Francis Ali	Foad	02/11/2025	DC 37198
Moises	Isaiah	Azua	02/11/2025	DC 37199
Dannis		Singh	02/11/2025	DC 37200
Samuel	Karo	Duzaryan	02/11/2025	DC 37201
Jacques Rolan	Tamoria	Valenzuela	02/11/2025	DC 37202
Gabriella		Peri	02/11/2025	DC 37203
Destiny	Samantha	Corletto	02/11/2025	DC 37204
Westyn		Narvaez	02/11/2025	DC 37205
Jugal		Patel	02/11/2025	DC 37206
Insaf	Bahia	El-Kara	02/11/2025	DC 37207
Brandon		Ramirez	02/11/2025	DC 37208
Jael		Lacayo	02/12/2025	DC 37209
Jayson	Kyle	Fields Jr.	02/12/2025	DC 37210
Nelson		Peraza	02/12/2025	DC 37211
Jose	Ernesto	Buenfil Vargas	02/13/2025	DC 37212
Kendrick		Ladao	02/14/2025	DC 37213
Courtney	Lynn	Dean	02/14/2025	DC 37214
An-Jan		Wang	02/14/2025	DC 37215
Anmy	Hanh	Tran	02/18/2025	DC 37216
Andrea	Maria	Garay Gutierrez	02/19/2025	DC 37217
Cristian	Gabriel	Leigsring Quiroa	02/19/2025	DC 37218
Kira	Alexandra	Roe	02/19/2025	DC 37219
Carlos	Miguel	Lapresca	02/19/2025	DC 37220
Nicholas		Hicks	02/21/2025	DC 37221
Tiffany		Nguyen	02/21/2025	DC 37222

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First Name	Middle Name	Last Name	Date Issued	License No.
Katelynn		Diedrich	02/21/2025	DC 37223
Jieminbrandon		Lee	02/21/2025	DC 37224
Mikayla		King	02/21/2025	DC 37225
Manvir	Kaur	Takhar	02/24/2025	DC 37226
Pamela	Jane	Tran	02/25/2025	DC 37227
Shahira		Haidary	02/26/2025	DC 37228
Delwyn	Kai Jie	Lee	02/28/2025	DC 37229
Nathan		James	03/03/2025	DC 37230
Levon	Andranik	Ekmekchyan	03/03/2025	DC 37231
Richard	David	Scandlyn	03/04/2025	DC 37232
Alexander	James	Weber	03/04/2025	DC 37233
Adriana	Sariah	Tonga	03/04/2025	DC 37234
Christina		Landreth	03/04/2025	DC 37235
Rebecca		Friesen	03/04/2025	DC 37236
James Beam	Evangelista	San Valentin	03/05/2025	DC 37237
Louie		Arias	03/05/2025	DC 37238
Alan	Phillip	Burnsed	03/06/2025	DC 37239
Sun	Tong	Jiang	03/06/2025	DC 37240
Rafi		Balikcioglu	03/06/2025	DC 37241
Cristofer		Tamarit	03/06/2025	DC 37242
Jacky Yan Chun		Wong	03/07/2025	DC 37243
Xavier	Anthony	Cortes	03/10/2025	DC 37244
Macie	Michelle	Biermann	03/10/2025	DC 37245
Adam	Lee	Harris	03/11/2025	DC 37246
Louie		Maldonado	03/11/2025	DC 37247
Bhuwanashwar		Dyal	03/11/2025	DC 37248
Brenda		Gonzalez	03/11/2025	DC 37249
Julius	Alexander	Agasid	03/11/2025	DC 37250
David	Christian	Barney	03/11/2025	DC 37251

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First Name	Middle Name	Last Name	Date Issued	License No.
Dylan	Robey Dumlao	Little	03/12/2025	DC 37252
Jose		Beltran III	03/13/2025	DC 37253
Douglas		Miyasato	03/13/2025	DC 37254
Paul	Valentino	Badaracco	03/13/2025	DC 37255
Caemlyn	Alissa	Matthews	03/13/2025	DC 37256
Laura	Louise	Schaffer	03/14/2025	DC 37257
Hoang	Thanh	Pham	03/14/2025	DC 37258
Thomas		Fermor	03/14/2025	DC 37259
Christopher	Thanh-Hai	Dang	03/14/2025	DC 37260
Ido	David	Baruch	03/14/2025	DC 37261
Elizabeth		Wong	03/17/2025	DC 37262
Ryan	August	Pierra	03/18/2025	DC 37263
Nareg		Babayans	03/19/2025	DC 37264
Zachary	James	Sattler	03/19/2025	DC 37265
Cristian	Santillan	Suarez	03/20/2025	DC 37266
James	Peter	Lynn	03/25/2025	DC 37267
Brandon	Oswaldo	Ramos	03/25/2025	DC 37268
Alissa	Ann	Phelps	03/26/2025	DC 37269
Angel	Jesus	Hinojos	03/27/2025	DC 37270
Chloe		Haile	03/27/2025	DC 37271
Hannah	Elizabeth	Waldron	03/28/2025	DC 37272



**Agenda Item 7
April 17, 2025**

Review and Possible Approval of New Continuing Education Provider Applications

Purpose of the Item

The Board will review and possibly approve the applications for new continuing education (CE) providers.

Action Requested

The Board will be asked to make a motion to approve the following new CE providers:

Provider Name	CE Oversight Contact Person	Provider Status
Arete Services LLC	Jacy Rock c/o Friday15	Corporation
United College	Mahnaz Rahmani	University/College
Deborah Ben-Shah	Deborah Ben-Shah	Individual
Meri Melikjanyan Matti	Meri Melikjanyan Matti	Corporation

Background

Staff reviewed and confirmed that the CE provider applications listed above meet all regulatory requirements for approval.

Attachment

N/A – To maintain compliance with Assembly Bill 434 (Baker, Chapter 780, Statutes of 2017) [State Web accessibility: standard and reports], the Board is unable to provide scanned documents on its website. To obtain a copy of the CE provider applications through a California Public Records Act request, please email chiro.info@dca.ca.gov or send a written request to the Board’s office.



Agenda Item 8
April 17, 2025

Update and Discussion on Life Chiropractic College West's Doctor of Chiropractic Program

Purpose of the Item

The Board will receive an update on Life Chiropractic College West's Doctor of Chiropractic program.

Action Requested

This agenda item is informational only and provided as a status update to the Board. No action is required or requested at this time.



**Agenda Item 9
April 17, 2025**

**Review, Discussion, and Possible Action on Life Chiropractic College West's
Request for Board Approval of an Additional Campus in Bellevue, Nebraska**

Purpose of the Item

The Board will consider Life Chiropractic College West's request for Board approval of an additional educational site in Bellevue, Nebraska.

Action Requested

The Board will be asked to defer action on this request until after the Council on Chiropractic Education has reviewed the accreditation status of the additional educational site at its July 2026 meeting.

Background

In November 2023, Life Chiropractic College West (Life West), a Board-approved chiropractic college, announced the grand opening of its second campus at Bellevue University in Bellevue, Nebraska, to meet the increasing demand for chiropractic services and provide greater accessibility to prospective students in the Midwest.

According to Life West, this additional educational site (AES) in Bellevue, Nebraska, will offer the same high-quality education as the Hayward campus, and students will receive a hands-on, clinically-inspired curriculum with state-of-the-art facilities.

In March 2025, the Board received a request from Life West to add the Bellevue campus to the Board's list of approved chiropractic colleges, similar to the multi-state listings for Palmer College of Chiropractic.

Life West is currently in the process of obtaining accreditation for this AES through the Council on Chiropractic Education (CCE). According to CCE, Life West has applied for and successfully obtained eligibility status for an AES by demonstrating regional accreditation, approval for an AES by the regional accreditor, a governing body approval, a mission and process for evaluating programmatic effectiveness, and the curriculum required by CCE standards. Life West also demonstrated facility, student services, and an operational financial plan that was reviewed and approved by CCE.

Life Chiropractic College West Bellevue Campus

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In accordance with CCE's schedule of accreditation activities, Life West's self-study report is due in fall 2025, and it will address the main campus in Hayward and the AES in Bellevue, Nebraska. The program change site visit will be scheduled in conjunction with Life West's comprehensive site visit in spring 2026. CCE will then review the accreditation status of the AES in Bellevue, Nebraska, at its July 2026 meeting, prior to the projected graduation date of the AES' first cohort in spring 2027.

At this meeting, representatives from Life West will be available to update the Board on the AES in Bellevue, Nebraska, and answer any questions.

Staff recommends the Board defer action on the request for Board approval of the AES until it has been accredited by CCE.



Executive Officer's Report and Updates

Purpose of the Item

The Executive Officer will provide the Board with an update on:

- A. Administration, Continuing Education, Enforcement, and Licensing Programs**
- B. Business Modernization Project and Implementation of Connect System**
- C. Board's Budget and Fund Condition**
- D. Status of Board's Pending Proposals**
- E. Board's 2022–2026 Strategic Plan Objectives**

Action Requested

This agenda item is informational only and provided as a status update to the Board. No action is required or requested at this time.

Attachments

1. Executive Officer's April 14, 2025 Memo to Board Members
2. Analysis of Board's Fund Condition Statement (as of April 2025)
3. 2022–2026 Strategic Plan Objectives Progress Report (as of April 2025)



MEMORANDUM

Agenda Item 10 Attachment 1

DATE	April 14, 2025
TO	Members of the Board of Chiropractic Examiners
FROM	Kristin Walker, Executive Officer
SUBJECT	Executive Officer's Report – April 17, 2025 Meeting

This report provides an overview of recent Board of Chiropractic Examiners' (BCE) activities.

BCE Board Meetings

The following Board meetings have been scheduled:

- April 17–18, 2025 – Board (Life Chiropractic College West, Hayward)
- July 25, 2025 – Board (Teleconference)
- October 9–10, 2025 – Board (Southern California)

BCE Committee Assignments

The following committee assignments have been made for 2025:

- Continuing Education Committee: Laurence Adams, D.C. (Chair), Pamela Daniels, D.C., and Rafael Sweet
- Enforcement Committee: Rafael Sweet (Chair), Sergio Azzolino, D.C., and David Paris, D.C.
- Government and Public Affairs Committee: Janette Cruz (Chair) and David Paris, D.C.
- Licensing Committee: Pamela Daniels, D.C. (Chair) and Janette Cruz

Business Modernization and Implementation of the Connect System

BCE continues to collaborate with the Department of Consumer Affairs (DCA) Office of Information Services (OIS) on a business modernization project to implement the Connect system for BCE's application, licensing, and enforcement workflows. BCE's planned upgrade to the latest version of the Connect software has been temporarily placed on hold due to limited vendor resources.

BCE is currently developing continuing education (CE) functionality in the system, beginning with a public CE course search web page similar to the existing [course search](#) maintained by the Acupuncture Board, followed by the CE course application workflow and the CE provider dashboard. This additional functionality is planned to be implemented through phased software releases in 2025.

Government Reorganization Plan

On April 4, 2025, Governor Newsom transmitted a [government reorganization plan](#) to the Little Hoover Commission to split the Business, Consumer Services and Housing Agency (BCSH) into two agencies: the California Housing and Homeless Agency (CHHA) focused on housing, homelessness, and civil rights functions; and the Business and Consumer Services Agency (BCSA) focused on consumer protection and business regulation.

Under the reorganization plan, DCA would be placed under the new BCSA along with the Department of Alcoholic Beverage Control, Alcoholic Beverage Control Appeals Board, Department of Cannabis Control, Department of Financial Protection and Innovation, California Horse Racing Board, and Department of Real Estate.

The Little Hoover Commission will conduct public hearings on the proposed reorganization on April 23 and 24, 2025.

Legislation: 2025–26 Session

The Legislature convened for the 2025–26 session on December 2, 2024, and the Assembly and Senate adopted rules reducing the number of bills that each member can introduce during the two-year session to 35.

Below are important dates and deadlines on the 2025 legislative calendar:

- January 10, 2025: Budget bill must be submitted by Governor
- February 21, 2025: Last day for bills to be introduced
- April 11–20, 2025: Spring recess
- May 2, 2025: Last day for policy committees to hear and report to fiscal committees fiscal bills introduced in their house
- May 9, 2025: Last day for policy committees to hear and report to the Floor nonfiscal bills introduced in their house
- May 23, 2025: Last day for fiscal committees to hear and report to the Floor bills introduced in their house
- June 6, 2025: Last day for each house to pass bills introduced in that house
- June 15, 2025: Budget bill must be passed by midnight

- July 18, 2025: Last day for policy committees to hear and report bills
- July 19, 2025 through August 17, 2025: Summer recess
- August 29, 2025: Last day for fiscal committees to hear and report bills to the Floor
- September 5, 2025: Last day to amend on the Floor
- September 12, 2025: Last day for each house to pass bills
- October 12, 2025: Last day for Governor to sign or veto bills
- January 1, 2026: Statutes take effect

Occupational Analysis of the Chiropractic Profession

DCA's Office of Professional Examination Services (OPES) completed the [2024 Occupational Analysis of the Chiropractic Profession](#) (OA) in August 2024. The results of this OA provide a description of practice for the chiropractic profession that can be used to review the national chiropractic examination developed by NBCE and to provide a basis for constructing a valid and legally defensible California Chiropractic Law Examination (CCLE). The description of practice is structured into four content areas: patient intake history; examination and assessment; treatment and case management; and laws and ethics.

Throughout fiscal year 2024–25, OPES will be conducting workshops with subject matter experts to review, reclassify, and write items and set the passing score for the September 2025 CCLE based on the new OA examination outline. Additionally, OPES will conduct a review of NBCE Parts I–IV and Physiotherapy and a linkage study on behalf of BCE after NBCE releases their 2025 Practice Analysis of Chiropractic report.

Outreach

In January 2025, staff standardized BCE's social media presence as the "California Board of Chiropractic Examiners" with username "CaliforniaBCE" across the three major platforms – Facebook, Instagram, and X. Staff began regularly sharing relevant updates and content from trusted state agencies and is working with DCA's Communications Division to develop additional branding, content, and graphics.

On March 1, 2025, Board member David Paris, D.C. provided an ethics presentation to attendees of the California Chiropractic Association's (CalChiro) Seaside Symposium. Board Chair Laurence Adams, D.C. and Executive Officer Kristin Walker presented on ethics and provided tips on avoiding common violations to licensees and students attending CalChiro's Legislative Day on March 25, 2025.

Personnel Updates

Anthony Niwashan was selected for the Administrative Technician position, and his first day at BCE was March 3, 2025.

Former Administration & Licensing Manager Dixie Van Allen accepted a lateral position with the California Fish and Game Commission effective March 17, 2025, and former Enforcement Analyst Valerie James accepted a promotional position with the California State Board of Optometry effective April 1, 2025.

Recruitment efforts are currently underway to refill these positions along with three Associate Governmental Program Analyst positions to act as leads in the Administration, Licensing and Continuing Education, and Enforcement Units and a Program Technician II position in the Licensing and Continuing Education Unit.

Program Statistics

Licensing Program

Application Type	FY 2022–23	FY 2023–24	FY 2024–25*
DC Apps Received	384	387	318
DC Licenses Issued	370	363	291
DC Licenses Renewed	11,703	11,562	9,182
SAT Apps Received	1,736	1,753	1,871
SAT Certificates Issued	1,637	1,811	1,695
SAT Certificates Renewed	3,152	3,634	3,100
COR Apps Received	129	112	113
COR Certificates Issued	113	118	85
COR Certificates Renewed	1,213	1,323	1,062

*As of April 14, 2025

Enforcement Program

Enforcement Activity	FY 2022–23	FY 2022-23	FY 2024–25*
Complaints Received	486	513	403
Complaints Closed	475	681	388
Pending Complaints	511	331	346
Citations Issued	10	33	5
Fines Assessed	\$21,000	\$58,750	\$10,500

Enforcement Activity	FY 2022–23	FY 2022-23	FY 2024–25*
Fines Collected	\$49,594	\$43,608	\$7,500
AG Cases Opened/Initiated	18	28	14
Accusations Filed	22	13	1
Restriction Orders Granted	2	2	1
Withdrawn/Dismissed	3	4	2
AG Cases Closed	37	36	28
AG Cases Pending	61	57	43
License Applications Denied	0	2	0
Revocation	5	5	5
Surrender of License	7	11	2
Probation with Suspension	2	0	0
Probation Only	22	8	5
Public Repeal	1	2	0
Cost Recovery Ordered	\$197,955	\$260,817	\$85,301
Cost Recovery Collected	\$34,938	\$97,994	\$85,749
Monitored Probationers	73	70	71

*As of April 14, 2025

Proposed Regulations

Final Filing Phase

- Filing of Addresses and Contact Information (Amend California Code of Regulations [CCR], Title 16, Section 303):** This proposal will implement the requirement from [Senate Bill 1434 \(Roth, Chapter 623, Statutes of 2022\)](#) for the Board to include licensees' telephone numbers and email addresses in the Board's directory and clarify the requirement for filing of a public "address of record." The Board approved the proposed regulatory text at its April 20, 2023 meeting. This rulemaking was published in the Office of Administrative Law (OAL) Notice Register and released for a 45-day public comment period on February 14, 2025. The public comment period ended on April 1, 2025, and no comments were received. Staff is preparing the final regulatory package for submission to OAL.

Initial Filing Phase

2. **Repeal Successful Examination (Obsolete Provision) [Repeal CCR, Title 16, Section 354]:** This proposal will repeal an obsolete provision in the Board's regulations that conflicts with other existing laws and regulations that prohibit the unlicensed practice of chiropractic. The Board approved the proposed regulatory text at its January 20, 2023 meeting. This rulemaking was published in the OAL Notice Register and released for a 45-day public comment period on January 3, 2025. The public comment period ended on February 18, 2025. The Board will be asked to approve the proposed response to the public comment received during its April 17, 2025 meeting.
3. **Appeal Process for Contested Citations and Licensee Compliance with Assessed Fines (Amend CCR, Title 16, Sections 390.4 and 390.5):** This regulatory proposal makes conforming changes to the Board's system for issuing citations for consistency with the required provisions of [Business and Professions Code \(BPC\) section 125.9](#). The Board will be asked to approve minor, substantive edits to the proposed regulatory text at its April 17, 2025 meeting. This package is anticipated to be submitted to OAL for publication in the Notice Register and a 45-day public comment period on May 2, 2025.

Production Phase

4. **Continuing Education: Distance Learning (Amend CCR, Title 16, Section 363.1):** This proposal will define distance learning as a form of asynchronous learning conducted online or outside of a classroom and that does not offer participatory interaction between the licensee and the instructor during the instructional period. The Board approved the proposed regulatory text at its May 23, 2024 meeting. This package is anticipated to be submitted to OAL for publication in the Notice Register and a 45-day public comment period in spring 2025.
5. **Licensing and Regulatory Fees (Section 100 Changes Without Regulatory Effect: Amend CCR, Title 16, Sections 310.1, 317.1, 321, 323, 360, 362, 363, 367.5, 367.10, 370, and 371):** This action under CCR, title 1, section 100 will update the licensing and regulatory fee amounts within the Board's regulations and forms for consistency with the fee amounts codified in [BPC section 1006.5](#). This package is anticipated to be submitted to OAL in spring 2025.
6. **Continuing Education Fees, Requirements, and Approval Process (Amend CCR, Title 16, Sections 360, 361, 362, 363, 364, and 365, and Add CCR, Title 16, Section 360.1):** This proposal will amend the annual CE requirements for licensees, establish five course competency areas that will be approved by the Board, define the three recognized learning formats for CE courses, update the CE course review and approval process, create a re-approval process for CE courses that have been previously approved by the Board, and update the CE requirements

for petitions for reinstatement of revoked or surrendered licenses. The Board will be asked to consider a proposal to increase the number of required hours in the competency of chiropractic adjustment, manipulation, or technique from two to four during the April 17, 2025 meeting.

- 7. Sexual Contact with a Patient and Required Actions Against Registered Sex Offenders (Add CCR, Title 16, Sections 384.1 and 384.2):** This Consumer Protection Enforcement Initiative (CPEI) proposal will require any proposed decision containing a finding of fact that a licensee engaged in any act of sexual contact, as defined, or is subject to registration as a sex offender in any tier, to contain an order of revocation and prohibit the decision from containing a stay of the revocation. In addition, this proposal will require any Board decision containing a finding of fact that a licensee engaged in any act of sexual contact to contain an order of revocation, and require the Board to deny or revoke a license for any applicant, licensee, or petitioner who is subject to registration as a sex offender in any tier and prohibit the Board from issuing a stay of the revocation for any individual who is subject to registration as a tier two or three offender. The Board approved the proposed regulatory text at its April 20, 2023 meeting. This package is anticipated to be submitted to OAL for publication in the Notice Register and a 45-day public comment period in summer 2025.
- 8. Discipline by Another Jurisdiction and Licensee Reporting Requirements (Amend CCR, Title 16, Sections 304 and 314):** This CPEI proposal will update the reporting of licensee arrests, convictions, and discipline by other public agencies and clarify a licensee's duty to report any violation of the statutes and regulations governing the practice of chiropractic to the Board. The Board approved the proposed regulatory text at its July 20, 2023 meeting. This package is anticipated to be submitted to OAL for publication in the Notice Register and a 45-day public comment period in summer 2025.
- 9. Delegation of Certain Functions to the Executive Officer (Amend CCR, Title 16, Section 306):** This CPEI proposal will delegate additional functions to the Executive Officer to expedite the Board's handling of disciplinary cases. The Board approved the proposed regulatory text at its October 19, 2023 meeting. This package is anticipated to be submitted to OAL for publication in the Notice Register and a 45-day public comment period in summer 2025.
- 10. Prohibited Activities by Inactive Licensees (Add CCR, Title 16, Section 310.3):** This proposal will identify the specific activities that cannot be performed by the holder of an inactive doctor of chiropractic license. The Board approved the proposed regulatory text at its October 24, 2024 meeting. This package is anticipated to be submitted to OAL for publication in the Notice Register and a 45-day public comment period in summer 2025.

- 11. Repeal Mental Illness Regulation (Obsolete) [Repeal CCR, Title 16, Section 315]:** This proposal will repeal a regulation that allows the Board to order a license holder to be examined by one or more physicians specializing in psychiatry when reasonable cause exists that the licensee is mentally ill to the extent that it may affect their ability to practice. This regulation is unnecessary because the Board already has broader statutory authority under [BPC sections 820–828](#) to order a physical or mental examination of a licensee whenever it appears the licensee may be unable to practice safely due to mental illness or physical illness affecting competency. The Board approved the proposed regulatory text at its October 24, 2024 meeting. This package is anticipated to be submitted to OAL for publication in the Notice Register and a 45-day public comment period in summer 2025.

Concept Phase

- 12. Application and Examination Process for Doctor of Chiropractic Licensure, Including Temporary and Expedited Licensure and Fee Waiver for Military Spouses and Domestic Partners and Expedited Licensure for Veterans, Applicants Enrolled in U.S. Department of Defense SkillBridge Program, Refugees, Asylees, and Special Immigrant Visa Holders (Amend CCR, Title 16, Sections 320, 321, and 340–349):** This proposal will clarify the application and examination process for initial licensure as a doctor of chiropractic, including the qualifying circumstances for expedited review of a license application. Additionally, this proposal will implement [Assembly Bill \(AB\) 107 \(Salas, Chapter 693, Statutes of 2021\)](#), which provides for the temporary licensure of military spouses, and [AB 883 \(Mathis, Chapter 348, Statutes of 2023\)](#), which requires the Board to expedite the initial licensure process for applicants who are active-duty members of the United States Armed Forces enrolled in the United States Department of Defense SkillBridge program. The Board will be asked to approve the proposed text for this proposal and initiate the regulatory process at its April 17, 2025 meeting.
- 13. Approval of Doctor of Chiropractic Degree Programs and Educational Requirements (Amend or Repeal CCR, Title 16, Sections 330–331.16):** This proposal will amend the regulations regarding approval of chiropractic programs to align with the accrediting body, the Council on Chiropractic Education, and eliminate any unduly prescriptive content that could be restrictive to the evolving nature of higher education. This proposal will also update the minimum curriculum and clinical experience requirements for Board-approved chiropractic programs. This proposal will be discussed by the Board at its April 17, 2025 meeting.
- 14. Renewal and Restoration of Doctor of Chiropractic Licenses, Including Basic Life Support Certification for Active Licensees (Amend CCR, Title 16, Sections 370 and 371 and Add CCR, Title 16, Section 371.1):** This proposal will clarify the processes for renewal and restoration of doctor of chiropractic licenses, extend the timeframe for cancellation of a license from three to four years, and

update the continuing education and competency requirements that must be met prior to the restoration of a cancelled license. Additionally, this proposal will mandate the maintenance of basic life support provider or advisor certification, including cardiopulmonary resuscitation (CPR), for all licensees as a condition of licensure in active status. This proposal will be discussed by the Board at its July 25, 2025 meeting.

- 15. Record Keeping and Retention Requirements for Chiropractic Patient Records, Including Retention and Disposition of Records Upon Closure of Practice or Death/Incapacity of Licensee (Amend CCR, Title 16, Section 318):** This proposal will update the record keeping requirements to specify the necessary documentation for the patient history, complaint, diagnosis/analysis, and treatment and to differentiate between an initial patient encounter and an established patient visit. In addition, this proposal will specify the retention period and requirements for the disposition of patient records. This proposal will be discussed by the Board at its July 25, 2025 meeting.
- 16. Disciplinary Guidelines and Uniform Standards for Substance Abusing Licensees, Including Filing and Evaluation Process for Petitions for Reinstatement, Reduction of Penalty, or Early Termination of Probation (Amend CCR, Title 16, Section 384 and Add CCR, Title 16, Sections 384.1 and 385):** This proposal will update the *Disciplinary Guidelines and Model Disciplinary Orders*, implement the Uniform Standards for Substance Abusing Licensees, and enhance the process for petitions for reinstatement, reduction of penalty, and early termination of probation before the Board. Staff is developing proposed regulatory text based on the Enforcement Committee's discussions and guidance. This proposal is planned to be presented to the Board for review at its July 25, 2025 meeting.
- 17. Minimum Supervision and Training Requirements for Chiropractic Assistants Within a Chiropractic Practice (Amend CCR, Title 16, Section 312):** This CPEI proposal will clarify the role of and delineate the activities that can be performed by chiropractic assistants within a chiropractic practice, define and establish the supervision requirements by a licensed doctor of chiropractic, and require that chiropractic assistants follow and provide only the treatment defined in the supervising doctor's treatment plan. This proposal was discussed by the Board at its February 13, 2025 meeting and returned to the Enforcement Committee for further development.
- 18. Retired License Status and Fee (Add CCR, Title 16, Section 328):** This proposal would establish a new retired status for doctor of chiropractic licenses and implement an application fee to cover the reasonable regulatory cost of issuing a retired license in accordance with [BPC section 464](#). Staff is working with the Licensing Committee to develop a stakeholder survey to measure licensees' potential interest in a new retired license status.

- 19. Hardship Extensions to Annual CE Requirements (Add CCR, Title 16, Section 364.1):** This proposal will create a process for granting an extension to the annual CE requirement for a licensee who provides satisfactory proof to the Board that they have been adversely affected by a natural disaster, a state or federal declared state of emergency, or other hardship. Staff is developing this proposal based on the discussion by the Continuing Education Committee at its December 13, 2024 meeting.
- 20. Chiropractic Practice Locations and Display of License (Add CCR, Title 16, Section 303.1 and Amend CCR, Title 16, Section 308):** This CPEI proposal will update the requirements for filing practice locations with the Board and displaying a license/certificate and notice to patients at each practice location. Staff is developing this proposal based on the discussion by the Licensing Committee at its March 8, 2024 meeting.
- 21. Appeal Process for Denial of Continuing Education Courses and Providers:** This proposal will establish update the process for appealing the denial of a CE course or provider application. This proposal is currently being developed by staff and the Continuing Education Committee.

0152 - Board of Chiropractic Examiners
Analysis of Fund Condition
(Dollars in Thousands)
2025-26 Governor's Budget With FM 8 Projections

Prepared 4.1.2025

	Actuals 2023-24	CY 2024-25	BY 2025-26	BY +1 2026-27	BY +2 2027-28
BEGINNING BALANCE					
Prior Year Adjustment	\$ 2,026	\$ 3,282	\$ 2,901	\$ 1,454	\$ -106
Adjusted Beginning Balance	\$ -146	\$ -	\$ -	\$ -	\$ -
	\$ 1,880	\$ 3,282	\$ 2,901	\$ 1,454	\$ -106
REVENUES, TRANSFERS AND OTHER ADJUSTMENTS					
Revenues					
4121200 - Delinquent fees	\$ 52	\$ 45	\$ 49	\$ 49	\$ 49
4127400 - Renewal fees	\$ 4,166	\$ 4,121	\$ 4,027	\$ 4,027	\$ 4,027
4129200 - Other regulatory fees	\$ 120	\$ 101	\$ 92	\$ 92	\$ 92
4129400 - Other regulatory licenses and permits	\$ 804	\$ 755	\$ 693	\$ 693	\$ 693
4163000 - Income from surplus money investments	\$ 141	\$ 152	\$ 9	\$ 2	\$ -
4170400 - Capital Asset Sales Proceeds	\$ 9	\$ -	\$ -	\$ -	\$ -
4171400 - Escheat of unclaimed checks and warrants	\$ 5	\$ 2	\$ -	\$ -	\$ -
4172500 - Miscellaneous revenues	\$ 2	\$ 1	\$ 1	\$ 1	\$ 1
Totals, Revenues	\$ 5,299	\$ 5,177	\$ 4,871	\$ 4,864	\$ 4,862
Transfers and loans to/from other funds					
Loan Repayment to Vehicle Inspection and Repair Fund 0421 per Item 1111-011-0421, Budget Act of 2014	\$ -	\$ -250	\$ -250	\$ -250	\$ -250
Totals, Transfers and Other Adjustments	\$ -	\$ -250	\$ -250	\$ -250	\$ -250
TOTALS, REVENUES, TRANSFERS AND OTHER ADJUSTMENTS	\$ 5,299	\$ 4,927	\$ 4,621	\$ 4,614	\$ 4,612
TOTAL RESOURCES	\$ 7,179	\$ 8,209	\$ 7,522	\$ 6,068	\$ 4,506
Expenditures:					
1111 Department of Consumer Affairs (State Operations)	\$ 3,570	\$ 5,012	\$ 5,593	\$ 5,761	\$ 5,934
9892 Supplemental Pension Payments (State Operations)	\$ 85	\$ 62	\$ 62	\$ -	\$ -
9900 Statewide General Administrative Expenditures (Pro Rata) (State Operations)	\$ 242	\$ 234	\$ 413	\$ 413	\$ 413
TOTALS, EXPENDITURES AND EXPENDITURE ADJUSTMENTS	\$ 3,897	\$ 5,308	\$ 6,068	\$ 6,174	\$ 6,347
FUND BALANCE					
Reserve for economic uncertainties	\$ 3,282	\$ 2,901	\$ 1,454	\$ -106	\$ -1,840
Months in Reserve	7.4	5.7	2.8	-0.2	-3.5

NOTES:

1. Assumes workload and revenue projections are realized in BY+1 and ongoing.
2. Balance from the 2014-15 loan is currently \$1,448.
3. Expenditure growth projected at 3% beginning BY+1.

