BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY • GAVIN NEWSOM, GOVERNOR

DEPARTMENT OF CONSUMER AFFAIRS • CALIFORNIA BOARD OF CHIROPRACTIC EXAMINERS

1625 N. Market Blvd., Suite N-327, Sacramento, CA 95834

P (916) 263-5355 | Toll-Free (866) 543-1311 | F (916) 327-0039 | www.chiro.ca.gov

NOTICE OF TELECONFERENCE 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 by teleconference on:

Tuesday, December 9, 2025 1:00 p.m. to 2:00 p.m.

(or until completion of business)

Teleconference Instructions: The Board will hold a public meeting via Webex Events. To access and participate in the meeting via teleconference, attendees will need to click on, or copy and paste into a URL field, the link below and enter their name, email address, and the event password, or join by phone using the access information below:

Webex Meeting Link: Click Here to Join Meeting

Experiencing issues joining the meeting? Copy and paste the full link text below into an internet browser:

https://dca-meetings.webex.com/dca-meetings/j.php?MTID=m30f91e549d77b2b1a6513bb09e1235f2

If joining using the link above

Webinar number: 2486 538 1672 Webinar password: BCE129

If joining by phone

+1-415-655-0001 US Toll Access code: 2486 538 1672

Passcode: 223129

Instructions to connect to the meeting can be found at the end of this agenda.

Members of the public may, but are not obligated to, provide their names or personal information as a condition of observing or participating in the meeting. When signing into the Webex platform, participants may be asked for their name and email address. Participants who choose not to provide their names will be required to provide a unique identifier, such as their initials or another alternative, so that the meeting moderator can identify individuals who

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wish to make a public comment. Participants who choose not to provide their email address may utilize a fictitious email address in the following sample format: XXXXXX@mailinator.com.

Note: Members of the public may also submit written comments to the Board on any agenda item by Thursday, December 4, 2025. Written comments should be directed to chiro.info@dca.ca.gov for Board consideration.

<u>Teleconference Meeting Locations</u>

4100 W. Alameda Avenue Third Floor Burbank, CA 91505

231 Del Monte Road El Granada, CA 94018

3455 Knighton Road Redding, CA 96002 38 Blue Water Circle Sacramento, CA 95831

1545 Broadway San Francisco, CA 94109

> 101 Andrieux Street Sonoma, CA 95476

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

AGENDA

- 1. Open Session Call to Order / Roll Call / Establishment of a Quorum
- 2. Review and Possible Approval of November 7, 2025 Board Meeting Minutes
- 3. Review, Discussion, and Possible Action on Finalizing and Adopting the Board's 2026 Sunset Review Report
- 4. 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).]

5. Future Agenda Items

<u>Note</u>: 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.]

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6. 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(a)).

The meeting is accessible to persons with disabilities. A person who has questions or needs a disability-related accommodation or modification to participate in the meeting may submit a request to the Board. Please submit the request at least five (5) business days before the meeting to ensure availability of the requested accommodation.

Board Contact Person: Tammi Herrera

Telephone: (916) 263-5355 Email: chiro.info@dca.ca.gov

Telecommunications Relay Service: Dial 711

Mailing Address:

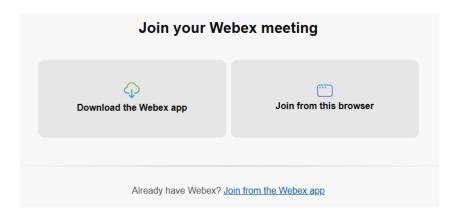
Board of Chiropractic Examiners 1625 N. Market Blvd., Suite N-327

Sacramento, CA 95834

Recommended: Join using the meeting link.

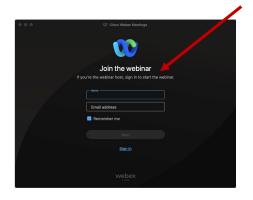
- Click on the meeting link. This can be found in the meeting notice you received and is on the meeting agenda.
- If you already have Webex on your device, click the bottom instruction, "Join from the Webex app."

