

DEPARTMENT OF CONSUMER AFFAIRS
TITLE 16. BOARD OF CHIROPRACTIC EXAMINERS

PROPOSED REGULATORY LANGUAGE
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 in Division 4 of Title 16 of the California Code of Regulations to read as follows:

§ 363.1. Distance Learning Courses.

(a) “Distance learning” is defined 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.

(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, and whether the licensee has passed the test; or

(B) Completion of 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~~ (of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii).

Reference: Section ~~1000-4(b) and 1000-10(a)~~, ~~Business and Professions Code~~ (of the Chiropractic Initiative Act of California, Stats. 1923, p. 4xxxviii).