Agenda Item 10 Attachment 3

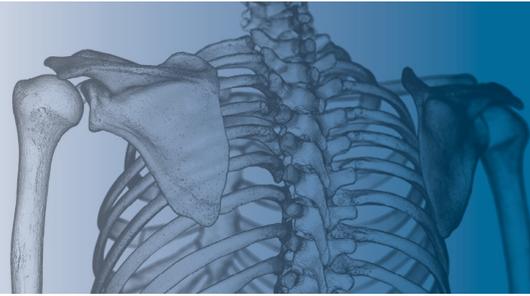
BCE 2022-2026 Action Plan		Responsibility	Due Date	Current Status
Goal Area 1: Licensing and Professional Qualification				
1.1	Complete comprehensive updates to the Board's continuing education program and regulations to provide clarity and accessibility, and to ensure continuing licensee competency and public protection.			
Success Measure:	Promulgated updated continuing education regulations and educated licensees and continuing education providers on those regulations.		Q2 2025	57%
1.1.1	Identify proposed framework for licensee continuing education (CE) requirements and course approval process and obtain CE Committee and Board approval.	EO	Q1 2023	Completed
1.1.2	Draft proposed language for updated regulations and obtain approval from DCA regulatory counsel.	EO	Q1 2023	Completed
1.1.3	Conduct fiscal analysis of CE regulations and develop proposed fee amounts for course approval and reapproval.	EO	Q1 2023	Completed
1.1.4	Present final regulatory proposal (language and fee amounts) to Board for approval.	EO	Q2 2023	Completed
1.1.5	Finalize regulatory package and initiate the rulemaking process.	EO	Q2 2023	In Progress
1.1.6	Inform licensees and CE providers of changes through written notices, outreach, and information sessions.	EO	Q3 2023 – ongoing	In Progress
1.1.7	Complete regulatory process.	EO	Q1 2024	In Progress
1.2	Establish a robust, effective Licensing Committee to identify issues and increase efficiency.			
Success Measure:	The completion of the action plan for all current pending licensing issues.		Q3 2023	60%
1.2.1	Gather background information to educate Licensing Committee members on pending licensing issues.	Licensing Manager	Q1 2023	Completed
1.2.2	Train Licensing Lead (staff member) as a Licensing Committee liaison (calendar, meeting agendas, etc.).	EO and AEO	Q2 2023	In Progress
1.2.3	Educate Licensing Committee members on background and history of prior actions.	EO	Q2 2023 – ongoing	Completed
1.2.4	Identify current issues, discuss possible solutions, and present recommendations to the Licensing Committee Chair.	AEO	Q2 2023	Completed
1.2.5	Staff works with the Licensing Committee Chair to create an action plan for pending and current issues identified above.	AEO and Licensing Lead/Licensing Liaison	Q3 2023	In Progress
1.3	Review reciprocity requirements to minimize barriers to licensure in California.			
Success Measure:	The Board has identified how they are going to minimize any potential barriers to licensure through reciprocity.		Q3 2024	50%
1.3.1	Conduct an environmental scan of reciprocity requirements (1. BCE, 2. Other states, and 3. Other DCA healing art boards).	AEO	Q2 2023	Completed
1.3.2	Analyze the data that has been collected.	AEO	Q3 2023	Completed
1.3.3	Develop potential options and recommendation for the Licensing Committee on how to minimize barriers to licensure.	AEO	Q3 2023	Completed
1.3.4	Summarize environmental scan, analysis, potential options, and recommendation.	AEO	Q4 2023	In Progress
1.3.5	Present findings and recommendations to the Licensing Committee.	Licensing Lead/Licensing Committee Liaison	Q1 2024	Not Started
1.3.6	Present Licensing Committee's recommendation to the Board.	EO	Q3 2024	Not Started
1.4	Continue to monitor the Board's license fee structure to ensure the Board's financial stability, maintain access to the Board's services, and determine whether the Board needs to consider plans for restructuring its fees.			
Success Measure:	The Board has delivered its report on its fee structures and recommendation to the Legislature.		Q4 2026	57%
1.4.1	Bring any budget issues to the Board's attention.	EO	Q3 2022 – ongoing	Completed
1.4.2	Establish regular and thorough monthly process to monitor BCE's budget and fund condition.	Lead Administrative Analyst	Q1 2023	Completed
1.4.3	Establish quarterly budget meetings with budget analyst at DCA.	Lead Administrative Analyst	Q1 2023	Completed
1.4.4	Conduct analysis of the impact of recent fee restructuring.	Lead Administrative Analyst	Q3 2023 - ongoing	Completed
1.4.5	Provide reports to the Government and Public Affairs Committee on the impact of recent fee restructuring.	Lead Administrative Analyst	Q3 2023 - ongoing	In Progress
1.4.6	Create report on license fee structure (due to Legislature by January 1, 2027).	EO and AEO	Q2 2025	In Progress
1.4.7	Submit license fee structure report to the Legislature with 2026 Sunset Review Report.	EO	Q4 2025	Not Started
Goal Area 2: Enforcement				
2.1	Implement updated disciplinary guidelines, Uniform Standards for Substance Abusing Licensees, and Consumer Protection Enforcement Initiative (CPEI) regulations, to provide consistency and clarity in disciplinary penalties, help educate licensees and the public, and deter violations.			
Success Measure:	Completed regulation process for all three areas (Disciplinary Guidelines, Uniform Standards for Substance Abusing Licensees, and CPEI regulations).		Q4 2025	54%
2.1.1	Disciplinary Guidelines & Uniform Standards – finish developing the proposed guidelines.	AEO	Q1 2023	Completed

2.1.2	Disciplinary Guidelines & Uniform Standards – vet through Regulatory Counsel and DAG Liaison (AGs office).	AEO	Q1 2023	In Progress
2.1.3	Disciplinary Guidelines & Uniform Standards – present proposal to Enforcement Committee.	Enforcement Lead	Q2 2023	Completed
2.1.4	Disciplinary Guidelines & Uniform Standards – present proposal to Board.	Enforcement Lead	Q4 2023	In Progress
2.1.5	Disciplinary Guidelines & Uniform Standards – begin regulatory process.	AEO	Q1 2024	Not Started
2.1.6	Disciplinary Guidelines & Uniform Standards – complete regulatory process.	AEO	Q1 2025	Not Started
2.1.7	CPEI (12 regulations) – develop an action plan for the different regulations (assigning to committees), formalizing plans with committee chairs to clarify assignments.	EO	Q1 2023	Completed
2.1.8	CPEI – develop proposals.	AEO	Q4 2023	Completed
2.1.9	CPEI – vet through DCA Regulatory Counsel.	AEO	Q4 2023	Completed
2.1.10	CPEI – present proposals to appropriate Committees.	Enforcement Lead / Licensing Lead	Q1 2024	Completed
2.1.11	CPEI – present proposals to Board.	Enforcement Lead / Licensing Lead	Q3 2024	Completed
2.1.12	CPEI – begin regulatory process.	AEO	Q4 2024	In Progress
2.1.13	CPEI – complete regulatory process.	AEO	Q4 2025	Not Started
2.2 Streamline internal enforcement processes and standards, including complaint intake, investigations, and case management activities, to increase efficiency and ensure timely action.				
Success Measure:	Enforcement Program is meeting the established performance measure targets.		Q2 2025	57%
2.2.1	Conduct process review with OIO.	Enforcement Analysts	Q4 2022	Completed
2.2.2	Document baseline processing times.	EO	Q1 2023	Completed
2.2.3	Standardize internal enforcement process – make sure all standards are met each time – considering OIO recommendations.	AEO and Enforcement Manager	Q1 2023	Completed
2.2.4	Update duty statements for staff in Enforcement Unit, separating case management from investigations (increasing specialization).	EO	Q1 2023	Completed
2.2.5	Update and document all processes/ procedures.	AEO and Enforcement Manager	Q2 2023	In Progress
2.2.6	Update training of all staff, cross-train on all tasks.	Enforcement Manager	Q2 2023	In Progress
2.2.7	Measure impact of process improvements on enforcement timeframes.	EO	Q2 2025	In Progress
2.3 Improve the effectiveness of the Enforcement Program by implementing Expert Witness program enhancements, including recruitment, training, and ongoing assessment of diverse subject matter experts in specific areas of chiropractic practice.				
Success Measure:	Program enhancements implemented, observed improvement in expert reports, and higher success rate at hearings.		Q4 2025	13%
2.3.1	Begin recruitment process for new SMEs.	EO	Q1 2023	Completed
2.3.2	Staff review SME applications.	Enforcement Manager	Q1 2023	Not Started
2.3.3	Enforcement Committee members interview and vet potential SMEs.	Enforcement Committee	Q2 2023 – ongoing	Not Started
2.3.4	Contract with SMEs selected experts.	Enforcement Lead	Q2 2023 – ongoing	Not Started
2.3.5	Train SMEs.	EO and AEO	Q3 2023 – ongoing	Not Started
2.3.6	Measure effectiveness of expert witnesses (success ratio, input from Deputy Attorney General (DAG)).	AEO and Enforcement Manager	Q4 2023 – ongoing	In Progress
2.3.7	Report on effectiveness of SMEs to Enforcement Committee and provide any further recommendations.	Enforcement Lead	Q4 2023 – ongoing	In Progress
2.3.8	Continue monitoring effectiveness of Expert Witness Program (identify benchmarks - outcomes and hearing success).	EO and Enforcement Committee	Q4 2025 – ongoing	Not Started
2.4 Develop and implement clearly defined standards for licensee recordkeeping by updating regulations to provide consistency, clarity, and accessibility to licensees, the public, and other stakeholders.				
Success Measure:	Adopted updated standards for licensee recordkeeping into regulation.		Q4 2024	57%
2.4.1	Review and discuss requirements in other states.	EO and Enforcement Committee	Q4 2022	Completed
2.4.2	Develop a regulatory proposal for consideration by Enforcement Committee.	EO	Q1 2023	Completed
2.4.3	Have Legal/Regulations Counsel review proposal.	EO	Q1 2023	Completed
2.4.4	Present proposal to Enforcement Committee for review, discussion, and possible recommendation to Board.	EO	Q2 2023	Completed
2.4.5	Obtain Board approval of proposal.	EO	Q4 2023	In Progress
2.4.6	Begin regulatory process (formally submitting to DCA for approval, ready for Director's Review).	AEO and Enforcement Lead	Q4 2023	Not Started
2.4.7	Complete regulatory process.	AEO and Enforcement Lead	Q4 2024	Not Started
Goal Area 3: Public Relations and Outreach				
3.1 Include more stakeholder ideas and perspectives in Board activities by continuing to foster relationships with legislators, other healing arts boards, professional organizations, and government agencies.				
Success Measure:	Improved at least five relationships with stakeholders across all above groups.		Q4 2023	60%
3.1.1	Identify relationships (existing and potential).	EO and AEO	Q1 2023	Completed
3.1.2	Define each relationship's plan (avenues, content) (include dialogues).	EO and AEO	Q2 2023	Completed
3.1.3	Arrange introductions/open channels of communication when needed.	EO	Q2 2023	Completed

3.1.4	Schedule meetings/forums (develop MOUs if needed).	EO	Q4 2023 – ongoing	In Progress
3.1.5	Managers network/regularly communicate with other healing arts peers (include staff as appropriate).	Enforcement and Licensing Managers	Q4 2023 – ongoing	In Progress
3.2	Continue to increase the Board's presence and availability through diverse outreach opportunities where the Board can collaborate and engage with stakeholders to allow for sharing of feedback, input, and suggestions.			
Success Measure:	Participated in at least three external outreach opportunities and hosted at least three listening sessions.		Q3 2023	40%
3.2.1	Identify existing outreach opportunities where the Board can participate.	EO	Q1 2023	Completed
3.2.2	Publicize opportunities to give feedback to the Board.	AEO	Q1 2023	Completed
3.2.3	Host roundtable discussions / listening sessions (document feedback).	EO	Q2 2023 – ongoing	In Progress
3.2.4	Review feedback given.	EO and AEO	Q2 2023 – ongoing	In Progress
3.2.5	Communicate feedback to appropriate policy committee chair, determine action (address in public meeting, etc.).	EO and AEO	Q3 2023 – ongoing	In Progress
3.3	Create diverse outreach plans to increase awareness about the profession and the Board's role to build relationships with stakeholders and diversify the profession.			
Success Measure:	Board has approved its outreach plan and released at least three updated materials.		Q1 2024	86%
3.3.1	Document existing communication challenges, opportunities.	EO and AEO	Q1 2023	Completed
3.3.2	Discern what stakeholder groups would like to know (internal, anecdotal, environmental scan feedback).	Licensing/Admin Manager	Q1 2023	Completed
3.3.3	Touch base with DCA outreach/communications unit (what's available, state fair booths, etc.).	EO	Q1 2023	Completed
3.3.4	Develop plan for modes of communication (social media, events, brochures, etc.).	AEO	Q2 2023	Completed
3.3.5	Get plan approval from Government & Public Affairs Committee, then to Board for approval.	AEO	Q3 2023	Completed
3.3.6	Create/maintain outreach calendar.	AEO	Q4 2023	Completed
3.3.7	Create/update materials (printed materials, PDE) (get Board and legal review).	AEO	Q1 2024	In Progress
3.4	Build an interactive, language accessible social media presence to engage with stakeholders and assess stakeholder sentiment of the Board.			
Success Measure:	Board has developed a presence with at least bi-weekly posts across all accounts.		Q2 2024	78%
3.4.1	Brainstorm among staff on what to share, identify priority items, clarify audiences.	EO	Q1 2023	Completed
3.4.2	Establish internal procedure for use and management of social media accounts.	EO	Q1 2023	Completed
3.4.3	Meet with DCA Office of Public Affairs (strategy and graphics).	EO	Q1 2023	Completed
3.4.4	Discuss social media outreach with Government & Public Affairs Committee, get feedback on what to share.	Lead Admin Analyst	Q2 2023	Completed
3.4.5	Get input from Board members about information to share (events of interest).	Lead Admin Analyst	Q2 2023	Completed
3.4.6	Develop bank of material to share on an ongoing basis.	AEO	Q2 2023 – ongoing	Completed
3.4.7	Develop a system to track other accounts to monitor for sharing potential.	AEO	Q2 2023	Completed
3.4.8	Ask Board-approved colleges for material to share.	Licensing Manager	Q4 2023	In Progress
3.4.9	Review and determine how to measure stakeholder sentiment.	AEO	Q2 2024	In Progress
3.5	Improve the Board's website by providing informative, language accessible content for applicants, licensees, the public, and other stakeholders and enhancing the functionality and user experience.			
Success Measure:	Updated format and content included for all business areas.		Q4 2024	56%
3.5.1	Meet with OIS to determine process, timeline.	EO	Q1 2023	Completed
3.5.2	Assess current site - Get and review metrics from OIS, identify structure and updates needed.	EO	Q1 2023	Completed
3.5.3	Review other DCA boards' websites to get layout ideas, identify a template to adopt.	AEO	Q1 2023	Completed
3.5.4	Prioritize easy fixes and removing any obsolete information.	AEO	Q2 2023	In Progress
3.5.5	Identify what informative content should appear on site (including FAQs, requirements in plain language, and steps).	AEO	Q2 2023	Completed
3.5.6	Review all current forms to improve them (verify ADA compliance, ensure fillable pdf versions, optimize for Connect, and confirm mobile device access).	EO	Q2 2023	Completed
3.5.7	Communicate website redesign request to OIS.	AEO	Q3 2023	In Progress
3.5.8	Update forms.	AEO	Q2 2024	In Progress
3.5.9	Obtain feedback from external users on new website functionality through polls, listening sessions, and informal discussions.	EO and AEO	Q4 2024	In Progress
Goal Area 4: Laws and Regulations				
4.1	Increase efficiency in rulemaking processes to move pending regulatory packages forward, prevent a backlog of packages, and improve staff and Board effectiveness.			
Success Measure:	No current package older than two years.		Q2 2026	78%

4.1.1	Implement regular (monthly) monitoring and reporting progress for pending regulations to maintain visibility.	EO	Q1 2023	Completed
4.1.2	Identify challenges observed in regulatory process.	EO	Q1 2023	Completed
4.1.3	Develop action plan to address all pending regulatory workload items.	EO	Q1 2023	Completed
4.1.4	Discuss proposals as a team to get staff input.	EO	Q1 2023 – ongoing	Completed
4.1.5	Train all lead AGPA and higher staff on rulemaking through DCA and OAL.	AEO	Q2 2023	In Progress
4.1.6	Thoroughly research and develop background information and justification for all regulatory proposals before submitting to a committee for consideration.	AEO and Committee Liaisons	Q2 2023 – ongoing	Completed
4.1.7	Develop initial package as proposals make their way through the committee process (to catch issues before final Board approval).	AEO	Q2 2023 – ongoing	In Progress
4.1.8	Educate Board and Committee members on rulemaking process and best practices (include in onboarding).	EO and DCA Regulatory Counsel	Q3 2023	Completed
4.1.9	Monitor pending regulatory workload volume and completion time.	EO	Q3 2023 – Q2 2026 and ongoing	Completed
4.2	Perform a comprehensive review of existing regulations to identify and address any unnecessary or obsolete regulations and to clarify current regulations as needed.			
Success Measure:	Board has addressed issues identified during comprehensive review.		Q4 2026	56%
4.2.1	Create action plan for review of regulations (possibly group by topic – licensing, enforcement, general).	EO	Q1 2023	Completed
4.2.2	Review all existing regulations to identify unnecessary, obsolete, or unclear regulations (as grouped by topic with staff SMEs).	AEO	Q4 2023	Completed
4.2.3	Develop recommendations to address identified issue(s) for each regulation.	AEO	Q2 2024	Completed
4.2.4	Consult with DCA Regulatory Counsel.	AEO	Q3 2024	Completed
4.2.5	Present final recommendations to appropriate committee for review and discussion.	AEO, Committee Liaisons	Q1 2025	Completed
4.2.6	Committee makes recommendation to full Board.	Committees	Q4 2025	In Progress
4.2.7	Board approves proposal to amend or repeal as appropriate.	Board	Q4 2025	In Progress
4.2.8	Begin regulatory process.	AEO and Lead Admin Analyst	Q1 2026	In Progress
4.2.9	Complete regulatory process.	AEO and Lead Admin Analyst	Q4 2026	In Progress
Goal Area 5: Organizational Development				
5.1	Update processes and procedures, key staff roles, and staff organizational structure to establish clear responsibilities and increase efficiency.			
Success Measure:	Completed reorganization and have up-to-date documentation for staff roles.		Q3 2023	75%
5.1.1	Ensure all staff duties are accounted for.	EO	Q4 2022	Completed
5.1.2	Finalize reorganization plan and submit it to DCA Office of Human Resources for approval.	EO	Q1 2023	Completed
5.1.3	Conduct change management activities.	Enforcement Manager and Licensing Manager	Q1 2023	Completed
5.1.4	Issue updated duty statements to staff.	Enforcement Manager and Licensing Manager	Q1 2023	Completed
5.1.5	Implement new organizational structure.	EO	Q1 2023	Completed
5.1.6	Document current processes and ask for staff feedback and recommendations on proposed improvements (i.e., paperless, customer-focused).	AEO	Q1 2023	Completed
5.1.7	Standardize, document, and store updated processes and procedures.	AEO	Q2 2023	In Progress
5.1.8	Train staff on the updated processes and procedures.	AEO	Q3 2023	In Progress
5.2	Maintain a high-performance, engaged, and inclusive culture focused on effective training, individual development, and continuous improvement, to recruit and retain quality staff.			
Success Measure:	Improvement in employee engagement scores.		Q2 2024	71%
5.2.1	Encourage an open, receptive, and problem-solving mindset.	EO	Q4 2022	Completed
5.2.2	Put together methods to solicit feedback and suggestions on the different processes. Possible method = role play activities during meetings for staff to better understand and serve stakeholders including consumers, licensees.	EO	Q4 2022	Completed
5.2.3	Conduct employee engagement survey to assess staff morale and establish baseline.	EO	Q1 2023	Completed
5.2.4	Conduct listening sessions to obtain feedback (concerns, problems, etc.) from staff.	EO	Q1 2023	Completed
5.2.5	Review and update job announcements (include telework opportunity).	EO	Q1 2023	Completed
5.2.6	Conduct all staff meetings to maintain line of communication and follow up on concerns, questions, etc. from listening sessions.	EO	Q1 2023 – ongoing	Completed
5.2.7	Identify potential training topics for staff and management.	AEO	Q1 2023 – ongoing	Completed
5.2.8	Implement basic cross-training for all Board processes (including Connect training).	AEO	Q1 2023 – ongoing	In Progress
5.2.9	Develop and deliver and/or sign up for staff trainings as a team.	AEO	Q2 2023	Completed
5.2.10	Develop and disseminate customer satisfaction survey.	AEO	Q2 2023 – ongoing	In Progress

5.2.11	Encourage Individual Development Plans (IDP) and conduct regular check ins to help staff to be effective and well-rounded in their own position and develop additional areas of interest.	EO	Q4 2023 – ongoing	Completed
5.2.12	Conduct second employee engagement survey to assess staff morale and identify additional opportunities for improvement (from 5.2.3).	EO	Q1 2024	In Progress
5.2.13	Create action plan for improvement based on engagement survey results.	EO	Q2 2024	Completed
5.2.14	Implement action plan to address employee engagement results and improvements.	EO and AEO	Q4 2024	In Progress
5.3	Promote diverse, inclusive, and effective communication styles and opportunities to improve intraorganizational collaboration.			
Success Measure:	Positive results on the annual communication survey.		Q2 2023	73%
5.3.1	Encourage staff feedback and two-way communication during unit meetings.	EO	Q4 2022 – ongoing	Completed
5.3.2	Implement and share a monthly structured report (follow through on updates and decisions) with Board members and staff.	EO	Q1 2023	Completed
5.3.3	Present monthly report highlights during Board meetings.	EO	Q1 2023	Completed
5.3.4	Re-establish regular unit meetings.	Licensing Manager, Enforcement Manager	Q1 2023	Completed
5.3.5	Encourage staff to review Board and committee meeting agendas, meeting minutes, and relevant meeting materials.	EO	Q1 2023	Completed
5.3.6	Create a resource list for liaisons to know which staff members to reach out to regarding specific topics.	AEO	Q1 2023	Completed
5.3.7	Introduce committee liaison to committees' chairs.	EO	Q1 2023	In Progress
5.3.8	Introduce Board liaison to Board members.	EO	Q1 2023	In Progress
5.3.9	Add liaison contact information to existing rosters and the Board's website.	EO	Q1 2023	Completed
5.3.10	Communicate any updates (new Board members) to staff.	AEO	Q2 2023	Completed
5.3.11	Create and distribute an annual survey to get feedback from staff and Board members regarding communication and collaboration.	AEO	Q4 2023 – ongoing	Not Started
5.4	Re-design the board member onboarding procedures and orientation processes, considering diverse learning styles, to create effective and engaged board members.			
Success Measure:	Board has implemented the new onboarding and orientation process and the new materials have been shared with all Board members.		Q2 2023	67%
5.4.1	Present proposed framework for a new orientation and onboarding process for new Board members to Government and Public Affairs Committee	EO	Q4 2022	Completed
5.4.2	Create welcome package (include forms).	Board Liaison/EO	Q1 2023	Completed
5.4.3	Update Board member resource binder.	Board Liaison/EO	Q1 2023	Completed
5.4.4	Update new Board member training session materials.	Board Liaison/EO	Q1 2023	Completed
5.4.5	Outline Board member mentor responsibilities.	Board Liaison/EO	Q1 2023	Completed
5.4.6	Familiarize staff with mandatory Board member paperwork that needs to be completed upon appointment and annually.	Board Liaison/EO	Q2 2023	Completed
5.4.7	Create desk manual/guidelines for Board Liaison and share with all staff.	Board Liaison/EO	Q2 2023	In Progress
5.4.8	Update Board Member Administrative Procedure Manual with updated framework.	Board Liaison/EO	Q2 2023	In Progress



Agenda Item 11
April 17, 2025

Licensing Committee Report

Purpose of the Item

Committee Chair Pamela Daniels, D.C. will update the Board on the regulatory proposals being developed by the Licensing Committee.

The Board will also review, discuss, and possibly act on the Committee's recommendation regarding the regulatory proposal to clarify the application and examination process for doctor of chiropractic (DC) licensure, including temporary and expedited licensure and a fee waiver for military spouses and domestic partners and expedited licensure for veterans, applicants enrolled in the U.S. Department of Defense SkillBridge Program, refugees, asylees, and special immigrant visa holders.

Action Requested

The Board will be asked to consider the Committee's recommendation regarding the above regulatory proposal.

Background

The Licensing Committee met as a working group on March 7, 2025, to discuss and develop the following regulatory proposals:

Proposal to Update the Requirements for Board Approval of Doctor of Chiropractic Degree Programs (amend and renumber, as necessary, California Code of Regulations [CCR], Title 16, sections 330, 331.1, 331.2, 331.5, 331.12.1, 331.12.2, 331.12.3, 331.14, and 331.15 and repeal sections 331.3, 331.4, 331.6, 331.7, 331.8, 331.9, 331.10, 331.11, 331.13, and 331.16)

The Board's current requirements for approval of chiropractic degree programs are contained within CCR, title 16, sections 330 through 331.16. On July 16, 2020, the Board initially approved proposed language to remove many of the prescriptive requirements contained in these regulations. However, this regulatory proposal was later determined to be too vague and incomplete to meet the requirements of the Office of Administrative Law for rulemaking and was returned the Committee for further study, discussion, and development.

Licensing Committee Report

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Dr. Daniels engaged in a series of discussions with the Council on Chiropractic Education (CCE) and representatives from the chiropractic programs regarding the need for the Board's regulations to be more contemporary and less prescriptive to allow for the progression of practice and education. Through these regulations, the Board must also consider and address the unique needs of California's patient population, such as education in the areas of dermatology, pharmacology, psychiatry, and mental health, and demonstrated clinical competence in the necessary elements of examining and diagnosing a patient, providing an appropriate service or treatment, reassessing the need for additional care, and recognizing clinical "red flags" or when maximum medical improvement has been achieved.

Additionally, CCE concluded its five-year process to review and revise the accreditation standards, and CCE adopted updated standards in January 2024 that became effective in January 2025. Notable changes to the accreditation standards include:

- Aligning requirements with programmatic accreditation and reducing duplication with institutional accreditation.
- Revising student success measures to include retention or attrition rates, along with program completion, licensure examination performance, and licensure rates.
- Incorporating diversity, equity, and inclusion (DEI) elements in faculty, student support services, and curriculum, competencies, and outcomes assessment requirements.
- Developing a new meta-competency for cultural competency.
- Expanding research and scholarship requirements, including requirements for the programs to establish goals, objectives, and outcomes.

The Committee and staff are finalizing a regulatory proposal to implement the changes to the Board's approval of chiropractic degree programs and minimum educational requirements that have been previously discussed by the Committee. Specifically, this regulatory proposal would:

- 1) Define the various organizations and educational terms referenced in the regulations (16 CCR § 330);
- 2) Specify the process for Board approval of chiropractic programs (16 CCR § 331.1);
- 3) Provide the Board with authority to inspect and obtain copies of records maintained by institutional and programmatic accreditors for Board-approved chiropractic programs and programs applying for Board approval (16 CCR § 331.2);

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- 4) Clarify the educational and clinical competency requirements for doctor of chiropractic licensure and allow for additional methods of student learning, including direct assessment programs and distance learning (16 CCR § 331.5);
- 5) Establish requirements for chiropractic preceptorship programs in California, including direct, on-site supervision by a Board-registered preceptor, patient notification, and record keeping (16 CCR § 331.6); and
- 6) Repeal unnecessary, duplicative, or obsolete regulations to current institutional and programmatic accreditation standards (formerly 16 CCR §§ 331.3, 331.4, 331.6, 331.7, 331.8, 331.9, 331.10, 331.11, 331.13, and 331.16).

Staff expects to present the final regulatory text for this proposal to the Board for review and approval at the July 25, 2025 meeting.

Proposal to Clarify the Application and Examination Process for Doctor of Chiropractic Licensure, Including Temporary and Expedited Licensure and Fee Waiver for Military Spouses and Domestic Partners and Expedited Licensure for Veterans, Applicants Enrolled in U.S. Department of Defense SkillBridge Program, Refugees, Asylees, and Special Immigrant Visa Holders (amend CCR, Title 16, sections 320, 321, and 340–349)

The Committee and staff developed a regulatory proposal to clarify the application and examination process for initial DC licensure, including temporary and expedited licensure and fee waivers for military spouses and domestic partners and expedited licensure for veterans, applicants enrolled in the U.S. Department of Defense SkillBridge Program, refugees, asylees, and special immigrant visa holders as required by Business and Professions Code sections 115.4, 115.5, 115.6, and 135.4. Additionally, the proposal, as drafted, would introduce a new prelicensure competency requirement that requires an applicant to have either passed the National Board of Chiropractic Examiners (NBCE) Part IV practical examination or actively practiced chiropractic in another state within the four-year period preceding their license application.

At this meeting, the Board is asked to consider the Committee's recommendation to initiate the rulemaking process and proceed with this regulatory proposal. If the Board agrees with the Committee and wishes to proceed with the proposal as drafted, staff recommends the Board make the following motion:

Suggested Motion: Approve the proposed regulatory text for California Code of Regulations (CCR), title 16, sections 320, 321, and 340–349 in the Attachment, direct staff to submit the text to the Director of the Department of Consumer Affairs and the Business, Consumer Services and Housing Agency for review and if no adverse comments are received, authorize the Executive Officer to take all steps necessary to initiate the rulemaking process, make any non-substantive changes to the package, and set the matter for a hearing if requested. If no adverse comments are received during the 45-day comment period and no hearing is requested,

Licensing Committee Report

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authorize the Executive Officer to take all steps necessary to complete the rulemaking and adopt the proposed regulation at CCR, title 16, sections 320, 321, and 340–349 as noticed.

Proposal to Potentially Establish a Retired Status for Doctor of Chiropractic Licenses (add CCR, Title 16, section 328)

The Board issues one primary license type – the DC license – that must be renewed annually by the last day of a licensee’s birth month, in either active or inactive status, or the license expires. DC licenses that are not renewed within 60 days after expiration are placed in forfeiture status, and DC licenses that have been expired for three years are cancelled. (Chiropractic Initiative Act § 12 and 16 CCR § 371, subd. (b).)

The Board does not currently have a method for licensees to retire or voluntarily cancel their DC licenses. Instead, licensees must either: 1) continue to annually renew their license as active or inactive and pay the \$336 renewal fee; or 2) allow their license to expire and be placed in forfeiture status after 60 days and cancelled after three years.

Neither option is appropriate for a licensee who wishes to formally retire from the chiropractic profession. A licensee’s status is public information and displayed on the Board’s website. Maintaining a license in “active” or “inactive” status places a financial burden on a retired licensee who is no longer using the license and likely has no intention to return to practice. The terms “expired,” “forfeiture,” and “cancelled” on a licensee’s profile page can be negatively perceived by the public and other licensing agencies as they often associate those terms with misconduct by the licensee.

The Committee and staff are developing a stakeholder survey to measure licensees’ potential interest in a new retired license status and the potential fiscal impact of the proposal on the Board.

Attachment

- Proposed Regulatory Language to Amend and Renumber, as Necessary, California Code of Regulations, Title 16, Sections 320, 321, 340, 341, 342, 343, 344, and 348, and Repeal Sections 345, 346, and 349

DEPARTMENT OF CONSUMER AFFAIRS
TITLE 16. BOARD OF CHIROPRACTIC EXAMINERS

PROPOSED REGULATORY LANGUAGE

**Application and Examination Process for Doctor of Chiropractic Licensure,
Including Temporary and Expedited Licensure for Qualifying Applicants**

Legend: Added text is indicated with an <u>underline</u> . Deleted text is indicated by strikeout .
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Amend and Renumber, as Necessary, Sections 320, 321, 340, 341, 342, 343, 344, and 348, and Repeal Sections 345, 346, and 349 of Articles 3 and 5 of Division 4 of Title 16 of the California Code of Regulations to read as follows:

§ 320. Temporary ~~Permits or Licenses~~ for Military Spouses or Domestic Partners.

~~The California law does not provide for the granting of temporary permits or licenses.~~

(a) Definitions. For the purposes of this section, the following definitions shall apply:

(1) “Disciplinary proceeding” means any proceeding or investigation under the authority of the licensing jurisdiction pursuant to which a licensee may be disciplined.

(2) “Disciplined” means that the applicant’s license was placed on probation, revoked, suspended, reprovved, censured, reprimanded, restricted, limited, conditioned, or any other restriction or action taken against a license.

(3) “Good standing” means that the applicant has not been disciplined, is not the subject of an unresolved complaint or review procedure, and is not the subject of any unresolved disciplinary proceeding.

(4) “Jurisdiction” means a California or another state’s licensing board or agency, any agency of the federal government, or another territory of the United States.

(5) “License” means a license, permit, or comparable authority to practice chiropractic in another state, district, or territory of the United States.

(6) “Medical condition” has the same meaning as specified in Government Code section 12926, subdivision (i).

(7) “Mental disability” has the same meaning as specified in Government Code section 12926, subdivision (j).

(8) “Original licensing jurisdiction” means the entity that issued a license to the applicant authorizing the applicant to practice within the same scope for which the applicant seeks a temporary license from the Board.

(9) “Physical disability” has the same meaning as specified in Government Code section 12926, subdivision (m).

(10) “Proof of successful completion” means a copy of an applicant’s report or notice issued by the Board’s contracted examination administrator that indicates the applicant passed the examination.

(11) “Successfully complete” means that an applicant has achieved a criterion-referenced passing score as defined in Section 340.

(b) Application and Eligibility Requirements. An applicant for a temporary doctor of chiropractic license pursuant to section 115.6 of the Business and Professions Code (“Code”) shall submit a completed application to the Board at its current physical address listed on its website or through the Board’s online portal accessible through the Board’s website, and meet all of the requirements of this section and section 115.6 of the Code to be eligible for a temporary license. A completed application shall include all of the following information from the applicant:

(1) The applicant’s identifying and contact information:

(A) Applicant’s full legal name (first name, middle name, last name, and suffix, if any);

(B) Other name(s) the applicant has used or been known by;

(C) Applicant’s address of record, which may be a post office box or other alternate address;

(D) Applicant’s alternate physical address if the applicant’s address of record is a post office box or other private mailbox service;

(E) Applicant’s email address, if any;

(F) Applicant’s telephone number, if any;

(G) Applicant’s social security number or individual taxpayer identification number; and

(H) Applicant’s birth date (month, day, and year).

(2) The applicant shall indicate that the applicant is married to, or in a domestic partnership or other legal union with, an active-duty member of the United States

Armed Forces who is assigned to a duty station in California under official active-duty military orders and shall provide the following documentation with the application:

(A) A copy of a certificate of marriage or certified declaration/registration of domestic partnership filed with the California Secretary of State or other documentary evidence of legal union with an active-duty member of the Armed Forces; and

(B) A copy of the military orders establishing their spouse or partner's duty station in California.

(3) The applicant shall disclose whether the applicant holds a current, active, and unrestricted license to practice chiropractic in another state, district, or territory of the United States and provide written verification from the applicant's original licensing jurisdiction that the applicant's license is in good standing under that jurisdiction. The verification shall include all of the following:

(A) The full legal name of the applicant and any other name(s) the applicant has used or been known by;

(B) The license type and number issued to the applicant by the original licensing jurisdiction, and the relevant law(s) and regulation(s) under which the license was issued;

(C) The name and location of the licensing agency or entity;

(D) The issuance and expiration date of the license; and

(E) Information showing that the applicant's license is currently in good standing.

(4) The applicant shall attest that the applicant meets all of the requirements for temporary licensure as set forth in section 115.6, subdivision (c)(1) through (5) of the Code, including that the applicant has not committed an act in any jurisdiction that would have constituted grounds for denial, suspension, or revocation under the Code or this division at the time the act was committed and that the applicant is aware that a violation of this paragraph may be grounds for the denial or revocation of a temporary license issued by the Board.

(5) The applicant shall also attest that the applicant has not been disciplined by a licensing entity in another jurisdiction and is not the subject of an unresolved complaint, review procedure, or disciplinary proceeding conducted by a licensing entity in another jurisdiction.

(6) The applicant shall submit a full set of fingerprints for to the purposes of the

Board conducting a criminal history information record check through the California Department of Justice and the Federal Bureau of Investigation in accordance with Section 321.1.

(7) The applicant shall sign a statement attesting to the fact that the applicant meets all of the requirements for the temporary license, and that the information submitted in the application is accurate, to the best of the applicant's knowledge.

(c) California Law and Ethics Examination Requirement. In addition to the above requirements, each applicant for a temporary license shall successfully complete and furnish to the Board proof of successful completion of the California Chiropractic Law Examination (CCLE) specified in Section 340.