If you have **not** previously used Webex on your device, your web browser will offer "Download the Webex app." Follow the download link and follow the instructions to install Webex.



Enter your name and email address*. Click "Next."

Accept any request for permission to use your microphone and/or camera.





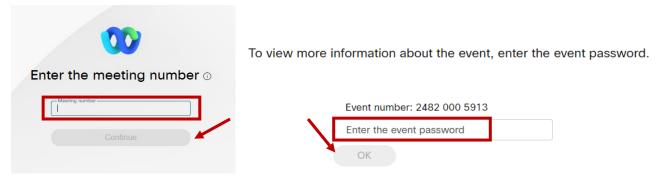
*Members of the public are not obligated to provide their name or personal information and may provide a unique identifier such as their initials or another alternative as well as a fictitious email address like in the following sample format: XXXXX@mailinator.com.

Alternative 1. Join from Webex.com

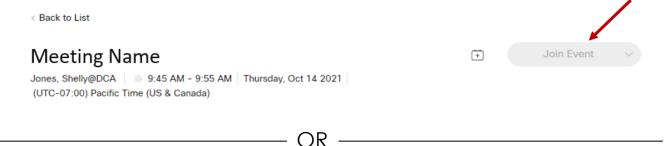
1 Click on "Join a Meeting" at the top of the Webex window.



Enter the meeting/event number and click "Continue." Enter the event password and click "OK." This can be found in the meeting notice you received or on the meeting agenda.



The meeting information will be displayed. Click "Join Event."



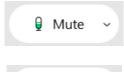
Alternative 2. Connect via Telephone



You may also join the meeting by calling in using the phone number, access code, and passcode provided in the meeting notice or on the agenda.

Microphone control (mute/unmute button) is located at the bottom of your Webex window.





Green microphone = Unmuted: People in the meeting can hear you.



Red microphone = Muted: No one in the meeting can hear you.

Note: Only panelists can mute/unmute their own microphones. Attendees will remain muted unless the moderator invites them to unmute their microphone. Only panelists will be offered starting their video camera.

Attendees/Members of the Public

Joined via Meeting Link

The moderator will call you by name and indicate a request has been sent to unmute your microphone. Upon hearing this prompt:

Click the Unmute me button on the pop-up box that appears.



Joined via Telephone (Call-in User)

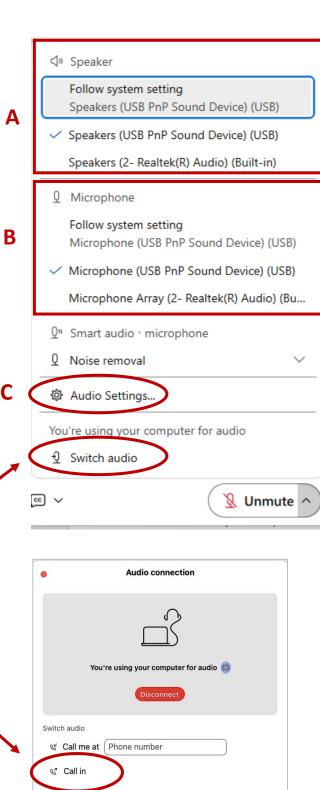


- When you are asked to unmute yourself, press *6.
- When you are finished speaking, press *6 to mute yourself again.

If you cannot hear or be heard

- Click on the bottom facing arrow located on the Mute/Unmute button at the bottom of the Webex window.
- From the drop-down menu, select different:
 - A. Speaker options if **you** can't hear participants.
 - B. Microphone options if participants can't hear you.
 - C. Audio settings will offer testing of your devices, and let you choose a different device.
- To link your phone to your Webex session, enabling your phone to become your microphone and speaker source:
 - Click on "Switch audio".
 - Select "Call in", which will show the phone number a to call and the meeting login information.





Unmute yourself

You're being asked to unmute yourself.

