

Board of Chiropractic Examiners

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**BOARD OF CHIROPRACTIC EXAMINERS
MEETING MINUTES
Continuing Education Committee
November 1, 2007
2525 Natomas Park Drive, Ste. 120
Sacramento, CA 95833**

Committee Members Present

Hugh Lubkin, D.C., Chair
Richard Tyler, D.C.

Staff Present

Brian Stiger, Executive Officer
LaVonne Powell, Senior Legal Counsel
Marlene Valencia, Staff Services Analyst
Genie Mitsuvara, Staff Services Analyst

Call to Order

Dr. Lubkin called the meeting to order at 10:10 a.m.

Roll Call

Dr. Tyler called the roll. All committee members were present.

Proposal to Increase Continuing Education Hours

Dr. Lubkin presented the committee's proposal to increase the number of continuing education hours from the present 12 hours annual requirement. Dr. Lubkin indicated that although the committee supported an increase, the committee did not propose the amount of the increase because the committee wanted feedback and input from the public and profession.

Mr. Stiger stated that a previous Board proposed to increase continuing education hours to 20 on October 21, 2004, but the Board did not follow through with amending the regulations.

Dr. Lubkin added that any increase to continuing education hours must adhere to the Administrative Procedure Act.

Kristine Schultz, California Chiropractic Association (CCA), stated that CCA supports an increase of continuing education hours to 24 hours annually or 48 hours biannually.

Dr. Tyler expressed concerns about how the board would verify that a licensee actually completed a course through distance learning. Mr. Powell stated that the Board would need to define distance learning versus home study. She added that some distance learning is completed on a real time basis.

Dr. Charles Davis, International Chiropractic Association of California (ICAC) presented ICAC's proposal to increase the number of hours to 24 hours. The written proposal is included in the meeting materials.

Dr. Lubkin asked ICAC's position on how break periods should be counted and monitored during a course. Dr. Davis suggested that the instructor should have more flexibility in scheduling break periods.

Brian Porteous, D.C. thanked Ms. Mitsuahara for her good work over the years. Dr. Porteous supports ICAC's proposal and raised concerns about distance learning.

Ray Weltch, D.C, opposes the increase to 24 hours and believes the increase will not result in better consumer protection. Dr. Weltch does not think continuing education should be mandated by the state board.

Dr. Tyler stated that chiropractors are primary health care providers and chiropractors should be well educated to provide accurate diagnosis.

Dr. Porteous asked the board to reconsider the repealing of the CPR requirement.

Unknown speaker supports distance learning.

Mark Cymerint, D.C., Triad Seminars, raised concerns about distance learning. Dr. Cymerint also supports the ICAC proposal regarding the break periods and wants more flexibility for the instructors in scheduling the breaks.

Eric Banta, ICAC, recognized Gene Mitsuahara for her good work. Mr. Banta commented that the requirement to provide all the materials is a problem. Mr. Banta asked what happens to the list that the providers send in after each course? Ms. Mitsuahara commented that the list is helpful when needed.

Mr. Banta reiterated ICAC's proposal regarding the break periods and raised concerns about distance learning.

Melea Fields, SCUHS, raised concerns about distance learning and recommends safeguards are put in place.

Continuing Education Approval Criteria

Dr. Lubkin suggested that the application and Continuing Education Criteria adopted on September 28, 2006, be revamped through the regulation process.

Kristine Schultz, CCA, stated that the CCA opposed the way the Continuing Education Criteria was previously adopted and that the criteria should be in regulation to ensure consistency. CCA recommends that the Board consider billing classes and other business classes be taught, which increases consumer protection.

CCA recommends that if the board approves associations and chiropractic colleges as continuing

education course providers, the individual courses offered do not then need to be approved by the board.

Kristine Schultz questioned the requirement that course instructors be subject matter experts. Ms. Powell agreed and offered that other boards have instructor qualification criteria in regulations.

Dr. Tyler stated the importance of having qualified instructors teach x-rays.

Kendra Holloway, LCCW, expressed concerns about requiring instructors to be subject matter experts.

Kristine Schultz, CCA, requests flexibility in confirming all aspects on a C.V.

Mr. Stiger stated that Continuing Education Criteria document be updated with public participation and then used as a guide to develop regulations. Dr. Lubkin's goal is to have a working document by the next board meeting for a vote.

Kendra Holloway, LCCW, opposes the board's requirement that chiropractic techniques need to be taught in core curriculum in chiropractic colleges.

Dr. Davis, ICAC, suggested that instructors signify under penalty of perjury that all information on his or her C.V. is accurate.

Mark Cymerint, D.C., Triad Seminars, stated that if the Board is going to allow associations and chiropractic colleges to review and approve their own courses all providers should have the same option. Dr. Cymerint also supports that if the instructor has a chiropractic license the instructor should be able to teach a course.

Brian Porteous, D.C., supports specialists as instructors. Dr. Porteous opposes preferential treatment for associations and chiropractic colleges.

Chad Warsheld, D.C. stated that specialists need to teach radiology.

General Improvements to Continuing Education Program

Dr. Lubkin provided a brief overview of the process, which includes an appeal process for denied courses.

New Business

Dr. Lubkin stated that the committee will continue to work on these subjects and schedule the next meeting in December 2007. Ms. Powell suggested that we don't continue to change the guidelines but work off the regulations.

Public Comment

Bill Howe, CCA, asked when the application needs to be sent to the Board. Ms. Mitsuhashi stated that the application needs to be submitted 45 days prior to the course date.

Adjournment

Dr. Lubkin adjourned the meeting at 12:40 p.m.