(1) To take the examination, each applicant shall submit a completed application for approval to test to the Board at its current physical address listed on its website or through the Board's online portal accessible through the Board's website, containing all of the following:

(A) The information required by subdivision (b);

(B) A disclosure regarding whether the applicant is requesting a reasonable accommodation pursuant to Government Code section 12944, subdivision (b). If the applicant answers in the affirmative, the applicant shall provide medical substantiation consisting of a written document with the name, license number, telephone number, date, and signature of a health care provider confirming the existence of the applicant's medical condition, mental disability, or physical disability and the need for the reasonable accommodation; and

(C) A certification, under penalty of perjury of the laws of the State of California, signed and dated by the applicant that the information on the application is true and correct.

(2) After receipt of a completed application for approval to test, and upon the Board's determination that the applicant has met the requirements of section 115.6, subdivision (c)(1) and (2) of the Code, the Board shall send a written and dated notice of approval to test to the applicant and examination administrator. The notice shall also contain the web address, email address, telephone number, and mailing address for the applicant to contact the examination administrator to schedule the examination.

(3) Upon written notice of approval to test from the Board, an applicant is responsible for contacting the examination administrator to schedule a test date and examination site location and for paying the examination administrator's nonrefundable fees to take the examination.

(4) The notice of approval to test shall be valid for twelve (12) months from the date of the notice. If the applicant fails to successfully complete the examination prior to the expiration of approval to test, the applicant may reapply for approval to test in accordance with subdivision (c)(1).

(d) Upon meeting the requirements specified in subdivisions (b) and (c) and if no grounds for denial exist pursuant to sections 115.6 or 480 of the Code, the Board shall issue to the applicant a temporary license to practice chiropractic, subject to the conditions set forth in section 115.6, subdivision (h) of the Code.

(e) Upon issuance of a temporary license in accordance with section 115.6, subdivision (a) of the Code, the Board shall provide written notice by email or U.S. mail to the applicant's email address or address of record of the following:

(1) That the temporary license is nonrenewable;

(2) That the license expires twelve (12) months after issuance, upon issuance of a standard license, upon issuance or denial of a license by reciprocity, or upon issuance or denial of an expedited license pursuant to section 115.5 of the Code, whichever occurs first; and

(3) Any holder of a temporary license desiring to continue their licensure or to practice in California after expiration of their temporary license shall apply for and obtain a standard or expedited doctor of chiropractic license, as applicable, in accordance with Section 321.

NOTE: Authority cited: Section 115.6 of the Business and Professions Code and Sections 4(b) and 4(c) of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii. Reference: Sections 30, 115.6, and 480 of the Business and Professions Code and Sections 4(c), 4(e), 7, and 10(b) of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii.

§ 321. Application for Doctor of Chiropractic License.

~~An Application for a License to Practice Chiropractic shall be submitted on an application form entitled "Application for License to Practice Chiropractic" (No. 09A-1 (Rev. 11/20)), which is hereby incorporated by reference, accompanied by such evidence, statements, or documents as are therein required, and filed with the board at its office in Sacramento, with the required nonrefundable application fee of three hundred seventy-one dollars (\$371.00). The application shall also include verifications showing satisfactory completion of 60 prechiropractic college credits and the minimum educational requirements for licensure from the chiropractic college attended by the applicant on forms entitled "Verification of Prechiropractic Hours" (No. 09B-3 (New 07/14)) and "Chiropractic College Certificate" (No. 09B-2 (New 07/14)), which are~~

hereby incorporated by reference.

(a) Definitions. For the purposes of this section, the following definitions shall apply:

(1) “Act” means the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii.

(2) “California Chiropractic Law Examination” or “CCLE” means the supplemental examination in California law and ethics specified in Section 340.

(3) “Chiropractic program” has the same meaning as “chiropractic school or college” as used in the Act.

(4) “Code” means the Business and Professions Code.

(5) “Doctor of chiropractic license” has the same meaning as “License to practice chiropractic” specified in Section 7 of the Act.

(6) “Medical condition” has the same meaning as specified in Government Code section 12926, subdivision (i).

(7) “Mental disability” has the same meaning as specified in Government Code section 12926, subdivision (j).

(8) “NBCE” means the National Board of Chiropractic Examiners, a national administrator of chiropractic licensure examinations.

(9) “Physical disability” has the same meaning as specified in Government Code section 12926, subdivision (m).

(10) “Proof of successful completion of the CCLE” means a copy of an applicant’s report or notice issued by the Board’s contracted examination administrator that indicates the applicant passed the examination.

(11) “Recognized equivalent of a high school diploma” means:

(A) A general education development certificate (GED);

(B) A state certificate received by a student after the student has passed a state-authorized examination that the state recognizes as the equivalent of a high school diploma; or

(C) An academic transcript of a student who has successfully completed at least a two-year program that is acceptable for full credit toward a bachelor’s degree.

(12) “Transcript” means a copy of a student’s permanent academic record issued by a school, college, or university identifying the student and attesting to the student’s

completion of specific courses with grades, credit hours, dates of attendance, academic major(s), degree or diploma granted, if any, including date of graduation, and any awards or honors.

(b) Application and Eligibility Requirements. To be eligible for the issuance of a doctor of chiropractic license, an applicant shall:

(1) Complete the minimum educational requirements for doctor of chiropractic licensure specified in Section 331.4 or 331.5, as applicable;

(2) Pass the NBCE Parts I, II, III, IV, and Physiotherapy examinations specified in Section 340;

(3) Provide documentary evidence of one of the following prelicensure competency requirements:

(A) Taken and passed the NBCE Part IV practical examination within the previous four (4) years preceding the date of submission of the license application specified in subdivision (b)(4); or

(B) Been actively licensed and practiced chiropractic in another state, district, or territory of the United States within the previous four (4) years preceding the date of submission of the license application specified in subdivision (b)(4).

(4) Submit a completed application for eligibility to take the California Chiropractic Law Examination (CCLE) and for licensure as a doctor of chiropractic to the Board at its current physical address listed on its website or through the Board's online portal accessible through the Board's website. A completed application for eligibility to take the CCLE and for licensure as a doctor of chiropractic shall include all of the following information from the applicant:

(A) Applicant's full legal name (first name, middle name, last name, and suffix, if any);

(B) Other name(s) the applicant has used or been known by;

(C) Applicant's address of record, which may be a post office box or other alternate address;

(D) Applicant's alternate physical address if the applicant's address of record is a post office box or other private mailbox service;

(E) Applicant's email address, if any;

(F) Applicant's telephone number, if any;

(G) Applicant's social security number or individual taxpayer identification number;

(H) Applicant's birth date (month, day, and year);

(I) A color, U.S. passport-style photograph of the applicant taken within sixty (60) calendar days preceding the date of submission of the application;

(J) Whether the applicant has previously applied to the Board for licensure;

(K) The following additional applicant-identifying information to expedite the application process, if applicable:

(i) Whether the applicant is serving, or has previously served, in the United States Armed Forces;

(ii) Whether the applicant is an honorably discharged member of the United States Armed Forces. If the applicant affirmatively states they meet this criterion and is seeking to have their application expedited, they shall provide the documentation specified in subdivision (c) with their application.

(iii) Whether the applicant is an active-duty member of a regular component of the United States Armed Forces enrolled in the United States Department of Defense SkillBridge program as authorized under Section 1143(e) of Title 10 of the United States Code. If the applicant affirmatively states they meet this criterion and is seeking to have their application expedited, they shall provide the documentation specified in subdivision (d) with their application.

(iv) Whether the applicant is married to or in a domestic partnership or other legal union with an active-duty member of the United States Armed Forces assigned to a duty station in California under official active-duty military orders. If the applicant affirmatively states they meet this criterion and is seeking to have their application expedited and fees waived, they shall provide the documentation specified in subdivision (e) with their application.

(v) Whether the applicant was admitted to the United States as a refugee, has been granted asylum by the Secretary of Homeland Security or the Attorney General of the United States, or has a special immigrant visa. If the applicant affirmatively states they meet this criterion and is seeking to have their application expedited, they shall provide the documentation specified in subdivision (f) with their application.

(L) The following educational background information:

(i) The name and location of the high school attended and the date of

graduation, or comparable information for a recognized equivalent of a high school diploma;

(ii) The name, location, dates of attendance, and, if applicable, date of graduation and degree earned, for each institution of postsecondary education attended; and

(iii) The name, location, dates of attendance, and, if applicable, date of graduation and degree earned, for each chiropractic program attended.

(M) Whether the applicant has ever been licensed to practice chiropractic in another state, district, or territory of the United States or in another country. If the applicant answers affirmatively, the applicant shall provide all of the following information with the application for each license:

(i) The name and location of the licensing agency/entity;

(ii) The license type and license number issued to the applicant by the licensing agency/entity;

(iii) The issuance and expiration date of the license; and

(iv) The current status of the license.

(N) Whether the applicant has ever held another professional license in another state, district, or territory of the United States or in another country. If the applicant answers affirmatively, the applicant shall provide all of the following information with the application for each license:

(i) The name and location of the licensing agency/entity;

(ii) The license type and license number issued to the applicant by the licensing agency/entity;

(iii) The issuance and expiration date of the license; and

(iv) The current status of the license.

(O) Excluding actions based upon the applicant's criminal conviction history, disclosure of license denial or license suspension, revocation, voluntary surrender, or other discipline of any chiropractic or other professional license in California, or in any other state, district, or territory of the United States, or by any other governmental agency or foreign country within the preceding seven (7) years of the date of the application.

(P) Disclosure and explanation of any medical condition, mental disability, or

physical disability which currently impairs or limits the applicant's ability to practice chiropractic with reasonable skill and safety;

(Q) Disclosure regarding whether the applicant is requesting a reasonable accommodation pursuant to Government Code section 12944, subdivision (b). If the applicant answers in the affirmative, the applicant shall provide medical substantiation consisting of a written document with the name, license number, telephone number, date, and signature of a health care provider confirming the existence of the applicant's medical condition, mental disability, or physical disability and the need for the reasonable accommodation; and

(R) A statement signed and dated by the applicant under penalty of perjury under the laws of the State of California that all statements made in the application or any accompanying attachments provided with the application are true and correct.

(5) Pay the nonrefundable license application fee, unless that fee has been waived for the applicant pursuant to subdivision (e);

(6) Submit a full set of fingerprints for the purposes of the Board conducting a criminal history information record check through the California Department of Justice and the Federal Bureau of Investigation in accordance with Section 321.1;

(6) Original, certified transcripts for each chiropractic program the applicant attended mailed or sent by primary source (directly from the program to the Board) at its current physical address or email address listed on its website in an unopened, sealed envelope or through a secure electronic transmission;

(7) A verification of prechiropractic education signed and dated by the dean, president, provost, registrar, or other authorized representative of a chiropractic program containing all of the following information about the applicant's prechiropractic education:

(A) The full legal name of the applicant;

(B) The applicant's birth date (month, day, and year) and the last four digits of the applicant's social security number or individual taxpayer identification number;

(C) The name of the chiropractic program;

(D) The applicant's matriculation date;

(E) The name of each prechiropractic college or university attended by the applicant;

(F) A certification that the applicant obtained a high school diploma, or the recognized equivalent of a high school diploma, and at least sixty (60) prechiropractic college credits prior to the applicant's matriculation into the chiropractic program; and

(G) A statement declaring that the information provided on the verification is true, correct, and complete to the best of the chiropractic program representative's knowledge.

(8) A verification signed and dated by the dean, president, provost, registrar, or other authorized representative of the chiropractic program from which the applicant graduated with a doctor of chiropractic degree or completed postgraduate coursework or training containing all of the following information about the applicant's chiropractic education and training:

(A) The full legal name of the applicant;

(B) The applicant's birth date (month, day, and year) and the last four digits of the applicant's social security number or individual taxpayer identification number;

(C) The name of the chiropractic program;

(D) The applicant's matriculation date and, if applicable, graduation date and degree earned;

(E) A certification that the applicant completed all of the minimum requirements for chiropractic education and training specified in Section 331.4 or 331.5, as applicable. If the applicant did not complete the minimum chiropractic education and training requirements, the chiropractic program shall disclose the actual number of clock hours completed by the applicant in the subject areas listed in Section 331.4 or 331.5, as applicable; and

(F) A statement declaring that the information provided on the verification is true, correct, and complete to the best of the chiropractic program representative's knowledge.

(9) Original, certified examination scores transmitted directly from NBCE to the Board for the NBCE Parts I, II, III, IV, and Physiotherapy examinations;

(10) A certified verification of licensure dated and signed by an authorized representative of the licensing agency/entity or a similar electronic license verification record for each chiropractic license or other professional license ever held in California or another state, district, or territory of the United States, or in another country. The verification shall contain all of the following information for the license:

(A) The name and location of the licensing agency/entity;

(B) The license type and license number issued to the applicant by the licensing agency/entity;

(C) The issuance and expiration date of the license;

(D) The current status of the license; and

(E) Disclosure of any discipline taken against the license within the preceding seven (7) years.

(c) Expedited Licensure for Veterans. An applicant who has served as an active-duty member of the United States Armed Forces, was honorably discharged, and provides a copy of their DD-214 (Certificate or Release or Discharge from Active Duty), shall have the review of their application expedited pursuant to section 115.4 of the Code.

(d) Expedited Licensure for Enrollees of SkillBridge Program. An applicant shall receive expedited review of their application pursuant to section 115.4, subdivision (b) of the Code, if the applicant is an active-duty member of a regular component of the United States Armed Forces enrolled in the United States Department of Defense SkillBridge program as authorized under Section 1143(e) of Title 10 of the United States Code, and who provides the following documentation with the application: written authorization documenting the applicant's current enrollment in the SkillBridge program including an official approval document or letter from their respective United States Armed Forces service branch (Air Force, Army, Coast Guard, Marine Corps, Navy, or Space Force) signed by the applicant's first field grade commanding officer that specifies the applicant's name, the approved SkillBridge opportunity, and the specified duration of participation (i.e., start and end dates).

(e) Expedited Licensure and Fee Waiver for Military Spouses and Domestic Partners. An applicant who meets the requirements of section 115.5 of the Code shall have the review of their application expedited and application and initial license fees waived if they submit the following satisfactory evidence with their application:

(1) Certificate of marriage or certified declaration/registration of domestic partnership filed with the California Secretary of State or other documentary evidence of legal union with an active-duty member of the United States Armed Forces;

(2) A copy of the military orders establishing their spouse or partner's duty station in California; and

(3) Written verification from the applicant's issuing agency/licensing jurisdiction that the applicant's license in another state, district, or territory of the United States is current in that jurisdiction. The verification shall include all of the following:

(A) The full legal name of the applicant and any other name(s) the applicant has used or been known by;

(B) The license type and number issued to the applicant by the original licensing agency/entity;

(C) The name and location of the licensing agency/entity; and

(D) The issuance and expiration date of the license.

(f) Expedited Licensure for Refugees, Asylees, and Special Immigrant Visa Holders. An applicant who was admitted to the United States as a refugee, pursuant to Section 1157 of Title 8 of the United States Code, or was granted asylum by the Secretary of Homeland Security or the Attorney General of the United States pursuant to Section 1158 of Title 8 of the United States Code, or has a special immigrant visa and was granted a status pursuant to Section 1244 of Public Law 110-181, Public Law 109-163, or Section 602(b) of Title VI of Division F of Public Law 111-8, relating to Iraqi and Afghan translators/interpreters or those who worked for or on behalf of the United States government, and provides evidence of that status shall have the review of their application expedited pursuant to section 135.4 of the Code. For the purposes of this paragraph, “evidence” shall include the following:

(1) Form I-94, arrival/departure record, with an admission class code such as “re” (refugee) or “ay” (asylee) or other information designating the person as a refugee or asylee.

(2) Special Immigrant Visa that includes the “si” or “sq”.

(3) Permanent resident card (Form I-551), commonly known as a “green card”, with a category designation indicating the person was admitted as a refugee or asylee.

(4) An order from a court of competent jurisdiction or other documentary evidence that provides reasonable assurances to the Board that the applicant qualifies for expedited licensure pursuant to section 135.4 of the Code.

(g) After receipt and review of an application for eligibility to take the CCLE and for licensure as a doctor of chiropractic and, if applicable, the application fee, the Board shall inform the applicant by email or mail of one of the following:

(1) The application is complete and the applicant is eligible to take the CCLE; or

(2) The application is deficient and the specific information or documentation that is required to complete the application.

(h) Upon the Board’s determination that the applicant has met the eligibility

requirements to take the CCLE, the Board shall send a written and dated notice of approval to test to the applicant and examination administrator. The notice shall also contain the web address, email address, telephone number, and mailing address for the applicant to contact the examination administrator to schedule the examination. Upon written notice of approval to test from the Board, an applicant is responsible for contacting the examination administrator to schedule a test date and examination site location and for paying the examination administrator's nonrefundable fees to take the examination.

(h) Upon successful completion of the CCLE, an applicant desiring licensure shall, within ninety (90) calendar days, submit a completed application for issuance of a doctor of chiropractic license number to the Board at its current physical address listed on its website or through the Board's online portal accessible through the Board's website. A completed application for issuance of a doctor of chiropractic license number shall include all of the following information from the applicant:

(1) Applicant's full legal name (first name, middle name, last name, and suffix, if applicable);

(2) Notification of any changes to the applicant's address of record, alternate physical address, email address, or telephone number;

(3) Proof of successful completion of the CCLE; and

(4) Payment of the initial license fee, unless the fee has been waived for the applicant pursuant to subdivision (e).

(i) After receipt and review of a completed application for the issuance of a doctor of chiropractic license number, and if no cause exists to deny the application pursuant to section 480 of the Code, the Board shall issue a doctor of chiropractic license to the applicant. The doctor of chiropractic license shall be valid from the date of issuance until the last day of the applicant's birth month following the issuance of the license, and thereafter, may be renewed annually in accordance with the requirements of Section 371.

(j) Payment of Fees. The application and initial license fees required by this section shall be made in the following accepted forms:

(1) A credit or debit card through the Board's online portal accessible through the Board's website; or

(2) A personal check drawn from a U.S. bank, cashier's check, or money order payable to the "Board of Chiropractic Examiners" mailed to or provided in person at the Board's current physical address listed on its website.

NOTE: Authority cited: Sections 30, 114.5, 115.4, 115.5, 135.4, and 480, of the Business and Professions Code; and Sections 4000-4(b), 4000-4(c), and 4000-5, Business and Professions Code (of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii); and Section 11019.11, of the Government Code. Reference: Sections 27, 29.5, 30, 31, 114.5, 115.4, 115.5, 144, and 480, of the Business and Professions Code; Sections 4(c), 4(e), and 4000-5, Business and Professions Code (of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii); and Section 11019.11, of the Government Code.

§ 340. Examinations Required for Licensure.

(a) Definitions. For the purposes of this Article, the following definitions shall apply:

(1) “CCLE” means the Board’s California Chiropractic Law Examination, a supplemental examination in California law and ethics.

(2) “Doctor of chiropractic license” has the same meaning as “License to practice chiropractic” specified in Section 7 of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii.

(3) “NBCE” means the National Board of Chiropractic Examiners, a national administrator of chiropractic licensure examinations.

(4) “Successfully complete” means:

(A) For purposes of the examinations administered by NBCE, that an applicant has achieved at least the minimum passing score recommended by NBCE to the state chiropractic licensing boards at the time the examination was taken by the applicant; and

(B) For purposes of the CCLE, that an applicant has achieved a criterion-referenced passing score for the examination established by the modified Angoff standard setting method. This method includes the use of licensees representing the practice of chiropractic and a test development specialist and determines through evaluation and rating of each exam question that the passing score represents entry-level competence to practice in the profession as specified in subdivision (c).

(b) Prior to applying for a doctor of chiropractic license pursuant to Section 321, an applicant shall take and successfully complete the following examinations administered by NBCE:

(1) NBCE Part I examination, including all six domains of general anatomy, spinal anatomy, physiology, chemistry, pathology, and microbiology;

(2) NBCE Part II examination, including all six domains of general diagnosis, neuromusculoskeletal diagnosis, diagnostic imaging, principles of practice, chiropractic practice, and associated clinical sciences;

(3) NBCE Part III examination, including diagnostic imaging interpretation, unless diagnostic imaging was completed during the Part IV examination specified in subparagraph (4);

(4) NBCE Part IV examination, including diagnostic imaging interpretation, unless diagnostic imaging was completed during the Part III examination specified in subparagraph (3); and

(5) NBCE Physiotherapy examination.

(c) Prior to the issuance of a temporary, standard, or expedited license pursuant to Section 320, 321, or 323, an applicant shall take and successfully complete the CCLE through the Board's contracted examination administrator. The examination shall test the applicant's knowledge of California law and ability to recognize and apply ethical principles as they relate to the practice of chiropractic.

(d) An applicant shall be responsible for paying the examination fees currently in effect at the time of the examination.

(e) The examinations shall be administered a minimum of two (2) times each year. It shall be held in a location accessible to the applicants; and it shall be administered in a manner which maintains the validity and reliability of the examinations, and provides on-site anonymity to the applicants. The examinations shall be conducted in a manner to assure a reasonable expectation of the fair and impartial evaluation of the applicants' knowledge, and their ability to practice chiropractic in the best interests of the public health and welfare.

NOTE: Authority cited: Sections 4000-4(b), Business and Professions Code and 4(c) of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii. Reference: Sections 4(c), 4(e), 5, 4000-6(c), and 6(d) Business and Professions Code of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii.

§ 341. Other Articles Personal Items Forbidden During Examination.

During the examination CCLE, no applicant will be permitted to wear or have in his their possession any clothing or personal items that could compromise the integrity or security of the examination, including hats, sunglasses, or scarves; bulky jewelry; cellular phones or watches; electronic, smart, or recording devices; cameras; headphones or earphones/earbuds; calculators; personal pens or pencils; notes, textbooks, or reading materials; food or drinks; briefcases, daypacks, purses, or

~~luggage; good luck or therapeutic items; or weapons. paper or object other than the examination questions, examination paper, pencil supplied by the board, and a watch. Further, an applicant is forbidden from wearing any jewelry which includes rings, tie clasps, belt buckles and bracelets which identifies an applicant with a particular chiropractic association, philosophy, or school.~~

~~NOTE: Authority cited: Sections 4000-4(b), Business and Professions Code and 4(c) of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii. Reference: Sections 4(c), 4(e), 5, 4000-6(c), and 6(d) Business and Professions Code of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii.~~

§ 342. Conduct During Examination.

No applicant will be permitted to communicate in any way with any other applicant, nor will ~~he~~ they be permitted to question any ~~examiner~~ examination proctor in reference to or interpretation of the questions under consideration. Applicants must rely solely upon their own judgment as to the meaning of each question, and on their own knowledge of the subject in answering. Any disturbance on the part of the applicant will disqualify said applicant and ~~he~~ they will be required to leave the examination ~~room~~ site.

~~NOTE: Authority cited: Sections 4000-4(b), 4000-4(e), Business and Professions Code and 4(c) of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii. Reference: Sections 4000-4(c), 4(e), 5, and 4000-6(c), and 6(d) Business and Professions Code of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii.~~

§ 343. Basis of Questions.

All CCE examination questions shall test the applicant's knowledge of California law and ability to recognize and apply ethical principles as they relate to the practice of chiropractic. ~~be with respect to the subject listed in Groups 1 to 8, inclusive, set forth in Sections 331.12.1, 331.12.2, and 331.12.3 of these rules. They shall be based upon material contained in standard textbooks approved by the board.~~

~~NOTE: Authority cited: Sections 4000-4(b), Business and Professions Code and 4(c) of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii. Reference: Sections 4(c), 4(e), 4000-5, and 4000-6(c), and 6(d) Business and Professions Code of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii.~~

§ 344. Cheating.

(a) Any person applicant, who upon good cause shown, is suspected of any act of cheating shall be ousted from the examination CCE and, upon a finding that said

person the applicant did, in fact, cheat on that exam, ~~said person the applicant~~ will be denied further examination for a period of at least one year thereafter. Such acts include the following:

(1) Allowing another person to take the examination in the place of, or under the identity of, the applicant;

(2) Copying or otherwise obtaining examination answers from other persons during the course of the examination;

(3) Bringing any notes, textbooks, unauthorized materials, or other informative data into the examination room;

(4) Assisting another applicant in the examination process; and

(5) Copying, photographing, or in any way reproducing or recording examination questions or answers.

(b) Notice of such action against an individual caught cheating shall be submitted to all state chiropractic boards.

NOTE: Authority cited: Sections ~~1000-4(b), 4(c), and 1000-4(e)~~, Business and Professions Code of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii. Reference: Sections ~~1000-4(c), 4(e), 5, and 1000-6(c), and 6(d)~~ Business and Professions Code of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii.

~~§ 345. Retention of Papers.~~

~~Examination papers will be retained by the board for one year and destroyed at the end of that time.~~

NOTE: Authority cited: Sections ~~1000-4(b) and 1000-4(e)~~, Business and Professions Code. Reference: Sections ~~1000-4(c) and 1000-6(c)~~, Business and Professions Code.

~~§ 346. Interpretation of Part of Section 6(c) of the Act.~~

~~The board makes the following interpretation of that part of Section 6(c) of the Act which states that:~~

~~“Any applicant failing to make the required grade shall be given credit for the branches passed, and may, without further costs, take the examination at the next regular examination on the subjects in which he failed.”~~

~~Candidates are considered to have failed a subject if they receive a grade in that subject of less than seventy five percent (75%).~~

~~If first-time applicants, or retake applicants considered as first-time applicants by this section, having taken the examination and failed to receive the grade as required in Section 6(c),~~

~~(a) do not take the examination in the failed branches as required by the board, at the next regular examination, or~~

~~(b) fail to obtain grades sufficient to bring the general average to at least seventy five percent (75%), or receives less than sixty percent (60%) in more than two subjects in which examined (grades in the subjects credited the previous examination are to be included in determining such general average), or~~

~~(c) fail to receive a 75 percent (75%), or better, on each part of the practical examination, then the credit allowed in the branches passed in the first examination shall lapse.~~

~~If, thereafter, candidates desire to reapply, they shall renew their application together with an additional application license fee, and shall be examined in the same manner and to the same extent as though they had not previously taken any examination.~~

~~NOTE: Authority cited: Sections 1000-4, 1000-6 and 1000-10, Business and Professions Code. Reference: Section 1000-6(c), Business and Professions Code.~~

§ 348 345. Failure to Appear for Examination or Abandonment of Application.

(a) An applicant application for a license to practice chiropractic filed pursuant to Section 321 or 323 shall be deemed to have been abandoned and, if applicable, the applicant's fee forfeited, in any of the following circumstances:

(1) An applicant fails to complete their application within one hundred eighty (180) calendar days after it has been filed. An application shall be deemed complete when all documents and information required to determine eligibility for the CCLE have been submitted to the Board.

(2) An applicant who fails to appear for and successfully complete the CCLE examination within one (1) year after being first qualifying therefor shall be considered to have abandoned his application and shall forfeit the license fee paid in connection therewith notified by the Board in writing of the applicant's approval to test.

(3) An applicant fails to apply for the issuance of a doctor of chiropractic license number and, if applicable, pay the initial license fee, within ninety (90) calendar days following their successful completion of the CCLE.

(b) Following the abandonment of a license application, an applicant may reapply by filing a new application for licensure in accordance with Section 321 or 323. If such person thereafter applies When reapplying for a license, he the application shall be treated as a new application and the applicant shall be required to reestablish his their eligibility for such a license in the same manner as an original applicant in accordance with the provisions of the act and the regulations of the board requirements for licensure in effect at the time the new application is filed.

NOTE: Authority cited: Sections 4000-4(b), Business and Professions Code and 4(c) of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii. Reference: Sections 4(c), 4(e), and 4000-5, Business and Professions Code of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii.

§ 349. Interpretation of Section 6(d) of the Act.

(a) For applicants applying for licensure through June 30, 1996, the board makes the following interpretation of Section 6(d) of the Act which states:

“An applicant having fulfilled the requirements of Section 5 and paid the fee thereunder, and having obtained a diplomate certificate from the National Board of Chiropractic Examiners, may offer such certificate together with a transcript of grades secured in said national board examination, and the California Board of Chiropractic Examiners may accept same in lieu of all or a portion of the California board examination as determined by the board.”

(1) To be considered by the board, proof of status with the National Board of Chiropractic Examiners must be submitted to the board's office in compliance with application instructions and postmarked on or before the final filing date designated by the board.

(2) Applicants with National Board status who fail the board examination, under the provisions of Section 346 must retake the entire written and practical examinations of the board.

(3) Effective January 1, 1996: Prior to being scheduled for the practical portion of the California board examination, the applicant must show proof of either National Board status or successful completion of the entire written portion of the California licensure examination.

~~(4) National Board status means attainment of passing scores on the National Board Parts I, II, III, and Physiotherapy examinations.~~

~~(b) For applicants applying for licensure on or after July 1, 1996, the Board makes the following interpretation of Section 6(d) of the Act which states:~~

~~“An applicant having fulfilled the requirements of Section 5 and paid the fee thereunder, and having obtained a diplomate certification from the National Board of Chiropractic Examiners, may offer such certificate together with a transcript of grades secured in said national board examination, and the California Board of Chiropractic Examiners may accept same in lieu of all or a portion of the California board examination as determined by the board.”~~

~~(1) To be eligible for the California Chiropractic Board examination, proof of status with the National Board of Chiropractic Examiners must be submitted to the board's office in compliance with application instructions and postmarked on or before the final filing date designated by the board.~~

~~(2) All applicants for licensure must show proof of National Board status, and successful scores for the California Chiropractic Board examination, which may cover California laws and regulations governing the practice of chiropractic, and/or other subjects as taught in chiropractic schools or colleges.~~

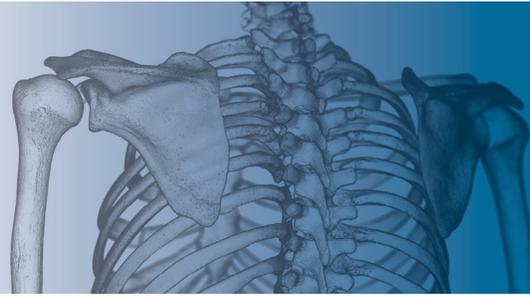
~~(3) Applicants who fail components of the California Chiropractic Board examination after two attempts must, under the provisions of Section 346, retake all of the California Chiropractic Board examination.~~

~~(4) The National Board of Chiropractic Examiners examination Parts I, II, III, IV, and Physiotherapy, and the California Chiropractic Board examination shall constitute the California board licensure requirement.~~

~~(5) National Board status means attainment of passing scores on the National Board Parts I, II, III, IV, and Physiotherapy examinations.~~

~~(6) The California Chiropractic Board examination means the examination developed by the Board of Chiropractic Examiners or an agency designated by the board. This California Chiropractic Board examination shall cover California laws and regulations governing the practice of chiropractic, and/or other subjects as taught in chiropractic schools or colleges, and must be taken after the candidate has graduated from chiropractic college.~~

~~NOTE: Authority cited: Sections 1000-4(b) and 1000-10(a), Business and Professions Code. Reference: Section 1000-6(d), Business and Professions Code.~~



Agenda Item 12 April 17, 2025

Review, Discussion, and Possible Action on Regulatory Proposal Regarding Continuing Education Fees, Requirements, and Approval Process (amend CCR, Title 16, sections 360, 361, 362, 363, 364, and 365 and adopt section 360.1)

Purpose of the Item

The Board will review and discuss the regulatory proposal to update the Board's continuing education (CE) fees, requirements, and approval process.

Action Requested

The Board will be asked to consider approving three substantive changes to the proposed text to amend California Code of Regulations (CCR), title 16, sections 360, 361, 362, 363, 364, and 365 and adopt section 360.1, and authorize the Executive Officer to initiate the rulemaking process with this revised text.

Background

During the May 23, 2024 Board meeting, the Board previously approved proposed regulatory text to amend CCR, title 16, sections 360–365 and adopt section 360.1 to comprehensively update the Board's CE fees, requirements, and approval process.

Staff subsequently separated the proposed regulatory text to amend CCR, title 16, section 363.1 into a single-issue regulatory proposal in response to stakeholder requests and feedback to allow the Board to implement the new definition of distance learning ahead of the comprehensive changes to the CE program.

At this meeting, the Board will be asked to consider the following substantive changes to the previously-approved regulatory text for the comprehensive updates to the CE program:

1. Increase the number of required hours in Competency 3: Adjustment, Manipulation, or Technique from two hours to four hours, thereby increasing the number of mandatory hours in the proposal from 10 to 12 of the required 24 hours of annual CE (see page 4 of the proposed text).
2. Replace the two prior references to a Council on Chiropractic Education accredited college with a chiropractic program that has been approved by the

Continuing Education Regulatory Proposal

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Board pursuant to Article 4, section 330 et seq. for consistency with the language being developed and used by the Board in the proposed text to amend the chiropractic program requirements (see pages 6 and 27 of the proposed text).

These substantive changes are highlighted in the attached proposed regulatory text to amend CCR, title 16, sections 360, 361, 362, 363, 364, and 365 and adopt section 360.1.

At this meeting, the Board is asked to review and discuss these substantive changes to the proposed text and consider making a motion to proceed with this regulatory proposal.

Suggested Motion: Rescind the prior approval of the proposed regulatory text from May 23, 2024, with the exception of the proposed regulatory text to amend California Code of Regulations, title 16, section 363.1, approve the newly proposed regulatory text to amend California Code of Regulations, title 16, sections 360, 361, 362, 363, 364, and 365 and adopt section 360.1 presented in the meeting materials, direct the Executive Officer to take all steps necessary to initiate the rulemaking process, authorize the Executive Officer to make any technical or non-substantive changes to the rulemaking package, notice the proposed text for a 45-day comment period and, if no adverse comments are received during the 45-day comment period and no hearing is requested, adopt the proposed regulatory change.

Attachment

- Proposed Regulatory Language to Amend California Code of Regulations, Title 16, Sections 360, 361, 362, 363, 364, and 365 and Adopt Section 360.1

DEPARTMENT OF CONSUMER AFFAIRS
TITLE 16. BOARD OF CHIROPRACTIC EXAMINERS

PROPOSED REGULATORY LANGUAGE
Continuing Education Fees, Requirements, and Approval Process

Legend: Added text is indicated with an <u>underline</u> . Deleted text is indicated by strikeout .
--

Amend Sections 360, 361, 362, 363, 364, and 365 and Adopt Section 360.1 of Article 6 in Division 4 of Title 16 of the California Code of Regulations to read as follows:

§ 360. Continuing Education Fees.