Stay muted

Unmute me

Joined via Meeting Link

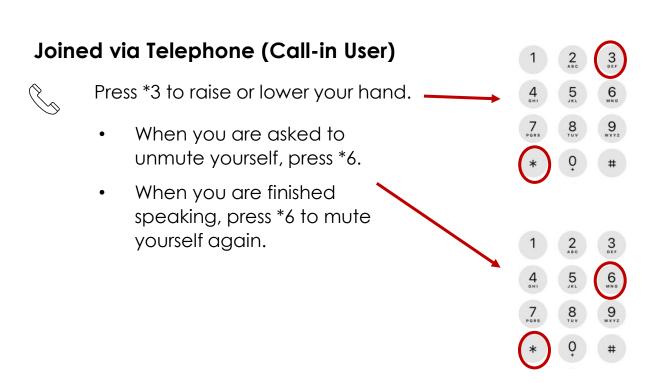
- Locate the hand icon at the bottom of the Webex window.
- Click the hand icon to raise your hand.
- Repeat this process to lower your hand.



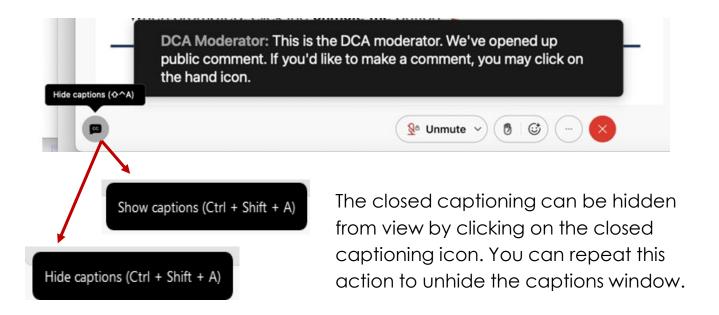
The moderator will call you by name and indicate a request has been sent to unmute your microphone.

Upon hearing this prompt:

Click the Unmute me button on the pop-up box that appears.



Webex provides real-time closed captioning displayed in a dialog box in your Webex window. The captioning box can be moved by clicking on the box and dragging it to another location on your screen.



You can view the closed captioning dialog box with a light or dark background or change the font size by clicking the 3 dots on the right side of the dialog box.





Agenda Item 1 December 9, 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 December 9, 2025

Review and Possible Approval of November 7, 2025 Board Meeting Minutes

Purpose of the Item

The Board will review and possibly approve the draft minutes of the previous meeting held on November 7, 2025.

Action Requested

The Board will be asked to make a motion to approve the November 7, 2025 Board meeting minutes.

<u>Attachment</u>

November 7, 2025 Board Meeting Minutes (Draft)

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Agenda Item 2 Attachment

BOARD OF CHIROPRACTIC EXAMINERS MEETING MINUTES

November 7, 2025

The Board of Chiropractic Examiners (Board) met via teleconference/Webex Events on November 7, 2025, from the following locations:

4100 W. Alameda Avenue Third Floor Burbank, CA 91505

231 Del Monte Road El Granada, CA 94018

3455 Knighton Road Redding, CA 96002

38 Blue Water Circle Sacramento, CA 95831

1545 Broadway, Suite 1A San Francisco, CA 94109

> 101 Andrieux Street Sonoma, CA 95476

Board Members Present

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

Staff Present

Kristin Walker, Executive Officer
Tammi Pitto, Assistant Executive Officer
Lynne Reinhardt, Enforcement Manager
Becky Lyke, Lead Enforcement Analyst
Amanda Ah Po, Lead Licensing & Continuing Education Analyst
Sabina Knight, Board Counsel, Attorney III, Department of Consumer Affairs (DCA)

1. Open Session - Call to Order / Roll Call / Establishment of a Quorum

Dr. Adams called the meeting to order at 2:00 p.m. Ms. Cruz called the roll. The Board members were present from the following teleconference locations: Dr. Adams in Sonoma; Dr. Daniels in El Granada; Ms. Cruz in Sacramento; Dr. Azzolino in San Francisco; Dr. Paris in Redding; and Mr. Sweet in Burbank. A quorum was established.

BCE Board Meeting Minutes November 7, 2025 Page 2 of 5

The Board moved to Agenda Item 3.

3. Review and Possible Approval of October 9, 2025 Board Meeting Minutes

Motion: Dr. Daniels moved to approve the minutes of the October 9, 2025 Board meeting.

