
**State of California
Office of Administrative Law**

In re:
Board of Chiropractic Examiners

Regulatory Action:

Title 16, California Code of Regulations

Adopt sections:

Amend sections: 363.1

Repeal sections:

NOTICE OF APPROVAL OF REGULATORY
ACTION

Government Code Section 11349.3

OAL Matter Number: 2025-1120-04

OAL Matter Type: Regular (S)

In this rulemaking action, the Board of Chiropractic Examiners updates its continuing education requirements to allow courses delivered through synchronous online learning platforms to be eligible for the same credit as traditional, in-person classroom environments.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 1/7/2026.

Date: January 7, 2026



Sam Micon
Senior Attorney

For: Kenneth J. Pogue
Director

Original: Kristin Walker, Executive Officer

NOTICE PUBLICATION/REGULATION SUBMISSION

STD. 400 (REV. 10/2019)

REGULAR

For use by Secretary of State only

OAL FILE NUMBERS	NOTICE FILE NUMBER Z- 2025-0908-02	REGULATORY ACTION NUMBER 2025-1120-04S	EMERGENCY NUMBER
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OFFICE OF ADMIN. LAW
2025 NOV 20 PM4:10

NOTICE

REGULATIONS

AGENCY WITH RULEMAKING AUTHORITY
Board of Chiropractic Examiners

AGENCY FILE NUMBER (If any)

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

JAN 07 2026

1:50 pm

NM

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON	TELEPHONE NUMBER	FAX NUMBER (Optional)
OAL USE ONLY	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn		NOTICE REGISTER NUMBER 2025, 38-2	PUBLICATION DATE 9/19/25

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Continuing Education: Distance Learning		1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)	
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)			
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)		ADOPT	
TITLE(S) 16		AMEND 363.1	
		REPEAL	
3. TYPE OF FILING			
<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346) <input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4) <input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute. <input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	
		<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h)) <input type="checkbox"/> File & Print <input type="checkbox"/> Other (Specify) _____	
		<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100) <input type="checkbox"/> Print Only	
4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)			
5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)			
<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a)) <input checked="" type="checkbox"/> Effective on filing with Secretary of State <input type="checkbox"/> \$100 Changes Without Regulatory Effect <input type="checkbox"/> Effective other (Specify) _____			
6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY			
<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660) <input type="checkbox"/> Fair Political Practices Commission <input type="checkbox"/> State Fire Marshal			
<input checked="" type="checkbox"/> Other (Specify) <u>Kimberly Kirchmeyer, Director, Department of Consumer Affairs</u>			
7. CONTACT PERSON Kristin Walker		TELEPHONE NUMBER (916) 574-7784	FAX NUMBER (Optional)
		E-MAIL ADDRESS (Optional) kristin.walker@dca.ca.gov	

8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE

DATE

11/14/2025

TYPED NAME AND TITLE OF SIGNATORY

Kristin Walker, Executive Officer, Board of Chiropractic Examiners

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ENDORSED APPROVED

JAN 07 2026

Office of Administrative Law

DEPARTMENT OF CONSUMER AFFAIRS
TITLE 16. BOARD OF CHIROPRACTIC EXAMINERS

ORDER OF ADOPTION

Continuing Education: Distance Learning

Legend:	Added text is indicated with an <u>underline</u> . Deleted text is indicated by strikeout .
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Amend Section 363.1 of Article 6 of Division 4 of Title 16 of the California Code of Regulations to read as follows:

§ 363.1. Distance Learning Courses.

(a) "Distance learning" means asynchronous learning conducted online or outside of a classroom that does not offer participatory interaction between the licensee and the instructor during the instructional period.

(b) In addition to the applicable requirements of Sections 362 and 363, providers of continuing education courses offered through distance learning formats, including, but not limited to, programs or applications on a data-enabled device, such as a computer, tablet, or smartphone; Internet; manuals; compact disks; digital video; versatile discs; and audio and video tapes, shall meet all of the following:

~~(a)~~ (1) Disclose course instructors' curriculum vitae or resumes.

~~(b)~~ (2) Explain the appropriate level of technology required for a student licensee to successfully participate in the course.

~~(c)~~ (3) Make available technical assistance as appropriate to the format.

~~(d)~~ (4) Contain security measures to protect the learner's identity, course, and related content from unauthorized access.

~~(e)~~ (5) Establish a deadline for successful completion of the course through a requirement that a licensee must pass a test of the subject matter. The test shall include:

(A) An interactive test where the licensee submits answers electronically to the educational provider, and receives instant feedback on whether the answer chosen by the licensee is correct, and why the chosen answer is correct or incorrect, and whether the licensee has passed the test; or

(B) A self-assessment test by the licensee that must be submitted to the provider, graded, and returned to the licensee with the correct answers and an explanation

of why the answer chosen by the licensee was correct or incorrect.

~~(f) Review instructional materials annually to ensure the content is current and relevant.~~

~~(g)~~ (c) The continuing education provider shall notify the licensee when ~~he or she~~ the licensee is leaving a continuing education site and directed to a promotional or sponsored site. Course material ~~may~~ shall not endorse manufacturers, distributors, or other sellers of chiropractic products or services. Nothing in this section shall be interpreted to prohibit a provider from mentioning a specific product or service solely for educational purposes.

NOTE: Authority cited: Sections ~~1000-4(b) and 1000-4(e)~~, ~~Business and Professions Code (4 of the~~ Chiropractic Initiative Act of California (Initiative Measure, Stats. 1923, p. 4xxxviii lxxxix, § 4, as amended by Stats. 1978, ch. 307, p. 636, § 1). Reference: Sections ~~1000-4(b) and 1000-10(a)~~, ~~Business and Professions Code (4 and 10 of the~~ Chiropractic Initiative Act of California (Initiative Measure, Stats. 1923, p. 4xxxviii lxxxix, § 4, and p. xci, § 10, as amended by Stats. 1978, ch. 307, p. 636, § 1, and p. 640, § 3).