The following represents fees for continuing education:

(a) Continuing Education Provider Application Fee: ~~\$75~~ \$291

(b) Biennial Continuing Education Provider Renewal Fee: ~~\$50~~ \$118

(c) Continuing Education Course Application Fee: ~~\$50 per course. A course is defined in Section 363.~~

(1) \$116 per hour of instruction for approval of a new continuing education course, as specified in Section 363, subdivision (b).

(2) \$116 per hour of instruction for reapproval of a previously approved continuing education course, as specified in Section 363, subdivision (i).

NOTE: Authority cited: Sections 4000-4(b) and 4000-4(e), ~~Business and Professions Code (of the~~ Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii).
Reference: Section 1006.5, subd. (d), (e), and (f) of the Business and Professions Code and Sections 4000-4(b) and 4000-10(a), Business and Professions Code (of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii).

§ 360.1. Submission Methods for Continuing Education Applications, Forms, and Payments and Conditions for Electronic Submissions.

(a) The applications, forms, documentation, and payments required by Sections 362, subdivision (c)(1)–(3) and 363, subdivisions (b), (c), (i), and (j) shall be submitted to the

Board by mail or delivery to the Board's office or electronically through the Board's Connect user portal.

(b) The applications, forms, documentation, and notices of appeal required by Sections 362, subdivisions (a), (c)(5) and (6), and (e) and 363, subdivisions (e), (h)(2) and (3), and (k) shall be submitted to the Board by mail or delivery to the Board's office, by email to Chiro.CE@dca.ca.gov, or electronically through the Board's Connect user portal.

(c) For purposes of this Article, an application, form, documentation, notice of appeal, or payment is considered to be submitted to the Board on the post-marked date for submissions by mail and at the date and time of electronic transmission for submissions by email or through the Board's Connect user portal.

(d) As used in this Article, "the Board's Connect user portal" means the online portal accessible on the Board's website that allows for secure access to a designated user account and direct submission of applications, forms, and payments for licensing and continuing education transactions to the Board.

(e) The following conditions apply to electronic submissions of continuing education applications, forms, and payments through the Board's Connect user portal:

(1) An oversight contact person or designated representative with authority to make representations and bound the continuing education provider shall register for a user account by providing their user name, password, email address, first name, last name, date of birth, last four digits of their social security or individual taxpayer identification number, and telephone number.

(2) Electronic Signature. When a signature is required by the particular instructions of any filing to be made through the user portal, including any declaration or attestation under penalty of perjury, an oversight contact person or designated representative of the continuing education provider shall affix their electronic signature to the application or form by typing their name in the appropriate field and submitting the filing via the user portal. Submission of a filing in this manner shall constitute evidence of legal signature by an individual whose name is typed on the application or form.

(f) Except as otherwise explicitly stated or defined, any reference to communication in writing in this Article shall mean by U.S. certified mail, overnight courier service, or email with confirmed read receipt or affirmative acknowledgement of receipt by the Board.

NOTE: Authority cited: Sections 4(b) and 4(e) of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii. Reference: Sections 4(b) and 10(a) of the Chiropractic Initiative Act of California, Stats. 1923, p. lxxxviii, and Sections 1633.2, 1633.7, and 1633.9 of the Civil Code.

§ 361. Annual Continuing Education Requirements for Doctors of Chiropractic.

(a) For purposes of this section, “implementation date” means ~~two years following June 8, 2014~~ [Insert Effective Date of Regulation].

~~(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)~~ (b) Any continuing education hours accumulated ~~before June 8, 2014~~ prior to the implementation date that meet the requirements in effect on the date the hours were accumulated, will be accepted by the ~~b~~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).~~

(c) On or after the implementation date of [Insert Effective Date of Regulation], licensees shall complete a minimum of twenty-four (24) hours of continuing education credit during each annual license renewal period, including the following mandatory hours:

(1) A minimum of four (4) hours of Board-approved coursework in Competency 1: Evaluation and Management, as defined in subdivision (f)(1);

(2) A minimum of two (2) hours of Board-approved coursework in Competency 2: Documentation, Record Keeping, and Coding, as defined in subdivision (f)(2);

(3) A minimum of ~~two (2)~~ four (4) hours of Board-approved coursework in Competency 3: Adjustment, Manipulation, or Technique, as defined in subdivision (f)(3); and

(4) A minimum of two (2) hours of Board-approved coursework in Competency 4: Ethics, Law, and Professional Boundaries, as defined in subdivision (f)(4).

(d) In addition to the mandatory hours and competencies specified in subdivision (c)(1)–(4), licensees shall earn the remaining required hours of continuing education credit through any combination of the following activities:

(1) Completing Board-approved coursework in Competency 5: Electives, as defined in subdivision (f)(5).

(2) Obtaining Basic Life Support certification: A licensee shall receive up to a maximum of two (2) hours of continuing education credit per license renewal period for completion of a course in Basic Life Support through the American Heart Association (AHA), American Red Cross (ARC), or a provider approved by the American Safety and Health Institute (ASHI). Continuing education credit shall only be granted for the renewal period during which the course was completed.

(3) Completing Sexual Harassment Prevention Training: A licensee shall receive up to a maximum of two (2) hours of continuing education credit per license renewal period in Competency 4: Ethics, Law, and Professional Boundaries, as defined in subdivision (f)(4), for completion of a supervisory-level sexual harassment prevention training provided by the California Department of Civil Rights or another state or federal government agency.

(4) Attending a Board meeting: A licensee shall receive up to a maximum of eight (8) hours of continuing education credit per license renewal period for attending a Board meeting that includes the hearing of cases related to petitioners seeking the reinstatement of revoked or surrendered licenses, early termination of probation, or reduction in penalty. A petitioner will not earn any continuing education credit for attending a Board meeting on the same day in which the petitioner's own hearing is conducted. The attendance of a licensee at a Board meeting under this subdivision shall be monitored and confirmed by Board staff designated by the Executive Officer.

(5) Participating in Board Examination Development: A licensee who participates as

a subject matter expert in a Board workshop for the purpose of development of the California Chiropractic Law Examination shall receive one (1) hour of continuing education credit for each hour of participation, up to a maximum of sixteen (16) hours, in Competency 4: Ethics, Law, and Professional Boundaries, as defined in subdivision (f)(4).

(6) Serving as a National Examiner: A licensee who participates as an examiner for the entire Part IV portion of the National Board of Chiropractic Examiners (NBCE) examinations shall receive up to a maximum of six (6) hours of continuing education credit for each examination period conducted by the NBCE during the license renewal period. The licensee must retain written certification from NBCE confirming the licensee's participation in their continuing education records.

(7) Teaching Board-approved continuing education: A licensee who teaches a Board-approved continuing education course shall receive one (1) hour of continuing education credit in the applicable competency area for each hour of course instruction.

(8) Completing continuing education coursework that is approved by any of the entities listed below. It shall be the licensee's responsibility to verify and retain proof that the coursework has been approved by one of these entities in their continuing education records.

(A) The California Department of Industrial Relations, Division of Workers' Compensation;

(B) Any healing arts board or bureau within Division 2 of the Business and Professions Code; or

(C) Any organization authorized to approve continuing education by any healing arts board or bureau in Division 2 of the Business and Professions Code.

(e) The following limitations and restrictions apply to the annual continuing education requirement:

(1) Courses in Competency 1: Evaluation and Management and Competency 3: Adjustment, Manipulation, or Technique must be completed through an in-person learning experience or a live and interactive course given via electronic means, as defined in Section 363, subdivision (a)(2) and (3).

(2) A licensee shall not receive more than twelve (12) hours of continuing education credit per day in any combination of the activities specified in subdivisions (c) and (d).

(3) A licensee shall not receive more than twelve (12) hours of continuing education

credit through distance learning, as defined in Section 363.1.

(4) A licensee shall only receive continuing education credit one time for completing a specific continuing education course during a license renewal period. No additional credit shall be granted to a licensee who repeats a continuing education course during the same renewal period.

(g) (f) Courses approved by the Board shall be limited to the following subject competency areas:

(1) Competency 1: Evaluation and Management. This competency area is defined as instruction in one or more of the components of evaluation and management services for new and established patients, including a case-appropriate history; examination; diagnosis; medical decision making; clinical reasoning skills; recognition of contraindications; development, implementation, and monitoring of the treatment and care plan; discussion of risks of proposed care; or receipt of the patient's informed consent.

(2) Competency 2: Documentation, Record Keeping, and Coding. This competency area is defined as instruction in the applicable documentation, record keeping, and coding requirements for patient encounters. Courses in this competency area may include, but are not limited to, instruction in record keeping requirements for evaluation and management services and subsequent patient visits; common documentation methods, such as subjective, objective, assessment, and plan (SOAP) and pain/tenderness, asymmetry/misalignment, range of motion abnormality, and tissue (P.A.R.T.); proper selection and application of International Classification of Diseases (ICD)-10 diagnosis codes and Current Procedural Terminology (CPT)/Healthcare Common Procedure Coding System (HCPCS) procedure codes; documentation of written and verbal patient informed consent; use of electronic health records; or federal and state laws and regulations related to patient health information privacy and security, such as the Health Information Portability and Accountability Act of 1996 (HIPAA).

(3) Competency 3: Adjustment, Manipulation, or Technique. This competency area is defined as instruction in the assessment of clinical indications, recognition of risk factors, and safe performance of chiropractic adjustment, manipulation, or technique procedures currently recognized and taught by a chiropractic college in a doctor of chiropractic degree program accredited by the Council on Chiropractic Education (CCE) and that has been approved by the Board pursuant to Article 4, Section 330 et seq.

(4) Competency 4: Ethics, Law, and Professional Boundaries. This competency area is defined as instruction in the principles of ethics, chiropractic laws and regulations, or professional boundaries, and their application to the practice of chiropractic.

Courses in this competency area may include, but are not limited to, instruction in ethical issues in healthcare; mandatory reporting requirements; review of applicable state and federal laws and regulations related to the practice of chiropractic in California; professional boundaries and conduct with patients and staff; cultural competence, awareness of implicit biases, and equity issues in healthcare; or prevention of abusive conduct, bullying, or sexual harassment.

(5) Competency 5: Electives. This competency area is defined as instruction in general education topics related to the current knowledge, skills, and abilities necessary for competent practice of chiropractic in California. Courses in this competency area may include, but are not limited to, instruction in any of the following:

1. (A) 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 (B) sSciences of anatomy, histology, neurology, physiology, nutrition, pathology, biochemistry, epidemiology, 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. (C) Advanced imaging and Ddiagnostic testing procedures, interpretation, and technologies that aid in differential diagnosis of all conditions that affect the human body, such as X-rays, magnetic resonance imaging (MRI), computerized tomography (CT) scans, electromyography (EMG), nerve conduction velocity (NCV), diagnostic ultrasound, and electrocardiography (EKG or ECG).
5. ~~Chiropractic adjustive techniques or chiropractic manipulation techniques.~~
6. (D) 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. (E) Physiotherapy and physical rehabilitation.
8. ~~Instruction in (F) Manipulation Under Anesthesia, including the safe handling of patients under anesthesia.~~
9. ~~Instruction in the aspects of (G) sSpecial 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. (H) Adverse event avoidance, including reduction of potential malpractice issues.~~

~~13. (I) 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 use of an automated external defibrillator.~~

~~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:~~

~~(AJ) Principles of managing and operating a chiropractic practice, when oriented specifically on the improvement of patient care and service, not the licensee's personal gain.~~

~~(BK) Patient Wellness, (illness and injury prevention, and health maintenance).~~

~~(C) Rehabilitation.~~

~~(DL) Role of chiropractic in community and public health programs and issues, including community health and well-being, disease prevention, disaster relief, and healthcare access.~~

~~(M) Presentation of emerging research, research design and evaluation, case studies, and published, peer-reviewed chiropractic or medical research.~~

~~(N) Selection, incorporation, and use of current and emerging technologies in the practice of chiropractic.~~

~~(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 4000-4(b) and 4000-4(e), ~~Business and Professions Code~~ (of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii).
Reference: Sections 4000-4(b) and 4000-10(a), ~~Business and Professions Code~~ (of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii).

§ 362. Continuing Education Provider Approval, Duties, and Responsibilities.

(a) CONTINUING EDUCATION PROVIDER DENIAL AND APPEAL PROCESS: If an application is denied under this section, the applicant shall be notified in writing of the reason(s) for the denial. The applicant may request an informal hearing with the Executive Officer regarding the reasons stated in the denial notification. The appeal must be ~~filed~~ submitted to the Board in writing within thirty (30) calendar days of the date of the denial notification.

The Executive Officer shall schedule the informal hearing within thirty (30) calendar

days of receipt of the appeal request by coordinating a mutually agreeable date, time, and location with the applicant and transmitting a notice of hearing to the applicant with the agreed upon hearing date, time, and location. Within ten (10) calendar days following the informal hearing, the Executive Officer shall provide written notification of ~~his or her~~ their decision to the denied applicant. If the Executive Officer upholds a denial under this section, the applicant may, within thirty (30) calendar days of the date of the Executive Officer's denial notification, request a hearing before the ~~the~~ Board to appeal the denial. The Executive Officer shall schedule the requested hearing at a future ~~the~~ Board meeting but not later than one hundred eighty (180) calendar days following receipt of the request. Within ~~40~~ sixty (60) calendar days ~~of following~~ the hearing before the ~~the~~ Board, the Executive Officer or their designee shall ~~provide written notification of~~ serve the ~~the~~ Board's decision to the applicant by certified mail and email. The ~~the~~ Board's decision shall be the final order in the matter.

(b) As used in this section, a continuing education provider ("provider") is an individual, partnership, corporation, professional association, college, health facility, government agency, or any other entity that has either been:

(1) a ~~Approved~~ Approved by the Board pursuant to subdivision (c) to offer Board approved continuing education courses to licensees to meet the annual continuing education requirements set forth in Section 361 of these regulations; or

(2) Recognized by the Federation of Chiropractic Licensing Boards (FCLB) Providers of Approved Continuing Education (PACE) program to provide chiropractic continuing education courses.

~~(c)(1)~~ To apply to become an Board-approved provider, an applicant shall complete and submit a "Continuing Education Provider Application" form (Revision date 02/10) which is hereby incorporated by reference, completed new continuing education provider application containing the information and documentation required by this subdivision and pay the application fee specified in Section 360, subdivision (a). Applications for approval shall be submitted to the Board office at least thirty (30) calendar days prior to a scheduled Board meeting. Providers with applications that are incomplete will be notified of the deficiencies in writing within three (3) weeks fifteen (15) calendar days from the date of receipt. Complete applications will be reviewed at the scheduled next available Board meeting and notification of the Board's decision will be provided in writing within two (2) weeks ten (10) calendar days following the Board meeting.

(1) The new continuing education provider application shall contain the following:

(A) Identifying and contact information for the provider that includes all of the following:

(i) The legal name of the provider and the type of entity (individual,

corporation, partnership, professional association, government agency, health facility, or university/college);

(ii) The provider's mailing address;

(iii) The provider's telephone number, if any;

(iv) The provider's email address, if any;

(v) The provider's web address, if any;

(vi) The name and title of the person responsible for overseeing all continuing education activities of the provider ("oversight contact person");

(vii) The oversight contact person's telephone number and email address;

(viii) The name and title of the person responsible for signing certificates of completion for continuing education for the provider ("designated representative");

(ix) The designated representative's telephone number and email address;
and

(x) The name, title, and doctor of chiropractic license number issued by the Board, if applicable, of each person who is in control of the provider's continuing education program.

(B) The mission statement of the provider's continuing education program and a description of the program's purpose and objectives;

(C) The provider shall disclose all of the following information for the oversight contact person, the designated representative, and each person who is in control of the provider's continuing education program:

(i) Whether they currently are, or have ever been, licensed by another state or federal licensing agency, and the name of the licensing agency, license number, date of issuance, and expiration date of each license held, if any;

(ii) Whether they have been convicted of a crime within the preceding seven (7) years from the date of the application, and an explanation of each applicable criminal conviction including the court name, case number, and offense(s), if any;

(iii) Whether they have ever been convicted of a serious felony, as defined in Penal Code section 1192.7, or a crime for which registration is required

pursuant to Penal Code section 290, subdivision (d)(2) or (3), and an explanation of each applicable criminal conviction including the court name, case number, and offense(s), if any;

(iv) Whether they have been subjected to formal discipline by any licensing board within the preceding seven (7) years from the date of the application, and an explanation of each applicable disciplinary action including the licensing agency, case number, and violation(s), if any; and

(v) Whether they have ever been previously denied approval to offer continuing education by the Board or any other board or bureau within the California Department of Consumer Affairs, and an explanation identifying the board or bureau, denial date, and basis for the denial, if any.

(D) The application shall be signed and dated by an oversight contact person or designated representative with authority to make representations and bound the continuing education provider, and the signer shall declare that the information provided in the application is true, correct, and complete to the best of the their knowledge. The declaration shall be in the following form: "I hereby certify that the information provided is true, correct, and complete to the best of my knowledge. I also certify that I personally read and completed this attestation, have read the instructions, and am authorized by the continuing education provider to submit this application."

(2) The approval of the provider shall expire two (2) years after it is issued by the Board and may be renewed upon the filing of the "Continuing Education Provider Application" form (Revision date 02/10), by submitting a completed continuing education provider renewal application containing the information and documentation required by subdivision (c)(3) and paying the renewal fee specified in Section 360, subdivision (b), on or before the expiration date of the provider status. The failure by a Board-approved provider to file a completed renewal application and fee on or before the expiration date of the provider status shall result in the automatic withdrawal of approval of all continuing education courses associated with the provider.

(3) The continuing education provider renewal application shall contain the following:

(A) Identifying and contact information for the provider that includes all of the following:

(i) The legal name of the provider;

(ii) The provider's Board-issued provider number and the current expiration date of the provider status;

(iii) The provider's mailing address;

(iv) The provider's telephone number, if any;

(v) The provider's email address, if any; and

(vi) The provider's web address, if any.

(B) The provider shall disclose all of the following information:

(i) Whether any changes have been made to the provider entity type, oversight contact person, designated representative, or person(s) in control of the continuing education program, and a completed application for authorization of changes to the provider approval as specified in subdivision (c)(6), if any;

(ii) Whether the oversight contact person, designated representative, or person(s) in control of the continuing education program has been convicted of a crime within the previous approval period, and an explanation of each criminal conviction, including the court name, case number, and offense(s), if any;

(iii) Whether the oversight contact person, designated representative, or person(s) in control of the continuing education program has been subjected to formal discipline by any licensing board within the previous approval period, and an explanation of each disciplinary action including the licensing agency, case number, and violation(s), if any; and

(iv) Whether the oversight contact person, designated representative, or person(s) in control of the continuing education program has been denied approval to offer continuing education by any other board or bureau within the California Department of Consumer Affairs, and an explanation identifying the board or bureau, denial date, and basis for the denial, if any.

(C) The application shall be signed and dated by an oversight contact person or designated representative with authority to make representations and bound the continuing education provider, and the signer shall declare that the information provided in the application is true, correct, and complete to the best of the their knowledge. The declaration shall be in the following form: "I hereby certify that the information provided is true, correct, and complete to the best of my knowledge. I also certify that I personally read and completed this attestation, have read the instructions, and am authorized by the continuing education provider to submit this application."

~~(3) Providers who were approved by the board prior to the effective date of this~~

~~regulation shall renew their provider status two years from June 8, 2011 by filing of the "Continuing Education Provider Application" form (Revision date 02/10) and fee specified in Section 360(b).~~

(4) ~~The Board will not process incomplete applications nor applications that do not include the correct application or renewal fee.~~

(5) Board-approved providers are prohibited from making any changes to the entity type, oversight contact person, designated representative, or individual(s) in control of the continuing education program without first obtaining the Board's written authorization. To request the Board's authorization of changes to the approved provider status, providers must submit a completed application for authorization of changes to the continuing education provider approval containing the information and documentation required by subdivision (c)(6). Within fifteen (15) calendar days of receipt of a completed authorization request, Board staff will notify the provider in writing of the Board's authorization or denial of the requested change(s) to the approved provider status.

(6) The application for authorization of changes to the continuing education provider approval shall contain the following:

(A) Identifying and contact information for the provider that includes all of the following:

(i) The legal name of the provider and the type of entity (individual, corporation, partnership, professional association, government agency, health facility, or university/college);

(ii) The provider's Board-issued provider number and the current expiration date of the provider status;

(iii) The provider's mailing address;

(iv) The provider's telephone number, if any;

(v) The provider's email address, if any; and

(vi) The provider's web address, if any.

(B) The provider shall provide all of the following information for any changes to the oversight contact person:

(i) The name and title of the new oversight contact person;

(ii) The new oversight contact person's telephone number and email address;

(iii) Disclosure of all of the licensing, conviction, and disciplinary history information listed in subdivision (c)(1)(C) above for the new oversight contact person; and

(iv) The former oversight contact person's name.

(C) The provider shall provide all of the following information for any changes to the designated representative:

(i) The name and title of the new designated representative;

(ii) The new designated representative's telephone number and email address;

(iii) Disclosure of all of the licensing, conviction, and disciplinary history information listed in subdivision (c)(1)(C) above for the new designated representative; and

(iv) The former designated representative's name.

(D) The provider shall provide all of the following information for any changes to the person(s) in control of the provider's continuing education program:

(i) The name, title, and doctor of chiropractic license number issued by the Board, if applicable, for each new person in control of the provider's continuing education program, if any;

(ii) Disclosure of all of the licensing, conviction, and disciplinary history information listed in subdivision (c)(1)(C) above for each new person in control of the provider's continuing education program, if applicable; and

(ii) The name and title of each person who is no longer in control of the provider's continuing education program, if any.

(E) The application shall be signed and dated by an oversight contact person or designated representative with authority to make representations and bound the continuing education provider, and the signer shall declare that the information provided in the application is true, correct, and complete to the best of the their knowledge. The declaration shall be in the following form: "I hereby certify that the information provided is true, correct, and complete to the best of my knowledge. I also certify that I personally read and completed this attestation, have read the instructions, and am authorized by the continuing education provider to submit this application."

(d) All Pproviders of Board-approved continuing education courses shall:

(1) Identify an individual responsible for overseeing all continuing education activities of the provider, a designated representative responsible for signing certificates of completion, and all individuals who are in a position of control over the provider's continuing education program.

(2) Provide a course roster to the ~~b~~Board, within thirty (30) calendar days, upon written request. Course rosters shall include the names of all licensees, license numbers, and e-mail addresses if available. Failure to submit the roster upon written request within thirty (30) calendar days may result in the withdrawal or denial of previous course approval and withdrawal of provider status. Providers shall maintain the course roster for four (4) years from the date of completion of the course.

(3) Maintain course instructor curriculum vitae or resumes for four (4) years.

(4) Disclose to the Board and prospective participants the names of the individuals or organizations, if any, who have underwritten or subsidized the course. Providers ~~may~~ shall not advertise, market, or display materials or items for sale inside the room while the actual instruction is taking place. Nothing in this section shall be interpreted to prohibit a provider from mentioning a specific product or service solely for educational purposes.

(5) Inform the ~~b~~Board in writing ~~immediately~~ of any planned substantive changes to the date, time or location of the a course, as specified in Section 363, subdivision (h), and obtain the Board's written authorization prior to the implementation of those changes.

(6) Provide a certificate of completion to licensees within thirty (30) calendar days following completion of the continuing education course. Providers shall retain records of course completion for four (4) years from the date of completion and provide records of completion to the Board within thirty (30) calendar days, upon written request. The certificate shall include the following information:

(A) Name and address of provider.

(B) Course title.

(C) Course approval number.

(D) Date(s) and location of course.

(E) Licensee name.

(F) License number.

(G) Printed name and signature of the provider's designated representative.

(H) Number of hours the licensee earned in continuing education, including the ~~type of mandatory hours~~ Board-approved competency area, and whether the hours were obtained ~~in classroom instruction through an in-person learning experience, a live and interactive course given via electronic means,~~ or distance learning.

(e) The Executive Officer, after notification, may withdraw the Board's approval or recognition of any continuing education provider specified in subdivision (b) for good cause, including, but not limited to, violations of any provision of the regulation or falsification of information, and shall provide written notification of such action to the provider. The provider may request an informal hearing with the Executive Officer regarding the reasons for withdrawal of approval stated in the Executive Officer's notification. The appeal must be ~~filed~~ submitted to the Board in writing within thirty (30) calendar days of the date of the notification. The Executive Officer shall schedule the informal hearing within thirty (30) calendar days of receipt of the appeal request by coordinating a mutually agreeable date, time, and location with the provider and transmitting a notice of hearing to the provider with the agreed upon hearing date, time, and location. Within ten (10) calendar days following the informal hearing, the Executive Officer shall provide written notification of ~~his or her~~ their decision to the provider. If the Executive Officer upholds ~~his or her~~ their decision under this ~~subsection~~ subdivision, the provider may, within thirty (30) calendar days of the date of the Executive Officer's notification, request a hearing before the ~~Board~~ Board to appeal the Executive Officer's decision. The Executive Officer shall schedule the requested hearing at a future ~~Board~~ Board meeting but not later than one hundred eighty (180) calendar days following receipt of the request. Within ~~40 sixty (60) calendar days of following~~ the hearing before the ~~Board~~ Board, the Executive Officer or their designee shall ~~provide written notification of~~ serve the ~~Board's~~ Board's decision to the provider by certified mail and email. The ~~Board's~~ Board's decision shall be the final order in the matter.

NOTE: Authority cited: Sections ~~4000-4(b) and 4000-4(e)~~, ~~Business and Professions Code (of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii).~~

Reference: Sections ~~4000-4(b) and 4000-10(a)~~, ~~Business and Professions Code (of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii).~~

§ 363. Approval of Continuing Education Courses.

~~(a) Providers must complete and submit a "Continuing Education Course Application" form (Revision date 02/10) which is hereby incorporated by reference, and pay the non-refundable application fee as provided by Section 360(c) at least 45 days prior to the date of the course. Providers shall submit and complete one application for each continuing education course being offered.~~

~~(b) (a)(1)~~ A "course" is defined as an ~~approved~~ program of coordinated instruction in any

one of the ~~subject~~ five competency areas as defined in Section 361(g), subdivision (f), and given by an approved Pprovider as specified in Section 362, subdivision (b)(1) or (2). Once approved ~~by the Board~~, a course may be given any number of times ~~for one year following approval, with the single continuing education course fee paid one time annually by the provider during the three-year approval period.~~ A course ~~may~~ shall not consist of more than one ~~subject~~ competency area as defined in Section 361(g), subdivision (f).

(2) “In-person learning experience” is defined as a synchronous learning format consisting of in-person lectures, in-person workshops, in-person demonstrations, or in-person classroom studies which allow for participatory interaction between the licensee and the instructor during the instructional period at the same time and place.

(3) “Live and interactive course given via electronic means” is defined as a synchronous learning format consisting of lectures, webinars, workshops, or conferences delivered via the internet, computer networks, or other technology in real-time which allow for participatory interaction between the licensee and the instructor attending and presenting the content during the instructional period at the same time through an audio and video connection.

(4) “Distance learning” is defined in Section 363.1, subdivision (a).

(b) To apply for Board approval of a continuing education course, a provider must submit a completed new continuing education course application containing the information and documentation required by subdivision (c) and pay the non-refundable application fee specified in Section 360, subdivision (c)(1), at least sixty (60) calendar days prior to the first date of the course.

(c) The following documentation shall be submitted with each new Ccontinuing Education Ccourse Aapplication shall contain the following:

(1) Identifying and contact information for the provider that includes all of the following:

(A) The legal name of the provider;

(B) The provider’s Board-issued provider number;

(C) The provider’s mailing address;

(D) The name and title of the primary contact person for the application; and

(E) The primary contact person’s telephone number and email address.

(2) The title of the continuing education course;

(3) The course competency area as defined in Section 361, subdivision (f);

(4) Identification of each learning format through which the course will be offered (in-person learning experience, live and interactive course given via electronic means, or distance learning);

(5) The number of hours of instruction;

(6) Each date and location where the course will be offered, including the physical address for each in-person learning experience and the web address where a live and interactive course given via electronic means or distance learning course can be accessed by participants;

(7) The name of each instructor and their topic(s) of instruction from the course schedule;

(48) A detailed course description, including the course learning objectives, participant learning outcomes, course schedule, ~~A~~an hourly breakdown of the ~~continuing education~~ course content with the instructor(s) identified, and learning format(s) which shall be: in-person learning experience, live and interactive course given via electronic means, or distance learning;

(9) A list containing a description of and citation to all journal articles, studies, publications, textbooks, and other reference materials relied upon in the development of the course content;

(10) A detailed description of the provider's method or system for tracking course attendance and participation, including a sample attendance report;

(11) The name(s) of the individual(s) or organization(s), if any, who have underwritten or subsidized the course;

(212) A final copy of the ~~course syllabus/course schedule including seminar~~ that will be provided to participants containing the course name, date, and location of ~~seminar~~ the course, instructor(s) name, course description, educational objectives, teaching methods, course schedule/outline, recommended reading, and disclosure of expenses underwritten or subsidized by vendors of any goods, ~~and~~ supplies, or services;

(313) A copy of all advertising and promotional material to be used for the course, including a link to any web-based material ~~brochure and all other promotional material to be used;~~

(414) A curriculum vitae for each instructor including the instructor's name and address; the type of educational degree including the name of the college and year the degree was received; license information including status and name of licensing agency; certification including status and name of certifying agency; the type, location, and years of practical experience; the type, location, and years of teaching experience; the type, location, and years of research experience; the type, location, and years of other relevant experience; and the title, journal, and date of publications;

(15) A completed continuing education instructor attestation form for each instructor that includes all of the following:

(A) The instructor's name and, if applicable, doctor of chiropractic license number issued by the Board;

(B) The legal name of the provider and the Board-issued provider number;

(C) The course title;

(D) The course approval number, if applicable;

(E) Disclosure of all of the following information regarding the instructor:

(i) Whether they currently are, or have ever been, licensed by another state or federal licensing agency, and the name of the licensing agency, license number, date of issuance, and expiration date of each license held, if any;

(ii) Whether they have been convicted of a crime within the preceding seven (7) years from the date of the application, and an explanation of each applicable criminal conviction including the court name, case number, and offense(s), if any;

(iii) Whether they have ever been convicted of a serious felony, as defined in Penal Code section 1192.7, or a crime for which registration is required pursuant to Penal Code section 290, subdivision (d)(2) or (3), and an explanation of each applicable criminal conviction including the court name, case number, and offense(s), if any; and

(iv) Whether they have been subjected to formal discipline by any licensing board within the preceding seven (7) years from the date of the application, and an explanation of each applicable disciplinary action including the licensing agency, case number, and violation(s), if any.

(F) The attestation shall be signed and dated by the instructor and the instructor shall declare that the information provided in the attestation is true, correct, and

complete to the best of the instructor's knowledge. The declaration shall be in the following form: "I hereby certify that the information provided is true, correct, and complete to the best of my knowledge. I also certify that I personally read and completed this attestation and have read the instructions."

(16) An example of any course examinations that will be administered during or at the conclusion of the course;

(17) An example of the course certificate of completion that meets the requirements specified in Section 362, subdivision (d)(6);

(18) A written certification of the provider's agreement to all of the following conditions:

(A) The course content and instructional materials are current, relevant, and based on the knowledge, skills, and abilities necessary for the competent practice of chiropractic in California;

(B) The course is taught by an instructor(s) with knowledge and expertise in the content presented. The instructor(s) will use a variety of teaching techniques to enhance mastery of knowledge and skills through visual, auditory, and participatory learning pertinent to the competency area and course topic;

(C) The course is offered in a fair, accessible, and unbiased manner that does not unreasonably exclude participants;

(D) The course does not contain financial management, income generation, practice building, collections, self-motivation, patient recruitment, business techniques or principles that teach concepts to increase patient visits or patient billings per visit, or topics outside of the scope of practice of chiropractic as defined in Section 302;

(E) The provider will provide certificates of completion to participants within thirty (30) calendar days following completion of the course. In addition, the provider will retain records of course completion for four (4) years and provide those records to the Board within thirty (30) calendar days upon written request;

(F) The provider and instructor(s) will not advertise, market, or display materials or items for sale while instruction is taking place; and

(G) The provider will obtain the Board's written authorization prior to making any substantive changes to the course.

(19) The application shall be signed and dated by an oversight contact person or designated representative with authority to make representations and bound the

continuing education provider, and the signer shall declare that the information provided in the application is true, correct, and complete to the best of their knowledge. The declaration shall be in the following form: "I hereby certify that the information provided is true, correct, and complete to the best of my knowledge. I also certify that I personally read and completed this attestation, have read the instructions, and am authorized by the continuing education provider to submit this application."

(d) COURSE APPROVAL PROCESS: Within fifteen (15) calendar days of receipt of an application, the Board's staff shall review the application package to determine if the application is complete or deficient. Board staff shall notify the provider in writing of any deficiencies in the application and provide a deadline of ninety (90) calendar days to resolve the identified deficiencies. If a provider fails to resolve the deficiencies in the application within this timeframe, the application shall be deemed to be abandoned.

Within thirty (30) calendar days of receipt of a complete course application, Board staff will determine whether to approve or deny the course and issue the determination to the provider in writing notifying the provider of the course approval with the course approval number, expiration of the approval period, number of approved hours, and approved competency area, or the reason(s) for the course denial.

(d) (e) DENIAL AND APPEAL PROCESS: If a course application is denied under this section, the applicant provider shall be notified in writing of the reason(s) for the denial. The applicant provider may request an informal hearing regarding the reasons stated in their denial notification, with the Executive Officer. The appeal must be filed submitted to the Board in writing within thirty (30) calendar days of the date of the denial notification.

The Executive Officer shall schedule the informal hearing within thirty (30) calendar days of receipt of the appeal request by coordinating a mutually agreeable date, time, and location with the provider and transmitting a notice of hearing to the provider with the agreed upon hearing date, time, and location. Within ten (10) calendar days following the informal hearing, the Executive Officer shall provide written notification of ~~his or her~~ their decision to the ~~denied applicant~~ provider. If the Executive Officer upholds a denial under this section, the applicant provider may, within thirty (30) calendar days of the date of the Executive Officer's denial notification, request a hearing before the ~~Board~~ Board to appeal the denial. The Executive Officer shall schedule the requested hearing at a future ~~Board~~ Board meeting but not later than one hundred eighty (180) calendar days following receipt of the request.