Second: Ms. Cruz seconded the motion.

Public Comment: None.

Vote: 5-0-1 (Dr. Adams-AYE, Dr. Daniels-AYE, Ms. Cruz-AYE, Dr. Azzolino-ABSTAIN, Dr. Paris-AYE, and Mr. Sweet-AYE).

Motion: Carried.

- 4. Elections of Board Officers for 2026
 - A Chair
 - B. Vice Chair
 - C. Secretary

Ms. Knight presided over the election of Board officers for 2026. She noted Dr. Adams was previously nominated for the position of Chair during the October 9, 2025 meeting and called for any additional nominations. None were made.

Dr. Adams stated that he is looking forward to serving as Chair for another year.

Ms. Knight called for a vote on the nomination to re-elect Dr. Adams as Chair for 2026.

Vote: 6-0 (Dr. Adams-AYE, Dr. Daniels-AYE, Ms. Cruz-AYE, Dr. Azzolino-AYE, Dr. Paris-AYE, and Mr. Sweet-AYE).

Motion: Carried.

Ms. Knight indicated Dr. Daniels was previously nominated for the position of Vice Chair during the October 9, 2025 meeting and called for any additional nominations. None were made.

Dr. Daniels shared that she is glad the group of Board members is still together and looks forward to working with them to complete the remaining projects in 2026.

Ms. Knight called for a vote on the nomination to re-elect Dr. Daniels as Vice Chair for 2026.

BCE Board Meeting Minutes November 7, 2025 Page 3 of 5

Vote: 6-0 (Dr. Adams-AYE, Dr. Daniels-AYE, Ms. Cruz-AYE, Dr. Azzolino-AYE, Dr. Paris-AYE, and Mr. Sweet-AYE).

Motion: Carried.

Ms. Knight stated Ms. Cruz was previously nominated for the position of Secretary during the October 9, 2025 meeting and called for any additional nominations. None were made.

Ms. Cruz acknowledged the Board's momentum over the past few years and shared her enthusiasm to continue collaborating with the Board members.

Ms. Knight called for a vote on the nomination to re-elect Ms. Cruz as Secretary for 2026.

Vote: 6-0 (Dr. Adams-AYE, Dr. Daniels-AYE, Ms. Cruz-AYE, Dr. Azzolino-AYE, Dr. Paris-AYE, and Mr. Sweet-AYE).

Motion: Carried.

Public Comment: None.

5. Review, Discussion, and Possible Action Regarding Comments Received During the 45-Day Public Comment Period and Proposed Responses Thereto for the Board's Rulemaking to Amend California Code of Regulations, Title 16, section 363.1 (Distance Learning)

Ms. Walker shared that the Board's regulatory proposal to amend California Code of Regulations, title 16, section 363.1 (Distance Learning) was noticed on September 19, 2025, for a 45-day public comment period that closed on November 3, 2025. She indicated the Board received 25 comments on the proposal—21 comments in support and four adverse comments—and presented proposed responses to the comments for the Board's consideration. She also recommended that the Board proceed with the regulatory proposal as originally noticed because the adverse comments pertain to policy issues and decisions that the Board previously discussed prior to approving the proposed text.

Dr. Adams expressed that he is satisfied with the proposed responses to the comments. Mr. Sweet, Dr. Daniels, and Dr. Paris agreed.

Motion: Dr. Adams moved to direct staff to decline the actions requested in the adverse comments, approve the proposed responses to the comments, and use the proposed responses for completing the regulatory process, and to 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 text to amend California Code of Regulations, title 16,

BCE Board Meeting Minutes November 7, 2025 Page 4 of 5

section 363.1, 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.

Second: Dr. Daniels seconded the motion.

Public Comment: An unidentified caller, who stated he has been a continuing education provider for 25 years, asked when the distance learning requirements will be initiated, noting that he needs advance notice to plan his schedule and prepare the necessary technology and logistics.

Ms. Knight estimated the regulation would become effective in early 2026.

Vote: 6-0 (Dr. Adams-AYE, Dr. Daniels-AYE, Ms. Cruz-AYE, Dr. Azzolino-AYE, Dr. Paris-AYE, and Mr. Sweet-AYE).