Within ~~40~~ sixty (60) calendar days of following the provider's hearing before the Board, the Executive Officer ~~or their designee shall provide written notification of~~ serve the Board's decision to the applicant provider by certified mail and email. The ~~Board's~~ Board's decision shall be the final order in the matter.

(ef) Only those courses that meet the following shall be approved:

(1) Providers shall ensure the course content and instructional materials are current, relevant, and based on the knowledge, skills, and abilities necessary for the competent practice of chiropractic in California.

(2) Courses shall be taught by instructors with knowledge and expertise in the content presented, as demonstrated on the instructor's curriculum vitae (CV) and determined to be sufficient by the Board by taking into account the instructor's education, professional licensure, postgraduate training or specialty certification, and years of experience. Instructors shall use a variety of teaching techniques to enhance mastery of knowledge and skills through visual, auditory, and participatory learning pertinent to the competency area and course topic.

~~(1)~~ (3) No more than twelve (12) hours of continuing education credit shall be awarded to an individual licensee for coursework completed on a specific date.

~~(2)~~ (4) Each hour of continuing education credit shall be based on at least fifty (50) minutes of participation in an organized learning experience. ~~Class~~ Course breaks shall be at the discretion of the instructor and shall not count towards a course hour.

(5) Providers of courses provided through an in-person learning experience shall furnish a sign-in sheet that contains the course date(s), each licensee's name, license number, and designated space for each licensee to sign in at the beginning and conclusion of the course each day. Furthermore, the form shall state that a licensee by signing their name on that sheet, is declaring under penalty of perjury, that they personally attended the stated course, on the listed date(s) and they personally attended the listed hours of coursework. Each licensee shall be responsible for signing the "sign-in sheet" at the start and conclusion of each day's coursework, and failure to do so ~~may~~ shall invalidate credit for that day's coursework, unless the provider or instructor attests, under penalty of perjury, that the licensee personally attended the listed hours of coursework. Providers shall retain sign-in sheets and provider or instructor attestations, if applicable, for four (4) years from the date of course completion and shall provide copies to the Board within thirty (30) calendar days ~~upon~~ from the date of the Board's written request.

(6) Providers of live and interactive courses given via electronic means shall:

(A) Establish measures for licensee participatory interaction, including participant attendance reports, in-content quizzes, participant polls, real-time participant audio and video requirements, and records of participant log in and log out times. Providers shall retain those records for four (4) years from the date of course completion and shall provide copies to the Board within thirty (30) calendar days from the date of the Board's written request.

(B) Provide written notice to the licensee prior to enrolling in the course regarding the technology requirements to successfully participate in the course, including any hardware, software, internet connection speed, or browser requirements.

(C) Make technical assistance available to the licensee throughout the duration of the course to answer questions regarding the course, such as web links to resources that can provide the licensee an immediate response, providing current contact information for instructors that would allow a licensee to email or instant message an instructor and get an immediate response, or establishing online discussion boards for sharing real-time messages and questions with instructors and participants.

(7) Courses in the competency areas of Competency 1: Evaluation and Management and Competency 3: Adjustment, Manipulation, or Technique, as specified in Section 361, subdivision (f)(1) and (3), shall be conducted through an in-person learning experience or a live and interactive course given via electronic means. Courses in these competency areas shall not be approved for distance learning.

(8) Any physical activities conducted during a course must support the curricular objectives of the course. Any unrelated physical activities will not be approved for continuing education credit.

(f) (g) The Board shall not approve the following subjects for continuing education courses that contain the following: financial management, income generation, practice building, collections, self-motivation, and patient recruitment, business techniques or principles that teach concepts to increase patient visits or patient billings per visit, or topics outside the scope of chiropractic as defined in Section 302.

(g) (h)(1) A provider shall not modify any course date(s) or location(s) or make any substantive changes to a course without first obtaining the Board's written authorization. A "substantive change" is defined as any change in the course description, learning objectives, hourly breakdown of the course content, instructor(s), learning format(s), attendance tracking method or system, the individual(s) or organization(s) who have underwritten or subsidized the course, course syllabus that will be provided to participants, advertising or promotional material to be used for the course, or certificate of completion.

(2) To modify the course date(s) or location(s) of an approved course, a provider shall submit a written request that contains the legal name of the provider, the Board-issued provider number, the course title, the course approval number and expiration date, and a list of any additions, modifications, or deletions to the previously approved date(s) or location(s) of the course. Within fifteen (15) calendar days of receipt of the written request, Board staff will notify the provider in writing of

the Board's authorization or denial of the requested change(s) to the course date(s) or location(s).

(3) If a provider plans to makes a substantive change in content of an to an approved course, he or she the provider shall notify the board as soon as possible of the changes prior to giving the course submit a written request that contains the legal name of the provider, the Board-issued provider number, the course title, the course approval number and expiration date, a detailed description of the substantive change(s) requested, and a copy of the applicable documentation from subdivision (c) to support the request. A new course application may be required as determined by the Executive Officer. Within thirty (30) calendar days of receipt of a completed authorization request, Board staff will notify the provider in writing of the Board's authorization or denial of the requested change(s) to the approved course.

(i) To apply for reapproval of a continuing education course that has been previously approved by the Board pursuant to subdivision (d), a provider must submit a completed application for reapproval of a continuing education course containing the information and documentation required by subdivision (j) and pay the non-refundable application fee specified in Section 360, subdivision (c)(2). Within thirty (30) calendar days of receipt of a completed application, Board staff will notify the provider in writing of the Board's approval of the application and three-year extension of the course approval period, or the reason(s) for the denial of the application.

(j) The application for reapproval of a continuing education course shall contain the following:

(1) Identifying and contact information for the provider that includes all of the following:

(A) The legal name of the provider;

(B) The provider's Board-issued provider number;

(C) The provider's mailing address;

(D) The name and title of the primary contact person for the application; and

(E) The primary contact person's telephone number and email address.

(2) The title of the continuing education course, the Board-issued course approval number, and the expiration date of the course approval;

(3) Each date and location where the course will be offered, including the physical address for each in-person learning experience and the web address where a live and interactive course given via electronic means or distance learning course can be

accessed by participants;

(4) A detailed description of any change(s) to the course description, learning objectives, hourly breakdown of the course content, instructor(s), learning format(s), the individual(s) or organization(s) who have underwritten or subsidized the course, course syllabus that will be provided to participants, advertising or promotional material to be used for the course, or certificate of completion, and a copy of the applicable documentation from subdivision (c) to support the change(s);

(5) A detailed description of the updates that have been made to the course content and instructional materials since the Board's last review of the course;

(6) An updated list containing a description of and citation to all journal articles, studies, publications, textbooks, or other reference materials relied upon in the development of the course content;

(7) A completed continuing education instructor attestation form that includes all of the information specified in subdivision (c)(15) for each instructor;

(8) A written certification of the provider's agreement to all of the conditions listed in subdivision (c)(18); and

(9) The application shall be signed and dated by an oversight contact person or designated representative with authority to make representations and bound the continuing education provider, and the signer shall declare that the information provided in the application is true, correct, and complete to the best of the their knowledge. The declaration shall be in the following form: "I hereby certify that the information provided is true, correct, and complete to the best of my knowledge. I also certify that I personally read and completed this attestation, have read the instructions, and am authorized by the continuing education provider to submit this application."

~~(h)~~ (k) The Executive Officer, after notification, may withdraw approval of any continuing education course for good cause, including, but not limited to, violations of any provision of this regulation or falsification of information and shall provide written notification of such action to the provider. The provider may request an informal hearing with the Executive Officer regarding the reasons for withdrawal of approval stated in the Executive Officer's notification. The appeal must be ~~filed~~ submitted to the Board in writing within thirty (30) calendar days of the date of the notification. The Executive Officer shall schedule the informal hearing within thirty (30) calendar days of receipt of the appeal request by coordinating a mutually agreeable date, time, and location with the provider and transmitting a notice of hearing to the provider with the agreed upon hearing date, time, and location. Within ten (10) calendar days following the informal hearing, the Executive Officer shall provide written notification of ~~his or her~~ their

decision to the provider. If the Executive Officer upholds ~~his or her~~ their decision under this ~~subsection~~ subdivision, the provider may, within thirty (30) calendar days of the date of the Executive Officer's notification, request a hearing before the ~~the~~ Board to appeal the Executive Officer's decision. The Executive Officer shall schedule the requested hearing at a future ~~the~~ Board meeting but not later than one hundred eighty (180) calendar days following receipt of the request. Within ~~40~~ sixty (60) calendar days of following the hearing before the ~~the~~ Board, the Executive Officer or their designee shall ~~provide written notification of~~ serve the ~~the~~ Board's decision to the provider by certified mail and email. The ~~the~~ Board's decision shall be the final order in the matter.

NOTE: Authority cited: Sections ~~4000-4(b) and 4000-(4)(e), Business and Professions Code (of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii).~~
Reference: Sections ~~4000-4(b) and 4000-10(a), Business and Professions Code (of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii).~~

§ 364. Exemptions and Reduction of from Annual Continuing Education Requirement.

A licensee ~~may~~ shall qualify for a ~~full or partial~~ an exemption, from the annual continuing education requirements of Section 361 if a the licensee meets any of the ~~criteria~~ criteria listed below:

(a) A licensee who holds a license on inactive status is not required to complete continuing education on an annual basis; however, they must provide proof of completion of the required continuing education hours prior to activating their license as specified in Section 371, subdivision (f);

(b) A new licensee is exempt from continuing education requirements ~~in the year~~ during their period of initial licensure; which is defined as the period of time beginning on the date the license was first issued by the Board and ending on the initial license expiration date.

(c) An instructor who has taught for one (1) year and currently teaches core curriculum courses for more than eight (8) credit hours per week at any Council on Chiropractic Education accredited college a chiropractic program that has been approved by the Board pursuant to Article 4, Section 330 et seq. for at least six (6) months during any license renewal period ~~year~~ shall be exempt from continuing education.

~~(d) A licensee who teaches a board approved continuing education course may earn one (1) hour of continuing education credit for each hour of lecture up to 24 hours per year.~~

~~(e) Notwithstanding Section 361(c), a licensee who is unable to attend continuing education courses due to a physical disability and provides written certification from a~~

~~primary health care provider may earn all 24 hours of continuing education credits for the period of the license renewal through Board approved distance learning courses as defined in Section 363.1.~~

~~(f) A licensee who participates as an examiner for the entire part four portion of the National Board of Chiropractic Examiners (NBCE) examinations shall receive a maximum of six (6) hours of continuing education credit for each examination period conducted by the NBCE during the license renewal period. The licensee must provide written certification from the NBCE confirming the licensee has met the requirements of this subsection.~~

~~(g) A licensee who participates in the entire two-day workshop as a Subject Matter Expert for the purpose of exam development of the California Law and Professional Practice Examination will receive one hour of CE credit for each hour volunteered, up to a maximum of sixteen hours, which includes eight (8) hours in the Ethics and Law and eight (8) hours in the Principles of Practice subject areas as defined in sections 361(g)(11) and 361(g)(16)(A), respectively.~~

~~(h) (d) An active Board Member. A professional bBoard member who has served one full year on the Board of Chiropractic Examiners shall be exempt from the continuing education requirement in each year of bBoard member service.~~

~~(i) (e) A licensee on called to active duty with a branch of the armed forces as a member of the United States Armed Forces or the California National Guard who meets the exemption requirements specified in Business and Professions Code section 114.3 shall be exempt from continuing education requirements.~~

NOTE: Authority cited: Sections 114.3 and ~~135.5, of the~~ Business and Professions Code; and Section ~~1000-4(b), Business and Professions Code (of the~~ Chiropractic Initiative Act of California, Stats. 1923, p. 4~~xxxviii~~). Reference: Sections 114.3 and 135.5, 703 of the Business and Professions Code; and Sections ~~1000-4(b), 1000-4(e), and 1000-10(a), Business and Professions Code (of the~~ Chiropractic Initiative Act of California, Stats. 1923, p. 4~~xxxviii~~).

§ 365. Continuing Education Requirements for Petitions for Reinstatement of Revoked or Surrendered Licenses.

~~(a) Any person making application petitioning for reinstatement ~~or restoration~~ of a revoked or surrendered license ~~which has been revoked~~ shall be required to fulfill the annual continuing education requirements of Section 361 for each year the license was revoked or surrendered, up to a maximum of ninety-six (96) hours of continuing education and may be required to complete an approved course of continuing education, or to complete such study or training as the board deems appropriate. This~~

requirement shall be fulfilled before the Board schedules a petition hearing date.

(b) A petitioner shall only earn continuing education credit required by this section and Section 361 after the effective date of the disciplinary decision ordering the revocation or surrender of the petitioner's license. Any continuing education course or activity completed while there is a pending disciplinary action and prior to the effective date of a disciplinary decision, shall not count as credit.

(c) The Board shall only grant a petitioner continuing education credit one time for completion of a specific continuing education course or activity. The Board shall not grant a petitioner credit for repeating a continuing education course or activity that the petitioner previously completed. For purposes of this subsection (c), a course or activity is considered repeated if it is offered by the same provider, with the same title, content, or course approval number, and is identical to a course or activity previously submitted for Board consideration.

NOTE: Authority cited: Sections ~~1000-4(b), Business and Professions Code (~~ and 4(e) ~~of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii).~~ Reference: Sections 1000-4(b), 1000-4(e), and 1000-10(c), ~~Business and Professions Code (~~ of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii), ~~Section 1003, subd. (b) of the Business and Professions Code, and Section 11522 of the Government Code.~~

Continuing Education Provider Application

→ ~~APPLICATION (Provider approval shall expire two years following the approval date)~~

- ~~New CE Provider Applications~~ - Submit a complete application package including one original application with the application fee of \$75.00.
- ~~CE Provider Biannual Biennial Renewal Reapplication~~ - Submit a complete application package including one original application with the application fee of \$50.00.

 **GENERAL INFORMATION**

~~Providers shall identify an individual responsible for overseeing all continuing education activities of the provider.~~

~~Providers shall retain records of course completion for four years from the date of course completion, and shall provide a course roster or records of course completion to the board, within 30 days, upon written request. Course rosters shall include the names of all licensees, license numbers, and e-mail addresses, if available. Failure to submit the roster upon written request within 30 days may result in the withdrawal or denial of previous course approval and withdrawal of provider status.~~

~~Providers shall maintain course instructor curriculum vitae or resumes for four years.~~

~~Pursuant to California Code of Regulations, Section 362(f), the Executive Officer, after notification, may withdraw approval of any continuing education provider for good cause, including, but not limited to, violations of any provision of this regulation, or falsification of information and shall provide written notification of such action to the provider.~~

Board of Chiropractic Examiners

2525 Natomas Park Drive, Suite 260

Sacramento, California 95833-2931

Telephone (916) 263-5355 FAX (916) 263-5369

Relay Service TT/TDD (800) 735-2929

Consumer-Compliant Hotline (866) 543-1311

www.chiro.ca.gov

**CONTINUING EDUCATION PROVIDER APPLICATION**

ALL questions on this application must be answered. **New CE Provider Applications** – Submit a complete application package including one original application with the application fee of \$75.00. **CE Provider Biennial Renewal Reapplication** – Submit a complete application package including one original application with the application fee of \$50.00. Please type or print neatly. When space provided is insufficient, attach additional sheets of paper. All attachments are considered part of the application. The Board will not process incomplete applications nor applications that do not include the correct application fee. Provider approval shall expire two years following the approval date.

FALSIFICATION OR MISREPRESENTATION OF ANY ITEM OR RESPONSE ON THIS APPLICATION OR ANY ATTACHMENT HERETO IS SUFFICIENT BASIS FOR DENYING COURSE APPROVAL

Please check the appropriate box:

New CE Provider Application – \$75 **CE Provider Biennial Renewal Reapplication – \$50**

Provider's Name:

Street Address

City	State	Zip Code
------	-------	----------

CE Oversight Contact Person:	Telephone Numbers: Residence: () Business: ()	Email Address
------------------------------	---	---------------

Name of Provider's Designated Representative: (Individual responsible for signing certificates of course completion)

PROVIDER STATUS

<input type="checkbox"/> Individual	<input type="checkbox"/> Corporation	<input type="checkbox"/> Health Facility	<input type="checkbox"/> University/College
<input type="checkbox"/> Partnership	<input type="checkbox"/> Professional Association	<input type="checkbox"/> Government Agency	

Office Use Only

Receipt No.

Date cashiered

REV. 02/10)

Check Sheet

Continuing Education Course Application

APPLICATION (Complete one application for each course title per year)

- Submit a complete application package including one original application with the application fee of \$50.00 and required documentation described below.

DOCUMENTATION

- Hourly breakdown of CE course
- Final copy of syllabus/course schedule—
[must include seminar name, seminar date/location, instructor(s) name, course description, educational objectives, teaching methods, course schedule/outline, recommended reading, disclosure of expenses underwritten or subsidized by vendors of any goods, and supplies or services]
- Copy of course brochure and all other promotional material to be used
- Curriculum Vitae (CV) for each instructor—
[must include name; address; educational degree including college and year; license information including status and name of licensing agency; certification including status and name of certifying agency; type/location/years of practice experience; type/location/years of teaching experience; type/location/years of research experience; type/location/years of other relevant experience; title/journal/date of publications]

GENERAL INFORMATION

A course is defined in CCR § 363 as an approved program of coordinated instruction in any one of the subject areas as defined in Section 361(g) and given by an approved Provider. Once approved, a course may be given any number of times for one year following approval, with the single continuing education course fee paid one time annually by the Provider.

Course approval numbers will be assigned for all approved applications. Use this number on all correspondence, CE certificates and requests for cancellation or addition of dates or locations.

Instructor changes require prior notification to the Board with submission of a CV for that instructor.

You must immediately notify the Board of any changes that would affect the date or location of an approved course. Attach a copy of the course approval letter. Topic changes are not permitted and require a new application with fees and attachments.

Providers are required to furnish a sign-in sheet that contains the course date(s), each licensee's name, license number, and designated space for each licensee to sign in at the beginning and conclusion of the course each day. The sign-in sheet shall state that a licensee by signing their name on that sheet, is declaring under penalty of perjury, that they personally attended the stated course, on the listed date(s) and they personally attended the listed hours of coursework.

Providers shall complete and provide a certificate of completion to licensees who completed the CE course within 30 days following completion of the CE course. The certificate shall include the name and address of the provider, course title, course approval number, date(s) and location of the course, licensee name, licensee number, printed name and signature of the provider's designated representative, the number of hours the licensee earned in CE, including the type of mandatory hours and whether the hours were taken through distance learning or classroom learning. DO NOT distribute blank or incomplete certificates of completion to attendees. Please DO NOT send copies of certificates of completion to the Board, unless requested to do so. A sample certificate of completion is attached to the application.

Pursuant to California Code of Regulations, Section 363(f), the Executive Officer, after notification, may withdraw approval of any continuing education course for good cause, including, but not limited to, violations of any provision of this regulation, or falsification of information and shall provide written notification of such action to the provider.

Board of Chiropractic Examiners

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Consumer Compliant Hotline (866) 543-1344

www.chiro.ca.gov

**CONTINUING EDUCATION COURSE APPLICATION****Must be a Board approved provider before completing this application.**

ALL questions on this application must be answered. Please submit the completed application, supporting documentation and check or money order in the amount of \$50.00 for the application fee at least 45 days prior to the first scheduled course date. Please type or print neatly. When space provided is insufficient, attach additional sheets of paper. All attachments are considered part of the application. Incomplete applications or applications with incorrect fees will be returned to the provider during the initial review process. Providers shall submit and complete one application for each CE course offered.

FALSIFICATION OR MISREPRESENTATION OF ANY ITEM OR RESPONSE ON THIS APPLICATION OR ANY ATTACHMENT HERETO IS SUFFICIENT BASIS FOR DENYING COURSE APPROVAL

Provider's Name		
Street Address		
City	State	Zip Code
Contact Person	Telephone Numbers: Residence: () Business: ()	Email Address

COURSE TITLE/TOPICS AND HOURS (if different topics are being taught simultaneously, approval for all hours must be obtained)

Title (Title will appear on the Board's web site.)

	Number of Hours	Classroom	Distance Learning
A) Mandatory Ethics and Law, History Taking and Physical Examination Procedures, Chiropractic Adjustive Technique or Chiropractic Manipulation Techniques, Proper and Ethical Billing and Coding			
B) Other Courses Related to Chiropractic Philosophy of chiropractic, instruction in basic sciences, diagnostic testing procedures and differential diagnosis, pain management theory, physiotherapy, manipulation under anesthesia, special population care, adverse event avoidance, pharmacology, cardiopulmonary resuscitation, principles of practice, wellness, rehabilitation, public health			
C) Other (Describe)			

Office Use Only

Receipt No.

Date cashiered

INSTRUCTORS* (if more than one instructor teaches a particular subject (team teaching), list both on the same line)

Name	* Type of Degree(s)	License No./State issued** (if applicable)	Topic of Instruction (from list A-C on front page)	Hours

*If instructor holds a professional license, the Provider must ensure that the license is in good standing.

TOTAL HOURS 0.00

(This total should match with the front page)

COURSE DATE & LOCATION (attach additional sheet(s) if more space is needed)

Course Date(s)	City	State

~~SAMPLE CERTIFICATE~~

~~Provider's Name
Provider's Address
Provider's City, State and Zip Code
Provider's Phone Number Including Area Code~~

~~Course Title
Date of Course
Location of Course (City/State)
Board Approval No. CA-A-_____~~

I hereby verify that _____, License No. _____ has successfully completed:

Mandatory: _____ hours

Mandatory Topic: _____

Other: _____ hours

~~The Continuing Education hours identified above were earned through:~~

Distance Learning _____

Classroom Instruction _____

Signature of Provider's Designated Representative

Date

Print Name of Provider's Designated Representative



Agenda Item 13 April 17, 2025

Review, Discussion, and Possible Action on Regulatory Proposal Regarding Appeal Process for Contested Citations and Licensee Compliance with Assessed Fines (amend California Code of Regulations [CCR], Title 16, sections 390.4 and 390.5)

Purpose of the Item

The Board will review and discuss additional minor, but substantive, edits to the regulatory proposal regarding the appeal process for contested citations and licensee compliance with assessed fines.

Action Requested

The Board will be asked to approve the proposed text to amend California Code of Regulations (CCR), title 16, sections 390.4 and 390.5 and authorize the Executive Officer to initiate the rulemaking process.

Background

The Board approved proposed regulatory text during the October 19, 2023 meeting that would: 1) make conforming changes to the Board's system for issuing citations to ensure it contains each of the required provisions found within Business and Professions Code (BPC) section 125.9, subdivision (b); and 2) extend the deadline for requesting an informal conference to contest a citation to 30 days from the date of issuance on the citation for consistency with the timeframe for requesting a formal administrative hearing.

During the February 13, 2025 meeting, the Board approved the following minor, but substantive, edits to the regulatory text: 1) replace the term "licensee" with "cited person" and "they" in CCR, title 16, section 390.4, subdivision (a) because any cited person, not just a licensee, may request a formal administrative hearing to contest a citation; and 2) replace the term "cited person" with "licensee" in CCR, title 16, section 390.5, subdivision (b) because the Board can only take this action against a licensee, not any cited person.

While this rulemaking package was being reviewed by the Business, Consumer Services and Housing Agency (BCSH), staff and BCSH determined two additional substantive changes to the previously-approved regulatory text are necessary before

Citation Appeal Process and Licensee Compliance

April 17, 2025

Page 2

initiating the rulemaking process and submitting the package to the Office of Administrative Law (OAL):

1. The term “licensee” is being removed from the second sentence in CCR, title 16, section 390.4, subdivision (a) because the payment of any fine by any cited person (a licensee or an unlicensed person) shall not constitute an admission of the violation charged. (BPC §§ 125.9, subd. (b)(4) and 148.)
2. BPC section 148 is being added to the reference section of CCR, title 16, sections 390.4 and 390.5 because these two regulations are implementing the provisions of this statute.

These substantive changes are highlighted in the attached proposed regulatory text to amend CCR, title 16, sections 390.4 and 390.5.

At this meeting, the Board is asked to review and discuss these substantive changes to the proposed text and consider making a motion to proceed with this regulatory proposal.

Suggested Motion: Rescind the prior approval of the proposed regulatory text from February 13, 2025, approve the newly proposed regulatory text to amend California Code of Regulations, title 16, sections 390.4 and 390.5 presented in the meeting materials, direct the Executive Officer to take all steps necessary to initiate the rulemaking process, authorize the Executive Officer to make any technical or non-substantive changes to the rulemaking package, notice the proposed text for a 45-day comment period and, if no adverse comments are received during the 45-day comment period and no hearing is requested, adopt the proposed regulatory change.

Attachment

- Proposed Regulatory Language to Amend California Code of Regulations, Title 16, Sections 390.4 and 390.5

DEPARTMENT OF CONSUMER AFFAIRS
TITLE 16. BOARD OF CHIROPRACTIC EXAMINERS

PROPOSED REGULATORY LANGUAGE
Appeal Process for Contested Citations and Licensee Compliance with
Assessed Fines

Legend: Added text is indicated with an <u>underline</u> . Deleted text is indicated by strikeout .
--

Amend Sections 390.4 and 390.5 of Article 9 of Division 4 of Title 16 of the California Code of Regulations to read as follows:

§ 390.4. Contested Citations.

(a) The citation shall inform the ~~licensee~~ cited person that if ~~he/she~~ they desires a hearing to contest the finding of a violation, that hearing shall be requested by written notice to the ~~Board~~ Board within 30 calendar days of the date of issuance ~~of~~ on the citation. ~~If a licensee does not request a hearing is not requested~~ pursuant to this subsection, the Board shall not construe the licensee's payment of any fine to constitute an admission of a charged violation. Hearings shall be held pursuant to the provisions of Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

(b) In addition to requesting a hearing provided for in subdivision (a) of this section, the cited person may, within ~~44~~ 30 calendar days ~~after service of~~ the date of issuance on the citation, submit a written request for an informal conference with the Executive Officer.

(c) The Executive Officer or ~~his/her~~ their designee shall, within 30 calendar days from receipt of the written request, hold an informal conference with the person cited ~~and/or his/her~~ the cited person's legal counsel or authorized representative, if any.

(d) The Executive Officer or ~~his/her~~ their designee may affirm, modify, or dismiss the citation, at the conclusion of the informal conference. A written decision stating the reasons for the decision shall be mailed to the cited person and ~~his/her~~ the cited person's legal counsel or authorized representative, if any, within 14 calendar days from the date of the informal conference. This decision shall be deemed to be a final order with regard to the citation issued.

(e) If the citation is dismissed, the request for a hearing shall be deemed withdrawn. If the citation is affirmed or modified, the cited person may, in ~~his/her~~ their discretion, withdraw the request for a hearing or proceed with the administrative hearing process.

NOTE: Authority cited: Sections 125.9 and 148, ~~1000-4(b) and 1000-10~~, of the Business and Professions Code; and Sections 4(b) and 4(e) of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii. Reference: ~~Sections 1000-4(b) and 1000-10, 125.9 and 148~~ of the Business and Professions Code; and ~~Chiropractic Initiative Act of California, Stats. 1923, p. 1xxxviii~~.

§ 390.5. Compliance with Citation/Order of Abatement.

(a) Orders of abatement may be extended for good cause. If a cited person who has been issued an order of abatement is unable to complete the correction within the time set forth in the citation because of conditions beyond ~~his/her~~ their control after the exercise of reasonable diligence, the person cited may request an extension of time from the Executive Officer or ~~his/her~~ their designee in which to complete the correction. Such a request shall be in writing and shall be made within the time set forth for abatement.

~~(b) Failure of a licensee to pay a fine or comply with an order of abatement, or both, within 30 calendar days of the date of assessment or order, unless the citation is being appealed, shall constitute unprofessional conduct and cause for the Board taking disciplinary action against the licensee. When a licensee does not contest the citation, or the licensee does not prevail on their appeal of the citation, and a fine is not paid, the Board shall add the full amount of the assessed fine to the fee for renewal of the license. The Board shall not renew a license without the licensee's payment of the renewal fee and fine. When a citation or order of abatement is not contested or if the order is appealed and the person cited does not prevail, failure to abate the violation within the time allowed or pay the fine that is imposed, if one was, shall constitute a violation and a failure to comply with the citation or order of abatement.~~

~~(c) Failure to timely comply with an order of abatement or pay a fine that is imposed is unprofessional conduct and may result in disciplinary action being taken by the board.~~

NOTE: Authority cited: Sections 125.9 and 148, ~~1000-4(b) and 1000-10~~, of the Business and Professions Code; and Sections 4(b), 4(e), and 10(a) of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii. Reference: ~~Sections 1000-4(b) and 1000-10, 125.9 and 148~~ of the Business and Professions Code; and Section 10(a) of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii.



**Agenda Item 14
April 17, 2025**

**Review, Discussion, and Possible Action Related to Comment Received During
the 45-Day Public Comment Period for Regulatory Proposal to Repeal CCR,
Title 16, Section 354 (Successful Examination)**

Purpose of the Item

The Board will review and discuss the public comment received during the 45-day public comment period for the regulatory proposal to repeal California Code of Regulations (CCR), title 16, section 354 (Successful Examination).

Action Requested

The Board will be asked to approve the proposed responses to the public comment and use the responses for completing the rulemaking process.

Background

CCR, title 16, section 354 (Successful Examination) was adopted by the Board effective November 17, 1979, and permits applicants who are notified in writing by the Board of successful completion of the Board examination to immediately commence the practice of chiropractic in California pending the receipt of their certificate. This regulation is problematic because it conflicts with existing laws and regulations that prohibit the unlicensed practice of chiropractic (Sections 5 and 15 of the Chiropractic Initiative Act and CCR, title 16, sections 310.2 and 312).

At the January 20, 2023 meeting, the Board approved proposed text repealing CCR, title 16, section 354, directed staff to commence the formal rulemaking process, and authorized the Executive Officer to make any non-substantive or technical changes to the package.

The regulatory proposal to repeal CCR, title 16, section 354 was noticed on January 3, 2025, for a 45-day public comment period that concluded on February 18, 2025. The Board received one public comment on this proposal.

At this meeting, staff will ask the Board to consider the comment, approve staff's proposed response to the comment (to be provided as a handout), and authorize staff to proceed with completing the regulatory process.

Comment on Proposal to Repeal CCR, Title 16 Section 354

April 17, 2025

Page 2

Suggested Motion: Direct staff to decline the actions requested in the adverse comment, approve the proposed response to the comment, and use the proposed response for completing the regulatory process. Direct staff to take all steps necessary to complete the rulemaking process, authorize the Executive Officer to make any technical or non-substantive changes to the proposal, and adopt the proposed repeal of California Code of Regulations, title 16, section 354, either as described in the proposed text or with any potential amendments, if no relevant, adverse comments are received with a modified text comment period.

Attachment

- Public Comment on Regulatory Proposal to Repeal CCR, Title 16, Section 354 (Successful Examination)

Handout

- Proposed Response to Public Comment [Draft for Board Approval]

Walker, Kristin@DCA

From: Dr. Danny Gambino [REDACTED]
Sent: Saturday, January 4, 2025 7:23 AM
To: Pitto, Tammi@DCA
Cc: Walker, Kristin@DCA
Subject: Proposed regulatory changes

This Message Is From an Untrusted Sender

Warning: This email originated from outside of the organization! Do not click links, open attachments, or reply, unless you recognize the sender's email.

Report Suspicious

Board of Chiropractic Examiners
1625 N. Market Blvd., Suite N-327
Sacramento, CA 95834

VIA EMAIL

Dear Ms. Pitto,

Happy New Year.

I received an email dated January 3, 2025 delineating the CBCE's proposal to change CCR section 354.

I offer several points:

- Give notice to the candidate AFTER the \$137 fee is collected and AFTER the CBCE has finalized the integrity of the application process. This would be done, naturally, after the successful completion of the CCLE.
"The Board's staff then performs a final review of their application package, confirms all licensure requirements have been met and no cause exists to deny a license, and issues a doctor of chiropractic license to the applicant."
- I am assuming this is for first time candidates? Otherwise the rule makes it illegal to advertise as a chiropractor if the licensee has their license suspended for administrative reasons (e.g. no CEU on record, fees not received by the BCE, etc) What about things like office signs? Billboards? Ads that are already running in print and on social media? This is advertising without a license, according to the Rule.
- Additionally, according to the Board of Chiropractic Examiners' Quarterly Licensing Performance Measures, FY 2023--24, the average time it takes to issue a license after the initial fee is received is 11 days. How many work-hours, and at what cost to the BCE's time and energy, (not to mention to the taxpayer) has this proposed Repeal of Successful Examination Regulation sacrificed? How many candidates have actually slipped through this process? Meaning, what is the specific number of candidates who have had their licensed rescinded, revoked, or put on probation from the time they were initially "green-lighted" (after

being informed of the successful completion of the CCLE) to practice because of CCR Title 16, Section 354 in the past 5 years?

These are considerations to weigh before amending or striking this regulation.

Best,
Dr. Danny Gambino, B.Sc., D.C.



Faculty Clinician, Life University
Author, [Love Through the Darkness](#)
President, California Chiropractic Association, 2018-2019
2018 California Senate Heroes Award
2014 & 2015 California Doctor of the Year
2015 Life University Distinguished Alumnus Award
2013 San Diego Doctor of the Year

Daniel William Gambino©

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Agenda Item 15
April 17, 2025

Review, Discussion, and Possible Action on Legislation Related to the Board, the Chiropractic Profession, DCA, and/or Other Healing Arts Boards

Purpose of the Item

Staff will provide the Board with an update on bills related to the Board, the chiropractic profession, the Department of Consumer Affairs (DCA), and other healing arts boards.

Action Requested

Following staff's presentation of these bills, the Board will have an opportunity to discuss and take a position on the bills.

Background

Below is an overview of the bills that will be discussed during the meeting.

Hyperlinks to the legislation are included in this document to ensure access to current information, as legislation is frequently amended.

A. [Assembly Bill \(AB\) 260 \(Aguiar-Curry\)](#) Sexual and reproductive health care.

Status: Re-referred to Assembly Business and Professions Committee

Next Hearing Date: April 29, 2025

Summary: This bill would, among other things, prohibit a healing arts board from suspending or revoking a license or otherwise taking disciplinary action against a licensee solely on the basis that the licensee manufactured, transported, distributed, delivered, received, acquired, sold, possessed, furnished, dispensed, repackaged, or stored brand name or generic mifepristone or any drug used for medication abortion that is lawful under the laws of this state. Additionally, the bill would prohibit a healing arts board from denying an application for licensure, suspending or revoking a license, or otherwise imposing discipline upon a licensee or health care practitioner solely because they were convicted or disciplined in another state solely for an activity related to brand name or generic mifepristone or any drug used for medical abortion that, if performed in this state, would not be grounds for denial, suspension, revocation, or other discipline.

Discussion Regarding Legislation

April 17, 2025

Page 2

Estimated Fiscal Impact on the Board: None.

Staff Recommendation: WATCH

B. [AB 479 \(Tanqipa\)](#) Criminal procedure: vacatur relief.

Status: Referred to Assembly Public Safety Committee

Next Hearing Date: TBD

Summary: Existing law allows a person who was arrested or convicted of a nonviolent offense while they were a victim of intimate partner violence, or sexual violence, to petition the court, under penalty of perjury, for vacatur relief. This bill would require the court, before it may vacate the conviction, to make findings regarding the impact on the public health, safety, and welfare, if the petitioner holds a license and the offense is substantially related to the qualifications, functions, or duties of a licensee. This bill would also require a petitioner to serve the petition and supporting documentation on the applicable licensing entity and would give the licensing entity 45 days to respond to the petition for relief.

Estimated Fiscal Impact on the Board: This bill is estimated to have a minimal fiscal impact on the Board. In the rare instance that the Board receives a notice of the petition and chooses to file an opposition, the impact would be around \$3,000 in costs for legal representation through the Attorney General's office.

Staff Recommendation: WATCH

C. [AB 489 \(Bonta\)](#) Health care professions: deceptive terms or letters: artificial intelligence.

Status: Referred to Assembly Privacy and Consumer Protection Committee

Next Hearing Date: April 22, 2025

Summary: This bill would make provisions of law that prohibit the use of specified terms, letters, or phrases to falsely indicate or imply possession of a license or certificate to practice a health care profession, as defined, enforceable against an entity who develops or deploys artificial intelligence (AI) or generative artificial intelligence (GenAI) technology that uses one or more of those terms, letters, or phrases in its advertising or functionality. The bill would prohibit the use by AI or GenAI technology of certain terms, letters, or phrases that indicate or imply that the advice, care, reports, or assessments being provided through AI or GenAI are being provided by a natural person with the appropriate health care license or certificate.

Discussion Regarding Legislation

April 17, 2025

Page 3

Estimated Fiscal Impact on the Board: This bill has an estimated fiscal impact of approximately \$6,500 in 2025–26 and \$13,000 ongoing for Board staff to monitor the use of AI and GenAI technology in the chiropractic profession for potential violations of the provisions of this bill.

Staff Recommendation: WATCH

D. [AB 601 \(Jackson\)](#) Child abuse: reporting.

Status: Referred to Assembly Public Safety Committee

Next Hearing Date: April 29, 2025

Summary: This bill would, among other things, require the State Department of Social Services (DSS), through the State Office of Child Abuse Prevention, to, by July 1, 2027, develop a standardized curriculum for mandated reporters, and to make that training available on its website. This bill would also require an employer having one or more mandated reporters to ensure completion of the training within the first three months of the mandated reporter's employment, or by March 1, 2030, whichever is later, and require the completion of the training to be documented in a manner that would allow DSS to verify completion upon request.

Estimated Fiscal Impact on the Board: None.

Staff Recommendation: WATCH

E. [AB 667 \(Solache\)](#) Professions and vocations: license examinations: interpreters.

Status: Re-referred to Assembly Health Committee

Next Hearing Date: April 29, 2025

Summary: This bill would, beginning July 1, 2026, require DCA non-healing arts boards to permit an applicant who cannot read, speak, or write in English to use an interpreter to interpret the English written and oral portions of the license examination if the applicant meets all other requirements for licensure, as specified. The bill would require the interpreter to satisfy specified requirements, including not having the license for which the applicant is taking the examination, and would prohibit the assistance of an interpreter under certain circumstances, including when English language proficiency is required for the license. The bill would also require those boards to post on their internet websites that an applicant may use an interpreter if they cannot read, speak, or write in English, the examination is not offered in their preferred language, and they meet all other requirements for licensure.

Discussion Regarding Legislation

April 17, 2025

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Estimated Fiscal Impact on the Board: None.

Staff Recommendation: WATCH

F. [AB 742 \(Elhawary\)](#) Department of Consumer Affairs: licensing: applicants who are descendants of slaves.

Status: Referred to Assembly Judiciary Committee

Next Hearing Date: April 29, 2025

Summary: This bill would require DCA boards to prioritize applicants seeking licensure who are descendants of American slaves once a process to certify descendants of American slaves is established, as specified. The bill would make those provisions operative when the certification process is established and would repeal those provisions four years from the date on which the provisions become operative or on January 1, 2032, whichever is earlier.

This bill would only become operative if [Senate Bill 518 \(Weber Pierson\)](#) is enacted establishing the Bureau for Descendants of American Slavery.

Estimated Fiscal Impact on the Board: None.

Staff Recommendation: WATCH

G. [AB 1298 \(Harabedian\)](#) The Department of Consumer Affairs.

Status: Pending assignment

Next Hearing Date: N/A

Summary: This is a spot bill related to DCA.

Estimated Fiscal Impact on the Board: None.

Staff Recommendation: WATCH

H. [AB 1431 \(Tangipa\)](#) Personal income taxes: credit: medical services: rural areas.

Status: Referred to Assembly Revenue and Taxation Committee

Next Hearing Date: TBD

Discussion Regarding Legislation

April 17, 2025

Page 5

Summary: This bill would allow a personal income tax credit in an amount equal to the qualified income earned by a qualified taxpayer for medical services performed in a rural area in the state, for taxable years beginning on January 1, 2025, and before January 1, 2032, not to exceed \$5,000 per taxable year, as specified.

Estimated Fiscal Impact on the Board: None.

Staff Recommendation: WATCH

I. [AB 1434 \(Michelle Rodriguez\)](#) Health care boards: workforce data collection.

Status: Pending assignment

Next Hearing Date: N/A

Summary: This is a spot bill related to the collection of healthcare workforce data by DCA healing arts boards.

Estimated Fiscal Impact on the Board: None.

Staff Recommendation: WATCH

J. [Senate Bill \(SB\) 81 \(Arreguin\)](#) Health and care facilities: information sharing.

Status: Referred to Senate Health and Judiciary Committees

Next Hearing Date: April 23, 2025

Summary: This bill would, among other things, revise the definition of “medical information” to include immigration status, including current or prior immigration status, and place of birth, and would define “immigration enforcement” to mean any and all efforts to investigate, enforce, or assist in the investigation or enforcement of any federal civil immigration law, and also includes any and all efforts to investigate, enforce, or assist in the investigation or enforcement of any federal criminal immigration that penalizes a person’s presence in, entry or reentry to, or employment in, the United States.

The bill would specify that a provider of health care, health care service plan, or contractor may disclose medical information regarding a patient of the provider of health care or an enrollee or subscriber or a health care service plan pursuant to a search warrant lawfully issued and signed by a judge, including a magistrate judge, to a governmental law enforcement agency. The bill would also prohibit, to the extent permitted by state and federal law, and to the extent possible, a provider of health care, health care service plan, contractor, or employer from allowing access to a patient for immigration enforcement.

Discussion Regarding Legislation

April 17, 2025

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Estimated Fiscal Impact on the Board: None.

Staff Recommendation: WATCH

K. [SB 470 \(Laird\)](#) Bagley-Keene Open Meeting Act: teleconferencing.

Status: Referred to Senate Appropriations Committee

Next Hearing Date: TBD

Summary: This bill would extend the repeal date of the additional, alternative set of provisions under which a state body may hold meetings by teleconference subject to specified requirements from January 1, 2026, to January 1, 2030.

These alternative provisions allow a multimember state advisory body, such as the Board's committees, to meet by teleconference with a primary physical meeting location with at least one staff member present and the members of the advisory body participating remotely by visibly appearing on camera during the open portion of the meeting.

Estimated Fiscal Impact on the Board: None.

Staff Recommendation: SUPPORT

L. [SB 641 \(Ashby\)](#) Department of Consumer Affairs and Department of Real Estate: states of emergency: waivers and exemptions.

Status: Referred to Senate Public Safety Committee

Next Hearing Date: April 29, 2025

Summary: This bill would, among other things, authorize the Department of Real Estate (DRE) and boards under the jurisdiction of DCA to waive the application of certain provisions of the licensure requirements for licensees and applicants impacted by a declared federal, state, or local emergency or whose home or business is located in a declared disaster area, including certain examination, fee, and continuing education requirements. The bill would exempt impacted licensees of boards from, among other requirements, the payment of duplicate license fees.

The bill would also require all applicants and licensees under the DRE or DCA boards to provide the board or department with an email address.

Estimated Fiscal Impact on the Board: None.

Staff Recommendation: SUPPORT

Discussion Regarding Legislation

April 17, 2025

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M. [SB 687 \(Ochoa Bogh\)](#) Chiropractors: animal chiropractic practitioners.

Status: Referred to Senate Business, Professions and Economic Development Committee

Next Hearing Date: April 28, 2025

Summary: This bill would prohibit a chiropractor who is not under the supervision of a veterinarian from practicing animal chiropractic, as defined, without being registered as an animal chiropractic practitioner by the Board and satisfying certain requirements, including holding a current, valid certification from the American Veterinary Chiropractic Association (AVCA) or International Veterinary Chiropractic Association (IVCA), or any other credentialing organization the Board specifies through regulation. The bill would specify that the Board shall establish requirements for registration and conditions and requirements for practicing animal chiropractic. The bill would also require an animal chiropractic practitioner to comply with regulations of the Board applicable to chiropractors, would authorize the Board to adopt regulations necessary to implement the bill's provisions, and would require the Board, if adopting specified regulations, to consult with the Veterinary Medical Board, including regulations regarding standards of medicine or care for an animal. This bill would also make an animal chiropractic practitioner exempt from the Veterinary Medicine Practice Act.

Estimated Fiscal Impact on the Board: This bill is estimated to have initial implementation costs of approximately \$63,000 in 2025–26, including \$13,000 in staff time related to the creation of registration processes, forms, and regulations, and \$50,000 in IT costs to develop a new registration type. Additionally, this bill is estimated to result in registration and enforcement costs of approximately \$75,000 in 2026–27, \$135,000 in 2027–28, and \$131,000 ongoing.

Based on the estimated fiscal impact, staff recommends that the Board consider requesting an amendment to the bill to provide the Board with authority to charge a fee to issue and renew an animal chiropractic practitioner registration to cover the Board's additional licensing and enforcement costs.

Staff Recommendation: DISCUSS POSSIBLE AMENDMENTS

N. [SB 806 \(Dahle\)](#) Department of Consumer Affairs.

Status: Pending assignment

Next Hearing Date: N/A

Summary: This is a spot bill related to DCA.

Discussion Regarding Legislation

April 17, 2025

Page 8

Estimated Fiscal Impact on the Board: None.

Staff Recommendation: WATCH

O. [SB 861 \(Committee on Business, Professions and Economic Development\)](#)

Consumer affairs.

Status: Referred to Senate Business, Professions and Economic Development Committee

Next Hearing Date: April 21, 2025

Summary: This omnibus bill includes, among other things, the Board's proposal to add the Board to the list of DCA programs with explicit statutory authority to obtain and receive criminal history information from the California Department of Justice (DOJ) and the Federal Bureau of Investigation (FBI). By adding the Board to this list of programs, this bill would also allow the Board to request, and authorize the Board to receive, certified records of arrests and convictions, certified records of probation, and other related documentation needed to complete an applicant or licensee investigation from a local or state agency under [Business and Professions Code section 144.5](#).

Estimated Fiscal Impact on the Board: None.

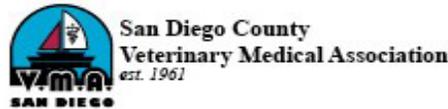
Staff Recommendation: SUPPORT

Attachments

1. Public Comment on Agenda Item 15M Received April 7, 2025: California Veterinary Medical Association's Opposition Letter and Fact Sheet Regarding SB 687 (Ochoa Bogh)
2. Public Comment on Agenda Item 15M Received April 12, 2025: California Chiropractic Association's Letter of Support for SB 687 (Ochoa Bogh) and Attachments

External Resource

- PDF Copy of the Above-Referenced Bills (as of April 10, 2025) from leginfo.legislature.ca.gov



March 6, 2025

Senator Angelique Ashby
Chair, Senate Business, Professions and Economic Development Committee
1021 O Street, Suite 8630
Sacramento, CA 95814

**RE: SB 687 (Ochoa Bogh)
OPPOSE**

Dear Senator Ashby,

Collectively representing more than 120,000 veterinary medical professionals throughout the State of California and across the country, the California Veterinary Medical Association (CVMA), Southern California Veterinary Medical Association (SCVMA), Sacramento Valley Veterinary Medical Association (SVVMA), and American Veterinary Medical Association (AVMA) are strongly opposed to SB 687, which would allow chiropractors to expand their practice to work on animals without veterinary supervision.

Regarding this bill, we ask for your consideration of the following points:

A. Animal Musculoskeletal Manipulation (MSM) is the practice of veterinary medicine, and should be performed by or under the direct supervision of veterinarians

Over three decades ago, the California Veterinary Medical Board (CVMB) promulgated California Code of Regulations Title 16, section 2038 (hereinafter, "Section 2038"). This regulation has been successfully forging collaborative working relationships between chiropractors and veterinarians for over 30 years. It defines MSM as "the system of application of mechanical forces applied manually through the hands or through any mechanical device to enhance physical performance, prevent, cure, or relieve impaired or altered function of related components of the musculoskeletal system of animals." Section 2038 further states that "MSM when performed upon animals constitutes the practice of veterinary medicine," placing it squarely within the practice of veterinary medicine as defined in California Business and Professions Code section 4826(c).

The rulemaking process that resulted in Section 2038 was open and fair, and welcomed all stakeholders to present information to help the CVMB craft a regulation that best served the interests of animals and consumers alike. The resulting regulation clearly delineated the responsibilities of both the supervising veterinarian and the chiropractor in delivering MSM services to animal patients and continues to safeguard animal welfare by providing a straightforward roadmap for veterinarians and chiropractors to follow relative to the use of MSM on animals. Distilled to its essence, Section 2038 permits animal-directed MSM to be performed by (1) veterinarians, and (2) licensed California chiropractors working under the direct supervision of a veterinarian.

B. Chiropractors have no animal-related training in their licensing curricula

SB 687 would override the above-described clinical framework by allowing chiropractors to perform MSM¹ “without supervision by a licensed veterinarian.” Allowing chiropractors to work on animals without veterinary supervision poses a threat to both animal welfare and consumer protection for the following reasons:

- 1) *Chiropractors learn only about human beings in their core education.* Vast anatomic, physiological, and behavioral differences exist between human beings and animals. For that matter, significant differences exist between animal species. In addition, animals obviously cannot speak and will instinctively hide signs of pain. Not only is animal-specific instruction and training absent in a chiropractor’s education, but also the training in *human* anatomy and physiology that chiropractors receive *does not* safely permit chiropractors to practice on animals without veterinary supervision.
- 2) *Chiropractors have no formal training or aptitude testing to address emergency conditions in animals.* Currently, if a human suffers a health emergency on a chiropractor’s premises, the chiropractor can call 911 and have paramedics promptly arrive. Because there is no 911 equivalent for animals, animals experiencing a health crisis resulting from or occurring during chiropractic treatment will not receive emergency care if treated at a facility that does not have veterinary licensees present. In that regard, veterinary practices are required by law to be equipped with emergency medical equipment and drugs to treat emergencies that could arise from procedures being performed on the premises.
- 3) *Many complex animal conditions that mimic a chiropractic issue can be more acute medical problems; chiropractors are not trained to identify those conditions.* When an animal limps, is stiff, sore, or has decreased ability or desire to move, many unknowing pet owners will instinctively seek a chiropractor to address the issues. Unfortunately, there are hundreds of medical conditions in animals that can mimic chiropractic issues. To make matters worse, many of them have an insidious onset, making them difficult to identify early on when intervention is most effective. A mere certification program in the absence of an animal-specific core curriculum (discussed further in the next section) cannot adequately educate chiropractors on all of these conditions across all animal species and thus would subject animals to a delay in appropriate treatment, prolonged suffering, and severe adverse health effects from not having their medical condition properly identified and treated. In addition, consumers will spend more money on a treatment that is potentially tangential to their animal’s core issue. Only veterinarians possess the level of education and training needed to diagnose and treat these conditions, yet SB 687 paradoxically permits chiropractors to work on animals

¹ MSM is denoted in SB 687 as “animal chiropractic.”

without veterinary supervision, removing veterinarians entirely from what is legally defined as veterinary care.

C. Certification is inadequate to permit unsupervised veterinary practice

Currently, there are approximately eight certification programs in the United States that offer animal-centric training to chiropractors and do so via online self-study and/or a few weekend classes (except for a couple of programs that are live/in-person.) Because the core education of chiropractors is focused on a very specific facet of human medicine, the certifications offered in animal chiropractic do not give chiropractors the necessary education or experience needed to safely manage animal patients without veterinary supervision. Among the glaring omissions resident in these certification programs are:

- No education in multiple species (programs focus on horse and dog models)
- No minimum requirement for live in-person education (even though MSM is the very definition of “hands-on” practice)
- No practice restriction for those who perform poorly in the course
- No continuing education requirement
- No obligation to meet ongoing minimum standards of care\

D. SB 687 would allow chiropractors to practice on animals without veterinary supervision or involvement of any kind

California’s Veterinary Medicine Practice Act—specifically, 16 CCR section 2034—defines two types of veterinary supervision: “Direct” and “indirect.” “Direct” supervision means that the veterinarian has established a Veterinarian-Client-Patient Relationship (VCPR) through examination of the animal and communication with the client, and is present on the premises while veterinary staff perform a treatment. “Indirect” supervision means that the same VCPR is established, but the veterinarian is not present on the premises while veterinary staff perform a treatment under direct veterinarian treatment orders. For example, under “indirect supervision,” a registered veterinary technician (RVT) could be instructed by a veterinarian to give a pill to an animal every 4 hours if the veterinarian had to be offsite during that time.

In contrast to this fundamental supervisory framework, not only does SB 687 fail to provide for any type of veterinary supervision, but it also *explicitly authorizes* chiropractors to practice a defined portion of veterinary medicine without *any* participation by a veterinarian. Put simply, SB 687 would allow a chiropractor to “hang out their own shingle” and perform work on an animal without any veterinarian having examined the animal beforehand, without any veterinarian being aware of the chiropractor’s treatment, and without any veterinarian being present during the appointment. Under that rubric, unsuspecting consumers will wrongly assume that all protections will be in place at a chiropractic facility to provide for the safety and proper veterinary medical care of the animal. Such will not be the case.

E. The veterinary profession provides chiropractic services and existing California law provides a pathway for chiropractors to do the same

Hundreds of California veterinarians possess animal chiropractic certification, which—when coupled with their Doctorate in Veterinary Medicine—provides consumers with comprehensive chiropractic care in addition to traditional veterinary services. Moreover, and as mentioned at the outset of this letter, Section 2038 permits chiropractors to also work on animals provided that they do so under veterinary supervision. In the case of a registered veterinary premises, the veterinarian must be in the building when the chiropractor is seeing patients. In the case of a “range setting,” the veterinarian must be in the general vicinity when the chiropractor is seeing patients. These scenarios provide for patient safety and consumer supervision that adequately protects California’s consumers and animals. Indeed, many California

veterinarians and chiropractors work effectively under the current collaborative supervision model (16CCR section 2038,) ensuring the delivery of competently provided and sufficiently supervised MSM services.

F. SB 687 contains numerous omissions that jeopardize patient safety

The attached table identifies significant issues that need to be addressed in SB 687 if it intends to make the unprecedented leap of human health care practitioners into veterinary medicine.

Thank you for your consideration.



Jennifer Hawkins, DVM
CVMA President



Alyssa Shelby, DVM
SVMMA President



Adam Gerstein, DVM
SCVMA President



Janet Donlin, DVM
AVMA Executive Vice President



Laura Halsey, DVM
SDCVMA President

cc: Senator Rosilicie Ochoa Bogh
Assembly Business and Professions Committee
Eddie Franco, Consultant, Assembly Business and Professions Committee
Bill Lewis, Assembly Republican Caucus

SB 687 Technical Issues

Section	Issue	Comment
1071(b)(2)	The section does not specify an adequate amount of training.	<p>Chiropractic courses certified by the bodies named in Section 1070(c) provide instruction on the dog and the horse. There are hundreds of species of animals that are not taught in the courses.</p> <p>This section should be amended to specify that an animal chiropractic practitioner may only provide services to types of animals for which they have received training <i>in a training program specified in 1070(c)</i>.</p>
1071(b)(3)	This section indicates that people can bring their animals to a chiropractor without any veterinarian supervision.	<p>This subsection should be amended to require that an animal chiropractic practitioner only provide services to an animal patient under veterinarian supervision. There are multiple examples of complex medical ailments in animals that may present as a chiropractic issue but in fact are other more serious conditions. A certification program does not adequately educate chiropractors on this plethora of illnesses and disease conditions. Therefore, veterinarian supervision is needed for patient and consumer safety.</p>
1071(c)(1)	As worded, this subsection indicates that a “chiropractor” can assume some type of responsibility for the animal, just not “primary” responsibility.	<p>The statement needs to be revised to indicate that the <i>animal chiropractic practitioner</i> (not chiropractor because this section applies to an animal chiropractic practitioner- as defined) MAY ONLY provide chiropractic care on the animal patient.</p>
1071(c)(2)	This subsection requires the chiropractor to declare “that animal chiropractic is not intended to replace traditional veterinary care and is considered an alternative therapy to be used concurrently and in conjunction with traditional veterinary care by a licensed veterinarian.”	<p>If chiropractors truly believe that they are not practicing veterinary medicine and that what they are doing is actually chiropractic practice, then this requirement should be applied to all chiropractors working on animals or human beings. In other words, chiropractors should have to provide a disclosure to human patients that “chiropractic is not intended to replace traditional medical care and is considered an alternative therapy to be used concurrently and in conjunction with traditional health care by a licensed physician.”</p>
1071(c)(3)	The question posed in this subsection does not add animal or consumer protection.	<p>Unless a requirement or stipulation is added for what the animal chiropractic practitioner is supposed to do when the animal patient <i>has not been</i> seen by a veterinarian in the past 12 months, then the</p>

		statement is moot. Also, if section 1071(b)(3) is amended to reflect the CVMA's recommendations, this section is moot.
1071(c)(4)	This subsection requires the animal chiropractic practitioner to ask the client to convey a diagnosis from a veterinarian.	In human medicine, would it be in the best interest of patient and consumer protection to require the patient to be a messenger/go-between when two licensed health care providers are communicating about such an important topic? This again dovetails with the previously stated need for supervision in this bill. Again, if Section 1071(b)(3) is amended to reflect the CVMA's recommendations, this subsection is not needed.
1071(g)(2)	This subsection vests narrow authority by the Board of Chiropractic Examiners to adopt regulations. Part (A) refers to standards of "medicine."	By limiting the Board's authority to regulations that pertain to "standards of medicine and care" and to the naming of accrediting bodies for animal chiropractic certification, this subdivision handcuffs the Board of Chiropractic Examiners' ability to promulgate other relevant regulations. Accordingly, subdivisions (g)(2)(A) and (g)(2)(B) need to be removed because the Board of Chiropractic Examiners needs the ability to promulgate other potential regulations.
1071(g)(3)	This subsection tries to create a (weak) bridge between the Board of Chiropractic and the Veterinary Medical Board.	There is no such thing as an "informal" vote on a regulatory board. In addition, this subdivision is superfluous if the Board of Chiropractic Examiners is allowed to proceed as it wishes regardless of what the Veterinary Medical Board says.
	Chiropractors have X-ray machines and routinely take and read radiographs as part of chiropractic practice.	The certification courses do not provide training on reading radiographs and diagnosing musculoskeletal conditions through radiography. This bill does not prohibit a chiropractor from taking and interpreting radiographs of an animal patient. California law prohibits the physical restraint of an animal patient by a human being during the taking of radiographs. Veterinary practices commonly utilize chemical restraint (tranquilization/sedation) and reversal agents to take radiographs of animal patients in compliance with California's "no-hold" law. But animal chiropractic practitioners are not permitted to possess or administer such drugs and even if they were, they have no training to do so.

		A specific statement needs to be added to prohibit the taking or interpreting of radiographs by an animal chiropractic practitioner.
	This bill provides no rule on the comingling of animal and human patients in a chiropractic office.	Animal chiropractors currently see animal patients in the same location that they see human patients, threatening potential infection or injury to both.
	This bill provides no rule on the patient confidentiality requirements for an animal chiropractic practitioner seeing an animal patient.	Animal chiropractors treat patients in the waiting room at their offices, which is inconsistent with the requirements that veterinarians themselves must meet under California Business and Professions Code section 4857. Therefore, this bill on its face is unfair to animals and animal owners by not providing a specification for client confidentiality. Also, absent a statement in the bill requiring animal chiropractic practitioners to follow the same requirements as are set forth in Section 4857, veterinarians providing the same services will be required to do more by law than animal chiropractic practitioners.
	The bill makes no provision for emergency veterinary care in the event of an adverse occurrence during a chiropractic visit.	Chiropractors have no training on veterinary emergency care. Furthermore, they have no access to veterinary drugs and no knowledge on how to use or administer those drugs. If this bill is altered to reflect the recommendations of the CVMA to Section 1071(b)(3), then this is not as much of an issue. However, without the incorporation of veterinary supervision, animals and consumers will not have the same level of safety that is afforded to them when they receive care in a registered veterinary premises.



OPPOSED TO SB 687

Allowing Chiropractors to Expand Their Practice to Work on Animals is Unsafe

SB 687 will permit chiropractors to open their own practices to work on all species of animals without any veterinary supervision, despite chiropractic licensure having NO animal education component.

Animal Musculoskeletal Manipulation (MSM) is the practice of veterinary medicine, and should be performed by or under the direct supervision of veterinarians

Existing California law that has been in effect for over 30 years has provided animal owners with accessible and safe chiropractic care through a collaborative framework in which veterinarians supervise chiropractors who work on animals.

Chiropractors have no animal-related training in their licensing curricula

Standardized education required for licensure ensures minimum competency standards through testing. Accredited chiropractic schools contain NO education on animals, but rather focus solely on human beings. Vast anatomic, physiological, and behavioral differences exist between human beings and animals. Without standardized training and measured aptitude, allowing chiropractors to expand their scope of practice to include animals puts animals and consumers at unacceptable risk.

Certification is inadequate to permit unsupervised veterinary practice

Certification courses are designed to add onto a core body of knowledge. In the case of chiropractors, they have no base level of training in animals, and thus a certification course is inadequate to permit them to expand their practice to include animals. Chiropractors who pay to take a certification course can advertise to the public that they have a certification whether they do well in the course or not. With no “failure” rate and no mechanism to restrict attendees who do not do well in a course, a certification is inadequate to permit a scope of practice expansion into an entirely new area.

SB 687 would allow chiropractors to practice on animals without veterinary supervision or involvement of any kind

Hundreds of medical conditions in animals can mimic chiropractic issues, and many of them have an insidious onset, making them difficult to identify early on when intervention is most effective. An absence of veterinary supervision would subject animals to a delay in appropriate treatment, prolonged suffering, and severe adverse health effects from not having their medical condition properly identified and treated. In addition, in the event of a medical emergency during treatment, chiropractors have no training or ability to provide life-saving measures for the animal.

SB 687 is an attempt to expand chiropractor scope of practice to animals. It does not solve a problem; it creates one by putting animals and consumers at risk.



April 12, 2025

Ms. Kristen Walker, Executive Officer
Board of Chiropractic Examiners
2525 Natomas Park Drive, Suite 260
Sacramento, Calif. 95833
Email: chiro.info@chiro.ca.gov - Please distribute to all BCE Board Members

Re: Public Comment on Agenda Item 15(M): SB 687 (Ochoa Bogh, 2025) Chiropractors: Animal Chiropractic Practitioners

Dear Ms. Walker:

The California Chiropractic Association (CalChiro), is a Sacramento-based statewide, nonprofit organization of doctors of chiropractic (DCs) and allied industries representing the chiropractic profession. Founded in 1928, CalChiro's mission is to empower doctors of chiropractic (DCs) to enhance the quality of life for all Californians. We recognize the important role chiropractic care plays in maintaining and enhancing health and mobility. We believe every Californian, whether human or animal, should have a chiropractic doctor as part of their healthcare team.

CalChiro is pleased to sponsor Senate Bill 687 by Senator Rosicilie Ochoa-Bogh. This bill allows only properly-trained chiropractors to deliver animal chiropractic services, without the direct supervision of a licensed veterinarian, if they possess a valid certification from the American Veterinary Chiropractic Association (AVCA) or the International Veterinary Chiropractic Association (IVCA). SB 687 also adds animal chiropractic language under the Board of Chiropractic Examiners (BCE) to ensure proper regulation of chiropractic services. This legislation represents a critical step toward improving access to safe, effective, and specialized chiropractic care for animals in California.

As an organization, we acknowledge the importance of ensuring that doctors of chiropractic who provide animal chiropractic care have the highest level of education. DCs are well-trained in history taking, examination, orthopedic and neurological testing. They are proficient at recognizing red flags. A chiropractor's knowledge, skill and training obtained from human patients is foundational and can be translated to the care of animals with additional training. Currently, only Licensed Doctors of Chiropractic (DC) and licensed Doctors of Veterinary Medicine (DVM) are eligible for animal chiropractic certification through the AVCA and IVCA. In addition to a DC's primary schooling (120 hours undergrad, 4500 doctorate), they are required to attend an approved post-graduate Basic Animal Chiropractic Program which comprises a minimum of 210-240 hours of education.

The AVCA and IVCA recognize five USA Basic Animal Chiropractic Schools. The teaching staff is made up of DCs and DVMs. There is a minimum of 75 hours of hands-on laboratories and a minimum of 135 hours of lecture. No AVCA or IVCA approved program is online only. For example, Options for Animals is solely an in-person school based in Kansas. Their Basic Animal Chiropractic course requires students to maintain marks greater than 75 percent separately in the written exams, homework, and practical exams. A student may be placed on academic probation if their marks fall below 75 percent and continued low marks would be grounds for academic dismissal from the program. If a student does not pass more than one exam then they will not be allowed to complete the program.

Once completed, the DC or DVM must pass the Basic program's exit exam and the ACCC/AVCA or IVCA written and clinical (practical/hands-on) examinations. The AVCA requires a passing score of 75 percent on both the written and practical. After passing all examinations and holding a current/active (good standing) state license of chiropractic or veterinary medicine, the doctor will receive certification for animal chiropractic.

Certified DCs and DVMs must renew their animal chiropractic certification every 3 years. AVCA and IVCA renewals require submission of 30 hours of continuing education and verification of a current/active state chiropractic or veterinary license. The hours must be obtained from animal specific programs and courses approved by the AVCA and IVCA. Most certified animal chiropractors will take continuing education courses on other species of animals that are offered by the same schools that provide the Basics animal chiropractic programs.

SB 687 addresses the limitations and confusion for both the Board of Chiropractic Examiners (BCE) and California Veterinary Medical Board (CVMB). Since 1922, BCE has been the entity that oversees the licensure and regulation of chiropractic doctors in California. BCE understands the proper application of chiropractic methods, the minimum standards of care for chiropractic, and is tasked with providing enforcement when a licensed DC violates the rules in a timely and efficient manner. Adding animal chiropractic language under the BCE would allow the board to enforce regulations and discipline both chiropractors and lay people who advertise or apply animal chiropractic inappropriately. This increases the safety of animal chiropractic in the state.

Other states including Arkansas, Utah, Colorado, Ohio, Oklahoma, and Nebraska have successfully implemented similar policies that recognize the expertise of AVCA and IVCA certified professionals. This demonstrates that this approach enhances animal care without compromising safety. By passing SB 687, California would align with best practices nationwide and expand access to essential chiropractic services to animals across the state. CalChiro looks forward to continued productive collaboration between all of the chiropractic and veterinary stakeholders.

Should you have any questions, please do not hesitate to contact me at DBenton@calchiro.org.

Sincerely,



Dawn M. Benton, MBA
Executive Vice President and CEO

Attachment A: IVCA Response to Opposition Points

Attachment B: Animal Chiropractic Education Source Response to Opposition Points

IVCA Response to Opposition Points regarding SB 687

Date: April 9th, 2025

To: Whom it may concern

Re: Response to Opposition SB 687 regarding providers of Animal Chiropractic in California

To whom it may concern,

On behalf of the International Veterinary Chiropractic Association (IVCA), we respectfully submit this rebuttal to recent opposition to SB687 legislation or policy that would allow qualified, post-doctorally trained, and IVCA-certified providers of animal chiropractic to practice in California. Opposition to SB 687 as listed here in appendix particularly those related to provider education, certification, scope, and oversight, warrant clarification in light of the IVCA's comprehensive standards and strict regulatory framework.

1. IVCA Certification: Accredited Education with Verified Standards

In response to the opposition's claim that animal chiropractic certification programs may be insufficient or primarily online, the IVCA Standards require a minimum of 210 hours of post-doctoral education, as outlined in Article §7.1. The IVCA standards of education training is required to be delivered primarily in person and must include classroom academic instruction and hands-on technique and laboratory work.

As required by Article §7.2, IVCA-accredited programs include in-person laboratories covering adjusting techniques, diagnostics, and comparative anatomy, including dissection and species-specific training. Article §7.3 mandates clinical case management instruction to support applied clinical skills.