Motion: Carried.

6. Review, Discussion, and Possible Action on Finalizing and Adopting the Board's 2026 Sunset Review Report

Ms. Walker requested a brief Board meeting via Webex on December 9 or 10, 2025, for the Board to review and approve the final draft of the 2026 sunset review report.

She also explained the Board Member Administrative Procedure Manual must be included as an attachment to the sunset review report and presented minor revisions to align the manual with current Board practices—particularly noting that, for the past five years, committee chairs have been appointed by the Board Chair rather than elected by the committees. She requested that the Board, at a minimum, approve the proposed edits to bring the manual up to date, and offered to provide more comprehensive revisions for consideration at the December meeting.

Dr. Daniels recommended approving the minor revisions to the manual and deferring more comprehensive updates until after the Board's 2026 sunset review. Ms. Cruz agreed. Dr. Azzolino also concurred and suggested completing the comprehensive updates by the end of 2026. Dr. Paris agreed.

Motion: Dr. Adams moved to adopt the proposed changes to the Board Member Administrative Procedure Manual presented in the meeting materials.

Second: Dr. Azzolino seconded the motion.

Public Comment: None.

Vote: 6-0 (Dr. Adams-AYE, Dr. Daniels-AYE, Ms. Cruz-AYE, Dr. Azzolino-AYE, Dr. Paris-AYE, and Mr. Sweet-AYE).

BCE Board Meeting Minutes November 7, 2025 Page 5 of 5

Motion: Carried.

The Board returned to Agenda Item 2.

2. Public Comment for Items Not on the Agenda

Public Comment: An unidentified caller thanked the Board and requested continued research and consideration regarding the regulation of animal chiropractic in California and its accessibility to the public.

The Board moved to Agenda Item 7.

7. Future Agenda Items

Ms. Cruz noted the Board will need to develop its next strategic plan in 2026.

Public Comment: None.

8. Adjournment

Dr. Adams adjourned the meeting at 2:34 p.m.



Agenda Item 3 December 9, 2025

Review, Discussion, and Possible Action on Finalizing and Adopting the Board's 2026 Sunset Review Report

Purpose of the Item

The Board will review and discuss the draft 2026 sunset review report.

Action Requested

The Board will be asked to approve the draft 2026 sunset review report and delegate authority to the Board's Chair and Vice Chair to approve any subsequent edits, if necessary, to the report prior to its final publication and submission.

Background

Each year, the Assembly Business and Professions Committee and the Senate Business, Professions, and Economic Development Committee 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:** On June 30, 2025, the Board received the sunset review report template requesting specific information and data from the Board. Staff will draft the sunset review report for review and discussion by the appropriate committee and the Board. The final report must be reviewed and approved by the Board. It is due to the Legislature by **January 5, 2026**.
- 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 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.

The Board identified and discussed current policy and consumer protection issues for inclusion in the Board's 2026 sunset review report, including:

- Updates to the Board's current fee structure to ensure the long-term stability of the Board's fund and equitably distribute costs
- Statutory authority to allow the Board to automatically revoke a license upon a second insurance fraud conviction or upon a conviction that requires registration as a sex offender
- Statutory authority to allow the Board to automatically suspend a license upon a conviction of a serious felony, as defined in Penal Code section 1192.7
- Statutory authority to allow the Board to automatically impose a chaperone requirement during pending proceedings involving a licensee who has been criminally charged with a sex offense or when the Board has filed an accusation against a licensee alleging sexual abuse or misconduct
- An amendment to Business and Professions Code section 480 to exclude formal discipline involving an act of sexual abuse, misconduct, or relations with a patient or sexual exploitation from the seven-year limitation on considering prior acts when reviewing license applications

At this meeting, staff will present the final draft of the 2026 sunset review report to the Board for review and approval prior to its publication and submission to the Legislature.

Attachment

Board's 2026 Sunset Review Report (Draft)



Agenda Item 4 December 9, 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 5 December 9, 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 6 December 9, 2025

Adjournment

Time: _____