Article §7.1.b permits only limited and pre-approved home study

To be eligible for admission, candidates must hold a valid license in chiropractic or veterinary medicine, as specified in Article §4.2. Upon completion of an accredited program, candidates must pass the IVCA-administered certification exam, in accordance with Article §6.0.

While the opposition accurately notes that some programs may consist of short seminars or online instruction, those programs fall outside the IVCA's jurisdiction. IVCA-certified providers have met comprehensive educational, ethical, and examination requirements. The IVCA has maintained this accreditation and certification process for over two decades, with continuing education required under Article §8.0 and compliance enforced through ethical and disciplinary oversight per Articles §2.0, §7.2, and §9.0.

2. IVCA-Approved Curriculum Covers Multi-Species Comparative Training

Under Article §7.2 of the IVCA Standards of Education, accredited animal chiropractic programs must provide comparative instruction in osteology, myology, neurology, and biomechanics across equine, bovine, canine, and feline species. Gait analysis and palpation techniques are taught with attention to species-specific structure and function.

Article §7.2 requires that students demonstrate proficiency in adjusting the sacropelvic, thoracolumbar, cervical, costal, cranial, mandibular, and appendicular regions across multiple species. Instruction must also cover appropriate use of species-specific contact points, stabilization techniques, adjusting tables, and safe animal handling procedures.

Articles §7.2 and §7.3 further mandate that students be trained in determining indications and contraindications for adjustments, assessing clinical outcomes, and recognizing when veterinary referral is required.

3. IVCA Requires: Ethical Standards, Defined Scope of Practice, and Mechanisms for Disciplinary Action

In response to opposition's claim that there is no defined scope of practice or mechanism to remove animal chiropractors who harm animals or fall below the standard of care, the following IVCA provisions apply:

Article §1.0, Definition 3, defines the scope of IVCA-certified animal chiropractic as non-medical manual care limited to vertebral subluxation correction, excluding diagnosis, surgery, or pharmacological treatment.

Article §2.0 affirms the veterinarian as the primary care provider and requires IVCA-certified providers to refer any condition beyond the animal chiropractic scope.

Article §7.2 mandates instruction in ethical conduct, legal boundaries, and interprofessional collaboration.

Article §9.0 establishes a disciplinary process authorizing investigation, probation, suspension, or revocation of IVCA provider certification or IVCA education provider approval for violations of legal, ethical, or practice standards.

4. IVCA Oversight of Certified Providers and Accredited Institutions

In response to opposition's claim that there is no required continuing education or enforceable oversight for animal chiropractic programs or IVCA practitioners, the IVCA Standards include the following regulatory provisions:

Article §8.0 requires all IVCA certified providers to complete a minimum of 30 hours of IVCA approved continuing education every three years to maintain active certification status.

Article §3.2 mandates formal application and documentation for IVCA approval of education provider accreditation and renewal. Article §3.3 requires on-site inspections at least every three years.

Article §3.4 outlines standards for IVCA-approved faculty qualifications, facilities, and curriculum compliance.

Article §9.0 authorizes the IVCA to impose disciplinary actions, including probation, suspension, or revocation of IVCA certification or IVCA education provider approval for noncompliance with any legal, ethical, or educational standard.

These provisions directly refute the opposition's claim that there is no required continuing education or enforceable oversight for programs or providers certified by the IVCA.

The IVCA maintains a publicly accessible global directory of certified providers and accredited institutions. Only those in full compliance with IVCA standards appear on the IVCA website, confirming active IVCA provider certification or IVCA accreditation of an education provider.

5. IVCA Requires: Collaborative Practice Standards in Animal Chiropractic

In response to the opposition's claim that there are no enforceable practice standards.

The IVCA Standards outline professional, ethical, and educational expectations for IVCA-certified providers of animal chiropractic. The IVCA holds no legal or regulatory authority and does not assert or impose legal obligations. As stated in Article §2.0, IVCA standards are intended to guide conduct in accordance with the applicable laws and regulations of the country, state, or jurisdiction in which the provider is licensed and practices. These standards are upheld exclusively through the IVCA's internal certification and accreditation process, as described in Article §9.0, and do not carry any legal authority or any regulatory weight.

Article §2.0 requires IVCA-certified animal chiropractic providers to recognize the veterinarian as the primary care provider and to practice in a non-medical, complementary role.

Article §1.0, Definition 3, defines animal chiropractic as the detection and correction of vertebral subluxation complexes, explicitly excluding diagnosis, treatment, and acts constituting veterinary medicine.

Article §7.2 mandates formal instruction in legal boundaries, ethical obligations, and referral procedures to ensure interprofessional coordination.

Article §9.0 authorizes disciplinary action, including suspension or revocation of IVCA certification, for any violation of IVCA standards.

These provisions establish that IVCA-certified providers are held to defined professional standards enforceable through the IVCA's internal certification and accreditation process.

Conclusion

The IVCA respectfully requests the opposition to reconsider its position, as the IVCA Standards of Education comprehensively address the opposition's concerns about animal chiropractic education, continuing education, disciplinary oversight, and scope of practice; specifically addressed with direct citations to Articles §1.0 through §9.0.

Animal chiropractic, as defined by the IVCA, is a non-invasive, complementary practice focused solely on the detection of and manual correction of vertebral subluxation complexes. It does not include veterinary medical interventions or interfere with veterinary care. Animal chiropractic care is distinct from veterinary medicine, while providing a complementary practice that supports and does not substitute veterinary care. IVCA-certified providers work in partnership with veterinarians, ensuring that animal chiropractic enhances, rather than competes with, veterinary care for the benefit of animal health. Article §1.0, Definition 3, excludes diagnosis, surgery, and pharmacological treatment, and Article §2.0 ensures IVCA-certified providers collaborate with licensed veterinarians, referring animals when necessary.

The IVCA education and certification system is transparent, with all standards publicly available and a global directory verifying the status of certified animal chiropractic providers and education programs.

We respectfully request that the opposition differentiate IVCA-certified providers, who practice under strict ethical and educational guidelines, from non-accredited programs lacking oversight as they consider this legislative process.

Respectfully submitted,

IVCA Managing Committee

Appendix: Summary of Opposition to SB 687

The following points have been submitted as opposition to SB 687 regarding the practice of Animal Chiropractic in California:

1. There are only eight certification programs nationwide. These vary significantly in delivery format and requirements. Many are online or weekend courses. Most do not require in-person hands-on training. Most are limited to horses and dogs. Most do not include dissection or wet labs. Most do not require learning to safely and competently adjust animals.
2. There is no required continuing education.
3. There are no enforceable standards of care.
4. There is no mechanism to remove animal chiropractors who harm animals or practice below the standard of care.
5. The opposition argues animal chiropractors should work under the supervision of veterinarians.



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The
International Veterinary Chiropractic Association's (IVCA's)
Standards of Basic Animal Chiropractic Education
and
Standards for Institutions Teaching Basic Animal Chiropractic

The following standards have been approved by the Managing Board of the IVCA and are the minimum standards that the IVCA will accept from Institutions that it recognizes as Approved Basic Animal Chiropractic Courses. Only successful graduates of these Approved Institutions, who have successfully completed these minimum requirements will be considered for Membership in the IVCA and/or for eligibility to sit the IVCA's Clinical Competency Certification Examinations.

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1.0 Definitions.

1. **IVCA** – International Veterinary Chiropractic Association
2. **AVCA** – American Veterinary Chiropractic Association
3. **Animal Chiropractic Treatment and Diagnosis** – Treatment that includes, but is not limited to, identifying and resolving vertebral subluxation complexes, spinal manipulation, and manipulation of the extremity articulations of non-human vertebrates. It does not include performing surgery, dispensing or administering medications, or performing traditional veterinary care or treatment.
4. **Approved Institution** – Any Educational Institution Approved by the IVCA to teach a Basic Animal Chiropractic Course.

2.0 Objectives

The IVCA recognizes the power and importance of including Animal Chiropractic in the integrated health care of animals. This integrated health care should always include a primary care veterinarian.

One of the IVCA's goals is to enable animal patients and their owners access to responsible and quality Animal Chiropractic Care.

- ☉ In doing so, we want to protect our animal patients from sub-standard forms of "Animal Chiropractic and Manipulation;" by
- ☉ Providing an Educational Standard that best meets the needs of Animal Chiropractors today.
- ☉ These Educational Standards should reflect the veterinary science, chiropractic science and philosophy, and clinical skills necessary to prepare Animal Chiropractic Students for a rewarding and successful career in Animal Chiropractic.
- ☉ These Educational Standards must also embrace the combination of both the Veterinary and Chiropractic Health Care Systems. The new field of Animal Chiropractic is doomed to fail our patients without the continued cooperation of these two professions.

Following are those Standards. These minimum Standards must be met by any Institution that is Approved by the IVCA to teach Basic Animal Chiropractic.

Only graduates of one of these Approved Institutions will:

- ☉ Be recognized by the IVCA and its members as an Animal Chiropractor;
- ☉ Be eligible for IVCA membership; and/or
- ☉ Be eligible for the IVCA Certification Examination of Clinical Competency in Animal Chiropractic.

These standards will be reviewed and updated regularly by the Managing Board of the IVCA. Changes will be communicated to all approved institutions and they will have six months from the date of notification to comply with the new standards.

3.0 IVCA Approval of Basic Animal Chiropractic Courses

IVCA Approval of Basic Animal Chiropractic Courses is for a period of three (3) years.

3.1 Application

Any educational institution that is seeking IVCA Approval of a Basic Animal Chiropractic Course must make written application to the IVCA at the address provided at the end of these Standards. Any formerly Approved Institution that has lost its Approved Status for more than one (1) year must re-apply to the IVCA in written form. The application must include:

1. A letter describing the educational institution and asking for IVCA Approval;
2. Complete description of the facilities to be used for the course, including laboratories (Video files on a CD-ROM or DVD or preferred and may decrease the cost for the Site Inspection.);
3. A list of all Principal and Guest Lecturers, copies of required Curriculum Vitas and a teaching plan for their utilization;
4. A complete description of the proposed curriculum including, but not limited to, schedules of classes, list of references for classes, written descriptions of all lessons and a complete set of notes/scripts, etc. that will be used for the lessons;
5. Contact information; and
6. an Initial Application Fee of one thousand euro (€ 1000,00) made payable to the IVCA.

3.2 Inspection of Facilities

All IVCA Approved Institutions will have their facilities inspected at least every three (3) years. This inspection will be a part of every Initial and Renewal Application. The site visit will include inspection of the Institution's classroom and laboratory facilities, their teaching aides, notes/scripts and any other thing that the inspectors feel they need to see to assure that the students attending lessons at the Institution meet these Standards. The Site Inspections will be made by IVCA representatives at the expense of the Institution. Expenses will be kept at a minimum but will include travel, meals, lodging and a three hundred and fifty euro (€ 350,00) fee for each inspector. To assure fairness, two (2) inspectors will always be present. The inspection should only take one day.

Additional Site Inspections may be needed if the IVCA feels that any Institution is not meeting these Standards. Any additional Site Inspections that may be needed during the Approval Period will be at the Institutions expense.

3.3 Initial Approval

Site Inspections as well as written confirmation or denial of IVCA Approval Status will be completed within sixty (60) days of Application. Initial Approval is for a period of three (3) years, but the Institution remains at a Probationary Status for the first year.

3.4 Renewal

Renewal of IVCA Approval is required every three (3) years. A notice for Renewal will be sent in writing to each eligible Institution ninety (90) days before it is due. The Renewal Application must include:

1. A letter describing any changes in the educational institution and asking for renewal of IVCA Approval;
2. A complete description of any changes in the facilities being used for the course, including laboratories (Video files on a CD-ROM or DVD or preferred and may decrease the cost for the Site Inspection.);

3. An updated list of all Principal and Guest Lecturers, copies of required Curriculum Vitas and a teaching plan for their utilization;
4. A complete description of any changes in the Institution's curriculum including, but not limited to, schedules of classes, list of references for classes, written descriptions of all lessons and a complete set of notes/scripts, etc. that will be used for the lessons;
5. Contact information; and
6. A Renewal Application Fee of three hundred euros (€ 300,00) made payable to the IVCA.

Site Inspections as well as written confirmation or denial of IVCA Approval Status will be completed within sixty (60) days of Application.

4.0 Eligible Students

An applicant to an Approved Institution's Basic Animal Chiropractic Course must be a Veterinarian or Chiropractor (as described in Types 1 and 2 below); or, a Chiropractic or Veterinary Student in their last Semester/Trimester of study. The Applicant must complete his/her veterinary and/or chiropractic degree before completion of the Basic Animal Chiropractic Course. The Applicant must be in good standing in the areas in which he/she practices and with his/her professional associations.

Each IVCA Approved Institution must allow all of the above types of applicants to apply for and be accepted into their Basic Animal Chiropractic Courses. Discrimination against any type of applicant listed above will result in the revocation of the Institution's IVCA Approved Status for a period of at least three (3) years.

Additionally, only those types of applicants listed above will be allowed to participate in any Approved Basic Animal Chiropractic Course. If the IVCA is made aware that an Approved Institution is accepting inappropriate students, the IVCA will revoke that Institution's IVCA Approval for a period of at least three (3) years.

4.1 Type 1- Veterinarians

Veterinarians are defined as Doctors of Veterinary Medicine (DVM's), Veterinary Medical Doctor's (VMD's) and Veterinarians that have graduated from an approved educational institution. An approved educational institution is generally one that is approved and recognized by the applicant's local government, which authorizes the applicant to dispense veterinary care and/or be the primary health care provider for animals in their geographic area.

4.2 Type 2 – Chiropractors

Chiropractors are defined as Doctors of Chiropractic (DC's) that have graduated from an approved educational institution. An approved educational institution is generally one that is approved and recognized by the applicant's local government, which authorizes the applicant to dispense traditional chiropractic care to humans, including, but not limited to, the diagnosis and treatment of vertebral subluxation complexes. These institutions are most often recognized and approved by a branch of the Council on Chiropractic Education (CCE, CCE-EU, etc.).

5.0 Educational Facilities

Each IVCA Approved Course must be convened at facilities that are appropriate for both classroom/lecture and laboratory lessons. Laboratories must include facilities for at least equine and canine participation. If at any time the IVCA is made aware that students are being exposed to inappropriate, unsafe and/or unacceptable conditions in either the laboratories or classroom, the IVCA will suspend and/or revoke that Institution's IVCA Approval as they see fit.

6.0 Educators

All Educators, including but not limited to, lecturers, teachers, instructors and assistants must meet at least one of the following requirements.

6.1 Principal Instructors

Principal Instructors are defined as: anyone directly teaching students for more than four (4) hours in any complete Basic Animal Chiropractic Course (210 hour Course); and/or provides curriculum content decisions for an Approved Institution. Because of the short nature of the Basic Animal Chiropractic Courses, and to maintain a functional Animal Chiropractic approach to all lessons, all Principal Instructors must be Certified in Animal Chiropractic by the IVCA and/or AVCA. Curriculum Vitas (CV's) on all Principal Instructors must be filed with the IVCA.

6.2 Guest Instructors

Guest Instructors are defined as: anyone directly teaching students for less than four (4) hours in any complete Basic Animal Chiropractic Course (210 hour Course). All Guest Instructors must be considered 'experts' in their field and must be utilized as teachers only for lessons in their field of 'expertise.' Curriculum Vitas (CV's) on all Guest Instructors should be able to be produced at the IVCA's request.

6.3 Utilization of Educators and Student/Teacher Ratio

To meet the Objectives of the IVCA as stated in 2.0, Veterinarian and Chiropractic Principal Instructors must be utilized at the Approved Basic Animal Chiropractic Courses. As an example, since most Courses are taught in a modular format, Veterinarian and Chiropractic Principal Instructors should endeavor to be present at each module. It is not mandatory that both are present at all times, but all lessons should be taught by the appropriate professional; Veterinarians teaching veterinary lessons and Chiropractors teaching chiropractic lessons.

Institutions must maintain viable student teacher ratios. Lecture size will determine the Institution's obligation for types and number of teaching aides (bones, etc.) and for the types of audiovisuals used to aide the Instructor. All students must be able to comfortably see, hear and participate in all lectures.

- A minimum of one Instructor for every six students (1/6 ratio) must be maintained in all Chiropractic Technique Laboratories, all other laboratories must maintain 1/10 ratio.

If an Approved Institution utilizes educators other than outlined above, without the written permission of the IVCA, the IVCA will suspend and/or revoke their Approval Status as they see fit.

7.0 Curriculum

7.1 Hours of Education

- 7.1.a Classroom – The Basic Animal Chiropractic Course must include a minimum of two hundred and ten hours (210 hours) of classroom and laboratory instruction.
- 7.1.b Home Study – Students must complete a minimum amount of home study. The exact type and amount can be decided by each Approved Institution, but must include reading assignments, practice of practical studies and individual patient case studies. The IVCA will approve this part of an Institution's Curriculum during the Application Process.

7.2 Curriculum Content

Following is a list of the minimum Curriculum Requirements for the Basic Animal Chiropractic Course. The IVCA will have final approval of this part of an Institution's Curriculum during the Application and Site Inspection process.

Chiropractic Sciences – The Principal Instructor of these lessons must be a Chiropractor.
24 Hours Minimum

1. Chiropractic Philosophy – These lessons must include the history of Chiropractic, the history of Animal Chiropractic, and in depth study of the vertebral subluxation complex (VSC), the Chiropractic Adjustment and the clinical considerations and ramifications of treating traditional pathologies with Chiropractic.

Veterinary Sciences – The Principal Instructor of these lessons must be a Veterinarian.
20 Hours Minimum

1. Basic Veterinary Theories and Tenets – These lessons must include fundamental veterinary topics including safety and handling, physiology and pharmacology, zoonotic and metabolic conditions and lameness.
2. Veterinary Pathology – These lessons must include pertinent large and small animal pathologies as well as their implications in complimentary chiropractic care with discussion on how chiropractic and other integrative modalities can influence treatment of those pathologies.
3. Diagnostic Imaging – These lessons must include plain film radiography, digital radiography, myelography fluoroscopy and magnetic resonance imaging.

Anatomy and Biomechanics - Lecture
16 Hours Minimum

1. Comparative Anatomy – These lessons must include pertinent aspects comparing equine, bovine, canine, feline and human osteology, myology and syndesmology.
2. Neuroanatomy and Physiology – These lessons must include the basic cellular and physiological processes of the neuron and nervous system.
3. Basic Spinal and Extremity Biomechanics – These lessons must include the normal movement and joint mechanics of each motion unit of the body, and discuss normal versus aberrant and compensatory movements.
4. Advanced Biomechanics – These lessons must include equine and canine gait analysis including normal and abnormal gaits.

Anatomy and Biomechanics - Laboratory
10 Hours Minimum

1. Comparative Anatomy – These lessons must include pertinent aspects comparing equine and canine osteology, myology and syndesmology. They may include topography, dissection, etc.

Applied Functional Neurology
10 Hours Minimum

1. Applied Functional Neurology – These lessons must include the functional aspects of the nervous system as it applies to animal chiropractic diagnosis and treatment. Topics should include mechanoreception and proprioception, spinal reflexes and cord level reactions, and suprasegmental coordination of nociception and mechanoreception.

Animal Chiropractic Diagnosis – Lecture
8 Hours Minimum

1. Differential Diagnosis of Large and Small Animal Neuromusculoskeletal Conditions – These lessons must include an integrated diagnosis of the entire patient using diagnostic resources of signalment, history and consultation, posture analysis, static palpation (osseous, muscle, temperature, coat changes, etc.) motion palpation and gait analysis. There should be discussion on how these diagnoses relate and integrate into the primary health care of the animal.
2. Neurological Examination – These lessons must include the traditional equine and canine neurological examination.

Animal Chiropractic Diagnosis – Laboratory
8 Hours Minimum

1. Motion Palpation Laboratory – These lessons must assist the student in developing their 'feel' for the normal versus abnormal movement in motion units. Motion palpation should be performed on at least the equine and canine patient.

Animal Chiropractic Adjusting Techniques - Lecture
24 Hours Minimum

1. General Principles of Animal Chiropractic Adjusting – Certain factors increase the efficiency, safety, reliability and comfort of the doctor and patient during the chiropractic adjustment. These lessons must discuss those factors.
2. Basic Animal Chiropractic Adjusting Techniques – These lessons must include specific animal chiropractic diversified treatment techniques including areas of the sacropelvic, thoracolumbar and cervical regions, the front limb, rear limb, ribs, TMJ, tail and cranium.
3. Review of Basic Animal Chiropractic Adjusting Techniques – All basic animal chiropractic adjusting techniques are reviewed.

Animal Chiropractic Adjusting Techniques - Laboratory
30 Hours Minimum

1. General Principles of Animal Chiropractic Adjusting Laboratory – Students will learn and fine tune, through hands on laboratories, the principles learned above. These lessons must include doctor hand and body positions, contact points, safety and handling, and the intricacies of the chiropractic adjusting thrust.
2. Basic Animal Chiropractic Adjusting Techniques Laboratory – These lessons must include Individual hands-on instruction in all adjusting techniques discussed above are practiced on at least the equine and canine.

Management of the Animal Chiropractic Patient

24 Hours Minimum

1. Basic Case Management – These lessons must include topics in everyday case management including, the lay lecture, introduction to leads and collars, introduction to saddle and harness fit, equine teeth and bits and the equine foot.
2. Integrated Case Management – These lessons must include review of the chiropractic theories and the contemporary vertebral subluxation complex; including assessment and application of animal the creation and application of appropriate clinical goals and the application of them in integrative treatment protocols.
3. Rehabilitation – These lessons must include a basic review of several muscle, exercise and rehabilitative techniques.
4. Ethics and Legalities – These lessons must include the ethical and legal implications of chiropractors and veterinarians practicing animal chiropractic.

Electives

36 Hours Minimum

1. These hours are to be utilized as each Approved Institution sees fit. This allows for diversity in the Basic Animal Chiropractic Courses available to Applicants.

7.3 References

Information presented to students for instruction must be from a collection of texts, journals, notes, reflections of experiences, etc. A list of the references used by an Approved Institution must be filed with the IVCA.

8.0 Examinations

8.1 Process for Student Progress Evaluations throughout Course

Each Approved Institution must implement a program that will monitor the progress of each Student's Education. This program is at the design of the Institution but most often involves some sort of testing procedure throughout the Student's course of study. The IVCA will approve this part of an Institution's Curriculum during the Application Process.

8.2 Final Examinations

On successful completion of an Approved Basic Animal Chiropractic Course, each student must receive a certificate of completion from the Institution. Successful completion must include:

1. Attendance at a minimum of two hundred (200) hours of the two hundred and ten (210) hour course (All hours missed must be 'made up' at the discretion of the Institution);
2. Completion of all Course work including Home Study;
3. Successful completion of a Final Written Examination (at least 75%); and
4. Successful completion of a Final Practical Examination (at least 75%).

9.0 Suspension and/or Revocation of IVCA Approval Status

Failure to meet any of these Standards can result in the Institution receiving Probation, or Suspension and/or Revocation of the Institution's IVCA Approval Status. Written notification by the IVCA will be provided to any Institution that has deficiencies in these Standards and will detail the deficiencies, give timelines to correct the problems or notify the Institution of any Probationary Periods, Suspensions or Revocations of its Approved Status.

If suspension or revocation of approval occurs during the middle of any Basic Animal Chiropractic Course, students attending that course may need to attend additional classes in order to meet these minimum Standards.

9.1 Probation

If the IVCA determines that an Approved Institution has minor deficiencies in these Standards, it can place that Institution on Probation. The length of that Probation will be determined by the severity of the infractions. The IVCA will notify the Institution of its deficiencies and give it a timeline to correct them. If during the Probationary Period the Institution fails to correct its deficiencies as directed or more deficiencies are discovered, the Institution will immediately have its Approval Status Suspended or Revoked.

9.2 Suspension

If the IVCA determines that an Approved Institution has serious deficiencies in these Standards, it can suspend that Institution's IVCA Approval Status. The length of that Suspension will be determined by the severity of the infractions. The IVCA will notify the Institution of its

deficiencies and give it a timeline to correct them. If during the Suspension Period the Institution fails to correct its deficiencies as directed or more deficiencies are discovered, the Institution will immediately have its Approval Status Revoked.

9.3 Revocation

If the IVCA determines that an Approved Institution has very serious deficiencies in these Standards, it can revoke that Institution's IVCA Approval Status. The length of that Revocation will be determined by the severity of the infractions, but will be a minimum of two (2) years. The IVCA will notify the Institution of its deficiencies. If the Institution wants to re-apply to the IVCA for Approval of its Courses, it must submit an Initial Application as if it were a new institution and can do so only after the time period stipulated in the Revocation.



Animal Chiropractic Education Source

Thank you for allowing me to address a few of your concerns. After I graduated from veterinary school, I was faced with many animals that I was unable to help. Some because there was no drug available and some because the owners declined the “proposed therapy” due to cost. First a brief intro about what chiropractic is and some history.

Animal Chiropractic has been around since at least 1906. In 1906 DD Palmer published an article in a Poultry Producers Magazine explaining how subluxations led to disease in chickens. In 1938 it was explained how the removal of animals from the curriculum was because Chiropractors did not want to be called horse doctors. In the late 80’s Dr. Sharon Willoughby DVM graduated from Palmer to become both a DVM and DC. She was licensed as a DVM in Illinois and a DC in Iowa and both states arrested her for practicing without a license. She believed that the core education of chiropractors is focused on a very specific facet of human medicine, they do not learn about animal chiropractic. She also believed that that the core education of veterinarians is focused on a very specific facet of animal medicine, they do not learn about animal chiropractic. She believed that both professions could be educated in the differences between their major focus and animal chiropractic. They could then become proficient in the practice of animal chiropractic.

True Animal Chiropractic can help the planet, the animals, and the profession of Veterinary Medicine. There is significant research available to show that the chiropractic adjustment works to restore movement and alter brain function. Altered brain function includes increased efficiency of every physiological reaction in the body. Every person reading or hearing this letter is relying on the function of their brain to maintain adequate heart and breathing rates. If they become worried about maintaining those basic functions, the individual will be unable to concentrate on the contents of this letter. Current research shows that chiropractically adjusted animals gain weight faster and need fewer drugs and vaccinations. Chiropractically adjusted meat is also preferred by 72% of the people in double blind taste tests.

Currently animal chiropractic is being practiced by four groups of people in your state.



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1. Both veterinarians and chiropractors certified in Animal Chiropractic by the American Veterinary Chiropractic Association (AVCA). Currently only five programs in the US that are recognized by the AVCA and not a single program allows everything to be online. Current programs must include a minimum of 210 hours including both hands-on laboratories and lectures. The lectures may be in person or online similar to some of the basic science lectures at many veterinary schools. A passing grade on the course providers exit exam is followed by a written and hands-on practical examination that is given once a year by a third party. Examination is held at a neutral site where no one has attended class, and the exam is given by testers that do not teach in any program. A 210-hour program would be the equivalent of 13 units or hours in a college curriculum if it were all lecture. Our program would translate into roughly 10 hours of lecture with 2 hours of laboratory hours. This translate into roughly twice the amount of immunology or pharmacology that I received in Veterinary school.
2. Veterinarians with no training in animal chiropractic.
3. Chiropractors with no training in animal chiropractic.
4. Numerous "lay" people throughout the country popping animal bones and calling it chiropractic.

As a veterinarian that both treats animals and refers animals to other animal chiropractors, I have no problem with either profession as long as they are certified by the AVCA. I have an issue with groups 2, 3 and 4. Let me address some of your concerns. SB 687 would remove group 3 and 4 from the veterinary board jurisdiction and give the chiropractic board the power to discipline both groups, increasing the safety of animal chiropractic in the state.

Other concerns that have been raised include:

- a. The programs offer no education in multiple species (programs focus on the horse and dog models). This is true as 90% of the animal chiropractic done in the US is on these two species. Our program offers courses in a safe and effective way to adjust other species when doctors find they have a need. We receive calls from both veterinarians and chiropractors on a weekly basis asking us about the vertebral formula on an animal they haven't seen before.
- b. No minimum requirement for live in person education (even though MSM is the very definition of hands-on practice.) First let me explain that there is a difference between MSM and animal chiropractic. I am assuming that the MSM the board is concerned about is Musculoskeletal manipulation and not Methylsulfonylmethane (MSM). The main goals of Musculoskeletal manipulation is to relieve pain and improve mobility. Typically, manipulation is used to provide short-term pain relief while a chiropractic adjustment offers long-term benefits. The goal of the chiropractic adjustment is to improve spinal motion and improve the body's physical function. Chiropractic adjustments are specific, precise and focused on removing misalignments, known as subluxations. Musculoskeletal manipulation will be slower and less precise, involving more of the spine than just the misaligned segment. While to some this may seem like semantics, California law has differentiated between a manipulation and a chiropractic adjustment. See the sports trainer law.
- c. No practice restriction for those who perform poorly in the course. If a student does not have a passing grade in one of the five recognized programs, they will be unable to sit for the



accreditation examination. If they flunk the certification examination, they will not become AVCA certified.

- d. No continuing education requirement. To maintain AVCA certification each doctor must complete 30 hours of approved continuing education every three years.
- e. No obligation to meet the ongoing minimum standard of care. The chiropractic board will be responsible for ensuring that chiropractors maintain a minimum standard of care, just like they currently do for their license holders. I believe that most standard of care issues are dealt with by the consumers who will cease to refer and who leave 1- and 2-star reviews far quicker than the board, since the board requires a complaint before they begin to investigate. It becomes very difficult for a veterinarian to maintain a standard of care if they are forced to supervise a professional in their office that they do not understand or believe in. I find many owners who have never heard of the possible side effects of the drugs that their animal has been placed on. They have not been able to make an educated health care decision for their animals. What level of standard of care is that? We routinely see paralyzed animals that have been given only three options: drugs, surgery or euthanasia. A chiropractic adjustment from a trained professional is a viable and economic option that should be given to the animal owners of California. Every AVCA certified chiropractor in the state of California knows what is not animal chiropractic, not every veterinarian in the state knows what is animal chiropractic.

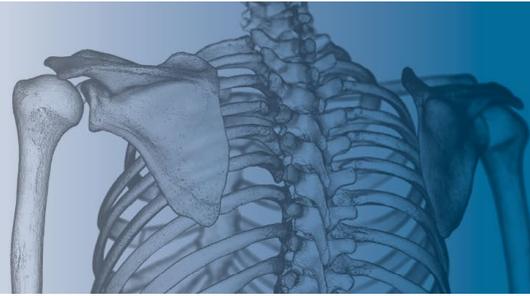
I would be available to discuss this further if the board needs more clarification of what animal chiropractic is and what AVCA certification entails.

William L. Ormston

Wm. L. Ormston, DVM
Certified in Animal Chiropractic



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Agenda Item 16 April 17, 2025

Review, Discussion, and Possible Action on the Recognition of Advertising of Chiropractic Specialties (CCR, Title 16, sections 311 and 311.1)

Purpose of the Item

The Board will be asked to engage in a policy discussion regarding the recognition and advertising of chiropractic specialties.

Action Requested

The Board will be asked to provide policy direction to staff.

Background

Business and Professions Code (BPC) section 651 contains requirements for the advertising of professional services by healing arts licensees. BPC section 651, subdivision (h)(5)(A) allows a healing arts licensee to include a statement that the practitioner is certified by a private or public board or agency or that the practitioner limits their practice to specific fields in their advertising. Subdivision (h) also further limits the use of the term “board certified” by physicians and surgeons and doctors of podiatric medicine in their advertising.

For purposes of the worker’s compensation system, the Board has recognized the specialty boards that are recognized by the American Chiropractic Association (ACA) or the International Chiropractors Association (ICA) through California Code of Regulations, title 16, section 311.1.

At this meeting, staff will guide the Board through a broad policy discussion regarding the standards and advertising of chiropractic specialties. The Board will be asked to determine if the Board wishes to develop this policy issue further for potential inclusion in the Board’s 2026 sunset review.

Attachment

- Business and Professions Code Section 651 and California Code of Regulations, Title 16, Sections 311 and 311.1

Business and Professions Code (BPC) Section 651 and California Code of Regulations (CCR), Title 16, Sections 311 and 311.1

BPC § 651.

(a) It is unlawful for any person licensed under this division or under any initiative act referred to in this division to disseminate or cause to be disseminated any form of public communication containing a false, fraudulent, misleading, or deceptive statement, claim, or image for the purpose of or likely to induce, directly or indirectly, the rendering of professional services or furnishing of products in connection with the professional practice or business for which he or she is licensed. A "public communication" as used in this section includes, but is not limited to, communication by means of mail, television, radio, motion picture, newspaper, book, list or directory of healing arts practitioners, Internet, or other electronic communication.

(b) A false, fraudulent, misleading, or deceptive statement, claim, or image includes a statement or claim that does any of the following:

(1) Contains a misrepresentation of fact.

(2) Is likely to mislead or deceive because of a failure to disclose material facts.

(3) (A) Is intended or is likely to create false or unjustified expectations of favorable results, including the use of any photograph or other image that does not accurately depict the results of the procedure being advertised or that has been altered in any manner from the image of the actual subject depicted in the photograph or image.

(B) Use of any photograph or other image of a model without clearly stating in a prominent location in easily readable type the fact that the photograph or image is of a model is a violation of subdivision (a). For purposes of this paragraph, a model is anyone other than an actual patient, who has undergone the procedure being advertised, of the licensee who is advertising for his or her services.

(C) Use of any photograph or other image of an actual patient that depicts or purports to depict the results of any procedure, or presents "before" and "after" views of a patient, without specifying in a prominent location in easily readable type size what procedures were performed on that patient is a violation of subdivision (a). Any "before" and "after" views (i) shall be comparable in presentation so that the results are not distorted by favorable poses, lighting, or other features of presentation, and (ii) shall contain a statement that the same "before" and "after" results may not occur for all patients.

(4) Relates to fees, other than a standard consultation fee or a range of fees for specific types of services, without fully and specifically disclosing all variables and other material factors.

(5) Contains other representations or implications that in reasonable probability will cause an ordinarily prudent person to misunderstand or be deceived.

(6) Makes a claim either of professional superiority or of performing services in a superior manner, unless that claim is relevant to the service being performed and can be substantiated with objective scientific evidence.

(7) Makes a scientific claim that cannot be substantiated by reliable, peer reviewed, published scientific studies.

(8) Includes any statement, endorsement, or testimonial that is likely to mislead or deceive because of a failure to disclose material facts.

(c) Any price advertisement shall be exact, without the use of phrases, including, but not limited to, "as low as," "and up," "lowest prices," or words or phrases of similar import. Any advertisement that refers to services, or costs for services, and that uses words of comparison shall be based on verifiable data substantiating the comparison. Any person so advertising shall be prepared to provide information sufficient to establish the accuracy of that comparison. Price advertising shall not be fraudulent, deceitful, or misleading, including statements or advertisements of bait, discount, premiums, gifts, or any statements of a similar nature. In connection with price advertising, the price for each product or service shall be clearly identifiable. The price advertised for products shall include charges for any related professional services, including dispensing and fitting services, unless the advertisement specifically and clearly indicates otherwise.

(d) Any person so licensed shall not compensate or give anything of value to a representative of the press, radio, television, or other communication medium in anticipation of, or in return for, professional publicity unless the fact of compensation is made known in that publicity.

(e) Any person so licensed may not use any professional card, professional announcement card, office sign, letterhead, telephone directory listing, medical list, medical directory listing, or a similar professional notice or device if it includes a statement or claim that is false, fraudulent, misleading, or deceptive within the meaning of subdivision (b).

(f) Any person so licensed who violates this section is guilty of a misdemeanor. A bona fide mistake of fact shall be a defense to this subdivision, but only to this subdivision.

(g) Any violation of this section by a person so licensed shall constitute good cause for revocation or suspension of his or her license or other disciplinary action.

(h) Advertising by any person so licensed may include the following:

(1) A statement of the name of the practitioner.

(2) A statement of addresses and telephone numbers of the offices maintained by the practitioner.

(3) A statement of office hours regularly maintained by the practitioner.

(4) A statement of languages, other than English, fluently spoken by the practitioner or a person in the practitioner's office.

(5) (A) A statement that the practitioner is certified by a private or public board or agency or a statement that the practitioner limits his or her practice to specific fields.

(B) A statement of certification by a practitioner licensed under Chapter 7 (commencing with Section 3000) shall only include a statement that he or she is certified or eligible for certification by a private or public board or parent association recognized by that practitioner's licensing board.

(C) A physician and surgeon licensed under Chapter 5 (commencing with Section 2000) by the Medical Board of California may include a statement that he or she limits his or her practice to specific fields, but shall not include a statement that he or she is certified or eligible for certification by a private or public board or parent association, including, but not limited to, a multidisciplinary board or association, unless that board or association is (i) an American Board of Medical Specialties member board, (ii) a board or association with equivalent requirements approved by that physician's and surgeon's licensing board prior to January 1, 2019, or (iii) a board or association with an Accreditation Council for Graduate Medical Education approved postgraduate training program that provides complete training in that specialty or subspecialty. A physician and surgeon licensed under Chapter 5 (commencing with Section 2000) by the Medical Board of California who is certified by an organization other than a board or association referred to in clause (i), (ii), or (iii) shall not use the term "board certified" in reference to that certification, unless the physician and surgeon is also licensed under Chapter 4 (commencing with Section 1600) and the use of the term "board certified" in reference to that certification is in accordance with subparagraph (A). A physician and surgeon licensed under Chapter 5 (commencing with Section 2000) by the Medical Board of California who is certified by a board or association referred to in clause (i), (ii), or (iii) shall not use the term "board certified" unless the full name of the certifying board is also used and given comparable prominence with the term "board certified" in the statement.

For purposes of this subparagraph, a "multidisciplinary board or association" means an educational certifying body that has a psychometrically valid testing process, as determined by the Medical Board of California, for certifying medical doctors and other health care professionals that is based on the applicant's education, training, and experience. A multidisciplinary board or association approved by the Medical Board of California prior to January 1, 2019, shall retain that approval.

For purposes of the term "board certified," as used in this subparagraph, the terms "board" and "association" mean an organization that is an American Board of Medical Specialties member board, an organization with equivalent

requirements approved by a physician's and surgeon's licensing board prior to January 1, 2019, or an organization with an Accreditation Council for Graduate Medical Education approved postgraduate training program that provides complete training in a specialty or subspecialty.

(D) A doctor of podiatric medicine licensed under Article 22 (commencing with Section 2460) of Chapter 5 by the California Board of Podiatric Medicine may include a statement that he or she is certified or eligible or qualified for certification by a private or public board or parent association, including, but not limited to, a multidisciplinary board or association, if that board or association meets one of the following requirements: (i) is approved by the Council on Podiatric Medical Education, (ii) is a board or association with equivalent requirements approved by the California Board of Podiatric Medicine, or (iii) is a board or association with the Council on Podiatric Medical Education approved postgraduate training programs that provide training in podiatric medicine and podiatric surgery. A doctor of podiatric medicine licensed under Article 22 (commencing with Section 2460) of Chapter 5 by the California Board of Podiatric Medicine who is certified by a board or association referred to in clause (i), (ii), or (iii) shall not use the term "board certified" unless the full name of the certifying board is also used and given comparable prominence with the term "board certified" in the statement. A doctor of podiatric medicine licensed under Article 22 (commencing with Section 2460) of Chapter 5 by the California Board of Podiatric Medicine who is certified by an organization other than a board or association referred to in clause (i), (ii), or (iii) shall not use the term "board certified" in reference to that certification.

For purposes of this subparagraph, a "multidisciplinary board or association" means an educational certifying body that has a psychometrically valid testing process, as determined by the California Board of Podiatric Medicine, for certifying doctors of podiatric medicine that is based on the applicant's education, training, and experience. For purposes of the term "board certified," as used in this subparagraph, the terms "board" and "association" mean an organization that is a Council on Podiatric Medical Education approved board, an organization with equivalent requirements approved by the California Board of Podiatric Medicine, or an organization with a Council on Podiatric Medical Education approved postgraduate training program that provides training in podiatric medicine and podiatric surgery.

The California Board of Podiatric Medicine shall adopt regulations to establish and collect a reasonable fee from each board or association applying for recognition pursuant to this subparagraph, to be deposited in the State Treasury in the Podiatry Fund, pursuant to Section 2499. The fee shall not exceed the cost of administering this subparagraph.

(6) A statement that the practitioner provides services under a specified private or public insurance plan or health care plan.

(7) A statement of names of schools and postgraduate clinical training programs from which the practitioner has graduated, together with the degrees received.

(8) A statement of publications authored by the practitioner.

(9) A statement of teaching positions currently or formerly held by the practitioner, together with pertinent dates.

(10) A statement of his or her affiliations with hospitals or clinics.

(11) A statement of the charges or fees for services or commodities offered by the practitioner.

(12) A statement that the practitioner regularly accepts installment payments of fees.

(13) Otherwise lawful images of a practitioner, his or her physical facilities, or of a commodity to be advertised.

(14) A statement of the manufacturer, designer, style, make, trade name, brand name, color, size, or type of commodities advertised.

(15) An advertisement of a registered dispensing optician may include statements in addition to those specified in paragraphs (1) to (14), inclusive, provided that any statement shall not violate subdivision (a), (b), (c), or (e) or any other section of this code.

(16) A statement, or statements, providing public health information encouraging preventive or corrective care.

(17) Any other item of factual information that is not false, fraudulent, misleading, or likely to deceive.

(i) Each of the healing arts boards and examining committees within Division 2 shall adopt appropriate regulations to enforce this section in accordance with Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code.

Each of the healing arts boards and committees and examining committees within Division 2 shall, by regulation, define those efficacious services to be advertised by businesses or professions under their jurisdiction for the purpose of determining whether advertisements are false or misleading. Until a definition for that service has been issued, no advertisement for that service shall be disseminated. However, if a definition of a service has not been issued by a board or committee within 120 days of receipt of a request from a licensee, all those holding the license may advertise the service. Those boards and committees shall adopt or modify regulations defining what services may be advertised, the manner in which defined services may be advertised, and restricting advertising that would promote the inappropriate or excessive use of health services or commodities. A board or committee shall not, by regulation, unreasonably prevent truthful, nondeceptive price or otherwise lawful forms of

advertising of services or commodities, by either outright prohibition or imposition of onerous disclosure requirements. However, any member of a board or committee acting in good faith in the adoption or enforcement of any regulation shall be deemed to be acting as an agent of the state.

(j) The Attorney General shall commence legal proceedings in the appropriate forum to enjoin advertisements disseminated or about to be disseminated in violation of this section and seek other appropriate relief to enforce this section. Notwithstanding any other provision of law, the costs of enforcing this section to the respective licensing boards or committees may be awarded against any licensee found to be in violation of any provision of this section. This shall not diminish the power of district attorneys, county counsels, or city attorneys pursuant to existing law to seek appropriate relief.

(k) A physician and surgeon licensed pursuant to Chapter 5 (commencing with Section 2000) by the Medical Board of California or a doctor of podiatric medicine licensed pursuant to Article 22 (commencing with Section 2460) of Chapter 5 by the California Board of Podiatric Medicine who knowingly and intentionally violates this section may be cited and assessed an administrative fine not to exceed ten thousand dollars (\$10,000) per event. Section 125.9 shall govern the issuance of this citation and fine except that the fine limitations prescribed in paragraph (3) of subdivision (b) of Section 125.9 shall not apply to a fine under this subdivision.

(Amended by Stats. 2017, Ch. 775, Sec. 6. (SB 798) Effective January 1, 2018.)

16 CCR § 311. Advertisements.

Constructive educational publicity is encouraged, but the use by any licensee of advertising which contains misstatements, falsehoods, misrepresentations, distorted, sensational or fabulous statements, or which is intended or has a tendency to deceive the public or impose upon credulous or ignorant persons, constitutes grounds for the imposition of any of the following disciplinary penalties:

- (a) Suspension of said licensee's right to practice in this State for a period not exceeding one (1) year.
- (b) Placing said licensee upon probation.
- (c) Taking such other action, excepting the revocation of said licensee's license, in relation to disciplining said licensee as the board in its discretion may deem proper.

16 CCR § 311.1. Chiropractic Specialties.

For purposes of the Department of Industrial Relations' Qualified Medical Evaluator Eligibility regulations (Division of Workers' Compensation, Title 8, California Code of Regulations, Section 12), the board recognizes only those specialty boards that are recognized by the American Chiropractic Association or the International Chiropractors Association.



Agenda Item 17 April 17, 2025

Discussion and Possible Action on Board's 2026 Sunset Review

Purpose of the Item

The Board will begin its discussions and preparations for the Board's 2026 Sunset Review and provide policy direction to staff.

Action Requested

The Board will be asked to develop a recommendation on the composition of licensee and public members on the Board (from 2022 Sunset Review, Issue #1) and identify current policy issues to potentially include in the Board's 2026 Sunset Review Report.

Background

Each year, the Assembly Business and Professions Committee and the Senate Business, Professions, and Economic Development Committee (Senate BP&ED) hold joint sunset review oversight hearings to review the boards and bureaus under the Department of Consumer Affairs (DCA). The sunset review process provides an opportunity for the Legislature, DCA, the boards, and interested parties and stakeholders to discuss the performance of the boards and make recommendations for improvements. The Board was last reviewed in 2022 and is scheduled for its next sunset review in 2026.

The sunset review process involves five main phases:

1. **Sunset Review Report:** In summer 2025, the Assembly Business and Professions Committee or the Senate Business, Professions, and Economic Development Committee will provide a report template requesting specific information and data from the Board. Staff drafts the Sunset Review Report for review and discussion by the Board. The final report must be reviewed and approved by the Board before it is submitted to the Legislature in or around December 2025.
2. **Background Paper/Issue Document:** About two weeks before the Board's scheduled hearing date in February or March 2026, the Board will receive a background paper from Assembly Business and Professions Committee or the Senate Business, Professions, and Economic Development Committee staff

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summarizing the Sunset Review Report information and identifying any issues that need to be addressed by the Board.

3. **Sunset Review Hearing:** The Board Chair and Executive Officer will testify before the Assembly Business and Professions Committee and the Senate Business, Professions, and Economic Development Committee in a joint sunset review oversight hearing in February or March 2026.
4. **Submission of Written Responses to Issues and Recommendations:** The Board has 30 calendar days from the date of the sunset hearing to prepare written responses to the new issues and recommendations identified in the background paper, as well as any additional questions or issues that may have come up during the hearing. The Board must meet and approve the written responses before submission.
5. **Sunset Bill:** A bill will be introduced to extend the Board's sunset review date. The bill may also include more substantive policy issues based on the Board's recommendations in the Sunset Review Report and issues identified by committee staff in the background paper.

At this meeting, the Board will be asked to discuss two issues to assist staff in developing the Board's 2026 Sunset Review Report:

- **Issue #1 from 2022 Sunset Review: Board Composition. Does BCE's composition need to be updated to include additional members of the public or non-chiropractic medical professionals?**

During the Board's 2022 sunset review, Senate BP&ED Committee staff reviewed the current composition of the Board (five licensees and two public representatives) and suggested that the Committees discuss whether a proposal to alter the Board's composition may be beneficial to the Board, patients, and the public.

In the Board's initial response to the issue in 2022, the Board noted that members are appointed by the Governor and are held accountable by the Governor's administration. The Board also emphasized that the Board conducts its business transparently through open public meetings consistent with its duty to protect and serve the public, not the chiropractic profession. The Board also recognized the beneficial perspectives gained by public members, but noted potential fiscal concerns related to amending the Chiropractic Initiative Act.

Staff evaluated the composition of 26 other boards within DCA and found that most of the healing arts boards have more licensee members than public representatives, whereas the non-healing arts boards typically have more public representatives than licensee members.

Below is a table with the board composition by DCA program:

DCA Program	Staff Count	Licensee Population	Board Composition
California Board of Accountancy	100.9	74,318	7 licensees, 8 public representatives
California Acupuncture Board	13	15,825	3 licensees, 4 public representatives
California Architects Board	24.8	21,775	5 licensees, 5 public representatives
Board of Barbering and Cosmetology	83.1	561,865	6 licensees, 7 public representatives
Board of Behavioral Sciences	64.7	137,480	6 licensees, 7 public representatives
Board of Chiropractic Examiners	18.8	18,403	5 licensees, 2 public representatives
Contractors State License Board	425	316,663	5 contractor members, 1 senior citizen member, 1 building official member, 1 labor member, 7 public members
Court Reporters Board of California	4.5	5,797	2 licensees, 3 public representatives
Dental Board of California	85	81,026	10 licensees, 5 public representatives
Dental Hygiene Board of California	15	20,566	5 licensees, 4 public representatives
Medical Board of California	179.9	179,035	8 licensees, 7 public representatives
California Board of Naturopathic Medicine	2	1,438	5 licensees, 2 physicians (MD or DO), 2 public representatives
California Board of Occupational Therapy	20.5	20,281	4 licensees, 3 public representatives
California State Board of Optometry	20.9	16,535	6 licensees, 5 public representatives
Osteopathic Medical Board of California	14.9	16,957	5 licensees, 4 public representatives
California State Board of Pharmacy	135.3	138,104	7 licensees, 6 public representatives
Physical Therapy Board of California	28.3	37,970	4 licensees, 3 public representatives
Physician Assistant Board	12	16,840	5 licensees, 1 ex officio physician, 4 public representatives
Podiatric Medical Board of California	5	2,671	4 licensees, 3 public representatives

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DCA Program	Staff Count	Licensee Population	Board Composition
Board for Professional Engineers, Land Surveyors, and Geologists	44	185,656	7 licensees, 8 public representatives
Board of Psychology	29.3	26,169	5 licensees, 4 public representatives
Board of Registered Nursing	239.8	648,738	5 licensees, 4 public representatives
Respiratory Care Board of California	17.4	20,962	4 licensees, 1 licensed physician and surgeon, 4 public representatives
Speech-Language Pathology and Audiology and Hearing Aid Dispensers Board	13.6	39,834	6 licensees, 3 public representatives
Structural Pest Control Board	31.5	31,805	3 licensees, 4 public representatives
Veterinary Medical Board	42.2	44,142	5 licensees, 3 public representatives
Board of Vocational Nursing and Psychiatric Technicians	73	146,709	5 licensees, 6 public representatives

At this meeting, the Board is asked to discuss this issue and provide policy direction to staff.

- **Identify current policy issues to potentially include in the 2026 Sunset Review Report**

During this meeting, the Board will be asked to identify any current policy and consumer protection issues for further development and possible inclusion in the Board's 2026 Sunset Review Report.

Attachments

1. Action Plan to Prepare for 2026 Sunset Review
2. Status of New Issues and Recommendations from the Board's 2022 Sunset Review
3. Excerpt from Board's 2022 Sunset Review Background Paper: Issue #1, Board Composition

Action Plan to Prepare for 2026 Sunset Review

Action Description	Responsible	Due Date
Begin drafting 2026 Sunset Review Report based on 2024 template	Executive Officer	Feb 2025
Identify remaining issues from 2022 Sunset Review Report that require discussion and input from Board/Committees	Executive Officer	Mar 2025
Summarize key issues from 2022–2024 sunset hearings and brief Board/Committees	Executive Officer	Mar 2025
Attend 2025 sunset hearings and brief Board/Committees on current issues for other boards	Executive Officer	Mar 2025
Identify new policy issues for inclusion in 2026 Sunset Review Report	Committee Chairs and Executive Officer	Apr 2025
Discuss remaining issues from 2022 Sunset Review Report and develop responses	Committee Chairs and Executive Officer	Jun 2025
Review and provide input on initial draft of 2026 Sunset Review Report	Board	Jul 2025
Discuss and develop new policy issues for inclusion in 2026 Sunset Review Report	Committee Chairs and Executive Officer	Aug 2025
Review and approve final draft of 2026 Sunset Review Report	Board	Oct 2025
Finalize 2026 Sunset Review Report and submit to Legislature	Executive Officer	Dec 2025
Draft Board Chair’s introductory statement for sunset hearing	Executive Officer	Jan 2026
Receive and review background paper, develop initial responses, finalize introductory statement, and prepare for hearing	Board Chair and Executive Officer	Feb 2026
Participate in a mock hearing to practice introductory statement and prepare for hearing	Board Chair and Executive Officer	Feb 2026

Action Description	Responsible	Due Date
Testify at Joint Sunset Review Oversight hearing	Board Chair and Executive Officer	Feb or Mar 2026
Review and approve written responses to issues in background paper	Board	Mar 2026
Work with legislative staff on Board's sunset bill, attend and testify at hearings, and submit position letters	Executive Officer	Mar – Aug 2026
Develop implementation plan for Board's sunset bill (effective date January 1, 2027) and begin drafting regulations, if necessary	Executive Officer	Sep 2026

**Status Update on the New Issues and Recommendations from the Board of
Chiropractic Examiners' 2022 Sunset Review**

Identified Issue	Assigned To	Current Status
<p><u>ISSUE #1:</u> (BOARD COMPOSITION) Does BCE's composition need to be updated to include additional members of the public or non-chiropractic medical professionals?</p>	Board	<p>The Board does not currently have an official position on this issue.</p> <p>Staff has gathered information on the composition of other DCA healing arts boards and chiropractic boards in other states, and will present that information to the Board for discussion at the April 2025 meeting.</p>
<p><u>ISSUE #2:</u> (REGULATIONS) What is the current timeframe for BCE regulatory packages to be approved and finalized?</p> <p>Strategic Plan Objective 4.1: Increase efficiency in rulemaking processes to move pending regulatory packages forward, prevent a backlog of packages, and improve staff and Board effectiveness.</p>	Executive Officer	<p>Staff continues to work with committee chairs and regulatory counsel to identify strategies to move the pending regulatory proposals forward.</p> <p>In addition, new training requirements on the regulatory process are being implemented for staff.</p>

Identified Issue	Assigned To	Current Status
<p>ISSUE #3: (STRATEGIC PLAN) What is the status of the BCE’s strategic plan? In addition, what will be the priorities for upcoming strategic planning sessions?</p>	<p>Executive Officer</p>	<p>The Board adopted its 2022–2026 Strategic Plan on October 27, 2022, and staff developed an action plan to achieve those objectives.</p> <p>In August 2023, the Board conducted a stakeholder survey to comply with the Governor’s Executive Order N-16-22 strengthening the commitment to a “California for All.” DCA’s SOLID Planning Solutions is analyzed the results of the survey and conducted a planning session with Board members at the May 2024 meeting. The Board adopted an amended 2022–2026 Strategic Plan at the October 2024 meeting.</p>
<p>ISSUE #4: (FUND CONDITION AND FEES) BCE states the need for a statutory fee increase based on the result of a recent fee audit. Does the Board anticipate the need to further increase fees proposed by the fee study? What is causing the need for multiple fee increases over such a short period of time?</p> <p>Strategic Plan Objective 1.4: Continue to monitor the Board’s license fee structure to ensure the Board’s financial stability, maintain access to the Board’s services, and determine whether the Board needs to consider plans for restructuring its fees.</p>	<p>Government and Public Affairs Committee</p>	<p>Senate Bill 1434 (Roth, Chapter 623, Statutes of 2022) implemented an updated fee schedule for the Board effective January 1, 2023.</p> <p>Staff and the Committee continues to closely monitor the Board’s fund condition and the impact of the new fee schedule.</p> <p>Staff is currently conducting an internal fee study and will work with the Committee to incorporate the results and conclusions into the required report to the Legislature on the Board’s license fee structure.</p>

Identified Issue	Assigned To	Current Status
<p>ISSUE #5: (FEE INCREASES AND BARRIERS TO CHIROPRACTIC PROFESSIONALS) With the need for statutory fee increases, has BCE considered how to minimize the impact of these fee increases on early-career chiropractic professionals or on underrepresented chiropractic professionals?</p>	<p>Licensing Committee</p>	<p>The Board reduced the initial cost of licensure for new applicants through the updated fee schedule.</p> <p>In addition, the Licensing Committee has been discussing the impacts of existing licensing processes, potential barriers to licensure, and opportunities for further efficiencies.</p>
<p>ISSUE #6: (RECIPROCAL LICENSE REQUIREMENTS) BCE requires applicants that hold active licenses from other states and are seeking license reciprocity in California to have completed training and evaluation equivalent to California requirements. How do California licensing requirements compare to other states? Has the BCE considered revising license reciprocity requirements for candidates holding chiropractic licenses in other states or allow reciprocity with candidates who are licensed in other countries?</p> <p>Strategic Plan Objective 1.3: Review reciprocity requirements to minimize barriers to licensure in California.</p>	<p>Licensing Committee</p>	<p>The Committee has been discussing reciprocity requirements and potential barriers to licensure.</p> <p>In addition, staff is compiling detailed information on the chiropractic licensure requirements in other states and reciprocity requirements for related DCA healing arts boards.</p>

Identified Issue	Assigned To	Current Status
<p>ISSUE #7: (CE) What accountability metrics are in place to ensure CE earned through distance learning is appropriate? Are licensees complying with CE requirements, as demonstrated in ongoing audits BCE staff conducts to determine CE was actually completed?</p> <p>Strategic Plan Objective 1.1: Complete comprehensive updates to the Board’s continuing education program and regulations to provide clarity and accessibility, and to ensure continuing licensee competency and public protection.</p>	<p>Continuing Education Committee</p>	<p>The Board approved regulatory text to implement comprehensive updates to the continuing education requirements.</p> <p>Staff is resuming audits of licensees’ CE records and is working with DCA’s Office of Information Services to develop a platform to receive primary source verification of CE records directly from providers.</p>
<p>ISSUE #8: (PERFORMANCE-BASED ASSESSMENT OF LICENSEE COMPETENCY) Has the Board considered adding performance-based assessment of licensee competency in addition to or in lieu of CE coursework?</p>	<p>Continuing Education Committee</p>	<p>The Board included additional activities to demonstrate competency in the regulatory text to update the CE requirements.</p>

Identified Issue	Assigned To	Current Status
<p>ISSUE #9: (ENFORCEMENT TIMEFRAMES) Since the last sunset review, the BCE has reduced the time required to complete formal discipline, but it still has not been able to meet the target timeframes set by the BCE and DCA. Has the Board considered implementing additional measures to reduce enforcement timeframes?</p> <p>Strategic Plan Objective 2.2: Streamline internal enforcement processes and standards, including complaint intake, investigations, and case management activities, to increase efficiency and ensure timely action.</p>	<p>Executive Officer</p>	<p>The Enforcement Unit participated in a project with DCA's Organizational Improvement Office to evaluate the complaint intake, desk investigation, and field investigation processes and identify strategies to reduce timeframes.</p> <p>The Board has been implementing various changes and process improvements to its Enforcement Program over the past three years.</p>
<p>ISSUE #10: (PRACTICE VIOLATIONS) Has the Board sought additional enforcement measures to curb the spread of medical misinformation within the chiropractic community?</p>	<p>Executive Officer</p>	<p>The Board continues to encourage licensees and the public to report any misinformation within the chiropractic profession so the Enforcement Unit can investigate and take appropriate action.</p> <p>Staff continues to track enforcement actions taken related to this issue.</p>

Identified Issue	Assigned To	Current Status
<p>ISSUE #11: (ENFORCEMENT DISCLOSURES) The Patient’s Right to Know Act requires BCE licensees to disclose probationary status to patients. The BCE recommended in their report that two exemptions be removed from this Act (BPC § 1007 subdivision (c)) to strengthen consumer protection. Are there any additional measures that can be taken to ensure consumers are aware of the probationary status of licensees?</p>	<p>Enforcement Committee</p>	<p>Staff will develop recommendations on additional measures to ensure consumers are aware of licensees’ probationary status and present those recommendations to the Committee for discussion at a future meeting.</p>
<p>ISSUE #12: (IMPACTS OF THE COVID-19 PANDEMIC) Since March 2020, there have been a number of waivers issued through Executive Orders that impact BCE operations, BCE licensees, providers, and patients throughout the state. Do any of these waivers warrant an extension or statutory changes? How has the BCE addressed issues resulting from the pandemic and how does the Board aim to continue to address these issues as the pandemic endures?</p>	<p>Government and Public Affairs Committee</p>	<p>This issue will be discussed by the Committee at a future meeting.</p>

Identified Issue	Assigned To	Current Status
<p>ISSUE #13: (TECHNICAL CHANGES MAY IMPROVE EFFECTIVENESS OF BCE OPERATIONS) There are amendments to BCE's Practice Act that are technical in nature but may improve BCE operations and the enforcement of the Act.</p>	<p>Government and Public Affairs Committee</p>	<p>This issue, including potential challenges, will be discussed by the Committee at a future meeting.</p>

CURRENT SUNSET REVIEW ISSUES

The following are unresolved issues pertaining to BCE (also referred to in this report as the Board) or areas of concern that should be considered, along with background information for each issue. There are also recommendations Committee staff have made regarding particular issues or problem areas BCE needs to address. BCE and other interested parties have been provided with this Background Paper and BCE will respond to the issues presented and the recommendations of staff.

BCE ADMINISTRATION ISSUES

ISSUE #1: (BOARD COMPOSITION.) Does BCE's composition need to be updated to include additional members of the public or non-chiropractic medical professionals?

Background: In 2010, the Federal Trade Commission (FTC) brought an administrative complaint against the North Carolina State Board of Dental Examiners (BDE) for exclusion of non-dentists from the practice of teeth whitening. The FTC alleged that the BDE's decision was an uncompetitive and unfair method of competition under the Federal Trade Commission Act. This opened the BDE to lawsuits and substantial damages from affected parties.

The North Carolina State BDE was composed of 6 licensed, practicing dentists and 2 public members. The practice of teeth whitening was not addressed in the statutes comprising the Dental Practice Act. Instead of initiating a rulemaking effort to clarify the appropriate practice of teeth whitening, the BDE sent cease-and-desist letters to non-dentists in the state offering teeth whitening services. The BDE argued that the FTC's complaint was invalid because the BDE was acting as an agent of North Carolina, and according to state-action immunity, one cannot sue the state acting in its sovereign capacity for anticompetitive conduct. A federal appeals court sided with the FTC, and the BDE appealed to the United States Supreme Court (Court).

In February 2015, the Court agreed with the FTC and determined that the BDE was not acting as a state agent and could be sued for its actions. The Court ruled, "Because a controlling number of the Board's decision-makers are active participants in the occupation the Board regulates, the Board can invoke state-action antitrust immunity only if it was subject to active supervision by the State, and here that requirement is not met."

The Court was not specific about what may constitute "active participants" or "active supervision." However, the Court did say that "active supervision" requires "that state officials have and exercise power to review particular anticompetitive acts of private parties and disapprove those that fail to accord with state policy," and that "the supervisor must review the substance of the anticompetitive decision, not merely the procedures followed to produce it."

In October 2015, the FTC released a staff guidance, *Active Supervision of State Regulatory Boards Controlled by Market Participants* in order to better explain when active supervision of a state regulatory board would be required, in order for a board to invoke the state action defense. The guidance also aimed to highlight what factors are relevant when determining if the active supervision requirement has been satisfied. The FTC states that active supervision includes the ability of a state supervisor to review the substance of the anticompetitive decision and have the power to veto or modify a decision. The state supervisor may not be an active market participant. In addition, the FTC states that active supervision must precede the implementation of the alleged anticompetitive restraint.

The FTC states that the guidance addresses only the active supervision requirement of the state action defense, and antitrust analysis is fact-specific and context-dependent. This means that although a state action defense might not be applicable in a certain case, this does not mean that the conduct of a regulatory board necessarily violates federal antitrust laws.

On October 22, 2015, the Committees held a joint informational hearing to explore the implications of the Court decision on the DCA's professional regulatory boards and consider recommendations.

In response to the Court's decision, State Senator Jerry Hill requested an opinion from the Office of Attorney General Kamala Harris (AG). The AG released the following:

“North Carolina Dental has brought both the composition of licensing boards and the concept of active state supervision into the public spotlight, but the standard it imposes is flexible and context-specific. This leaves the state with many variables to consider in deciding how to respond.

“Whatever the chosen response may be, the state can be assured that North Carolina Dental's 'active state supervision' requirement is satisfied when a non-market-participant state official has and exercises the power to substantively review a board's action and determines whether the action effectuates the state's regulatory policies.”

Boards like BCE are semiautonomous bodies whose members are appointed by the Governor. Although most of the non-healing arts boards have statutory authority for a public majority allotment in their makeup, most healing arts and non-healing arts boards are comprised of a majority of members representing the profession.

North Carolina State Board of Dental Examiners v. FTC placed limitations on the immunity of regulatory boards controlled by active market participants. This is because individuals who are directly affected by their own rulemaking may not be able to detect their biases, potentially placing their benefit over those of the public. As the Supreme Court stated, “Dual allegiances are not always apparent to an actor.”

In addition, the BCE presently does not have any Board member positions that must be held by a member of a non-chiropractic licensed healing arts profession, such as a medical doctor or doctor of osteopathic medicine. Several healing arts boards such as the Naturopathic Medicine Committee (NMC), the Respiratory Care Board, and the Speech-Language Pathology, Audiology and Hearing Aid Dispenser Board are required to have medical doctors or other medical specialty professionals serve on the board. As chiropractic professionals frequently work collaboratively with other medical professionals, the addition of a physician to the BCE may serve to improve collaboration between chiropractic professionals and patients' medical care teams. A recommendation for the Board is to consider implementing a requirement that one public member of the board must be a Medical Doctor or Doctor of Osteopathic Medicine in order to diversify the fields of expertise held by Board members.

Although the boards are tied to the state through various structural and statutory oversights, it is presently unclear whether current laws and practices are sufficient to ensure that the boards are state actors and, thus, immune from legal action. Changing BCE's composition to increase the number of public members may decrease BCE's risk of exposure to lawsuits, improve the Board's cooperation with medical practitioners, and orient the Board towards a more patient centric program.



Agenda Item 18
April 17, 2025

Closed Session

Purpose of the Item

The Board will meet in closed session to:

- **Deliberate and Vote on Disciplinary Matters Pursuant to Government Code Section 11126, subd. (c)(3)**



Agenda Item 19
April 17, 2025

Future Agenda Items

Purpose of the Item

At this time, members of the Board and the public may submit proposed agenda items for a future Board meeting.

The Board may not discuss or take action on any proposed matter except to decide whether to place the matter on the agenda of a future meeting. [Government Code Section 11125.]



**Agenda Item 20
April 17, 2025**

Recess Until Friday, April 18, 2025, at 9:00 a.m.

Purpose of the Item

Following the completion of regular business on Thursday, April 17, 2025, the Board will recess until Friday, April 18, 2025, at 9:00 a.m.

Time: _____



Agenda Item 21
April 18, 2025

Call to Order / Roll Call / Establishment of a Quorum

Purpose of the Item

Laurence Adams, D.C., Chair of the Board of Chiropractic Examiners, will call the meeting to order. Roll will be called by Board Secretary Janette N.V. Cruz.

Board Members

Laurence Adams, D.C., Chair
Pamela Daniels, D.C., Vice Chair
Janette N.V. Cruz, Secretary
Sergio Azzolino, D.C.
David Paris, D.C.
Rafael Sweet



Agenda Item 22
April 18, 2025

Petition Hearings for Early Termination of Probation

Purpose of the Item

The Board will conduct hearings on the following petitions for early termination of probation:

- A. Jae Ho Park, D.C., License No. DC 26114, Case No. AC 2021-1318
- B. Joshua Han Cho, D.C., License No. DC 27731, Case No. AC 2018-1163



Agenda Item 23
April 18, 2025

Petition Hearing for Reinstatement of Revoked License

Purpose of the Item

The Board will conduct a hearing on the following petition for reinstatement of a revoked license:

- Hakop Derbeshyan, License No. DC 31249, Case No. AC 2017-1150



**Agenda Item 24
April 18, 2025**

Petition Hearing for Reinstatement of Surrendered License

Purpose of the Item

The Board will conduct a hearing on the following petition for reinstatement of a surrendered license:

- Vicente Eduardo Lujan, License No. DC 34013, Case No. AC 2021-1357



Agenda Item 25
April 18, 2025

Closed Session

Purpose of the Item

The Board will meet in closed session to:

- **Deliberate and Vote on the Above Petitions Pursuant to Government Code Section 11126, subd. (c)(3)**



Agenda Item 26
April 18, 2025

Adjournment

Time: _____