



State of California
Edmund G. Brown Jr., Governor

**Board of Chiropractic Examiners
TELECONFERENCE MEETING MINUTES
Licensing, Continuing Education & Public Relations Committee
May 22, 2014
901 P Street, Suite 142A
Sacramento, CA 95814**

Teleconference Locations with Public Access

Corey Lichtman, DC
634 Stevens Ave
Solano Beach, CA 92075
(858) 350-6290

Heather Dehn, DC
John Roza Jr., DC
901 P Street #142A
Sacramento, CA 95814
(916) 263-5355

Committee Members Present

Heather Dehn, D.C., Chair
John Roza Jr., D.C.
Corey Lichtman, D.C.

Staff Present

Robert Puleo, Executive Officer
Linda Shaw, Staff Services Manager
Brianna Lauziere, Staff Services Analyst

Call to Order

Dr. Dehn called the meeting to order at 2:02 p.m.

Roll Call

Dr. Roza called roll. All committee members were present.

Approval of Minutes

**MOTION: DR. DEHN MOVED TO APPROVE THE MINUTES OF THE APRIL 17, 2014
LICENSING, CONTINUING EDUCATION & PUBLIC RELATIONS COMMITTEE MEETING
SECOND: DR. ROZA SECONDED THE MOTION
VOTE: 3-0
MOTION CARRIED**

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Reviewing Anglo-European College of Chiropractic's Requirements for Compatibility to USA Standards for Possible Recognition of International Applicants.

Dr. Dehn suggested to go through each page of comments submitted by Anglo-European College of Chiropractic (AECC). Dr. Dehn would like to get feedback from the Committee members and staff. Dr. Dehn noticed there was a difference in language and how the AECC school explained things and wanted to focus on those differences.

Dr. Dehn questioned Section 331.3(d) - Supervision, "The dean shall maintain a record of the teaching load of each member of the staff in terms of classes taught..." Dr. Dehn wanted to know the objective/purpose of this regulation. Was this regulation put into place so that teachers were not overworked? Mr. Puleo explained that this regulation was probably intended to make sure the students were getting the attention they needed from their instructors. Dr. Dehn would like to add key phrases to clarify the objective of the regulation. Dr. Roza mentioned we could add full time/part time requirements to distinguish weekly hours for instructors.

Dr. Dehn moved to Section 331.3(f) - Supervision and notes that our regulations do not take into account that schools may use electronic records and storage.

After reviewing Section 331.6 - Catalog, Dr. Dehn inquired how often do schools update their material and list of trustees/administrators/members. Ms. Shaw indicated that the schools are required to notify the Board annually and biannually with various changes and required reporting.

Section 331.10.- Faculty Organization, Dr. Dehn felt as though our regulations were very controlled. She wanted to make the regulations more general. Mr. Puleo mentioned that the regulations are specific because they want the schools to run properly. Dr. Dehn felt as though these regulations will make it harder for international schools to comply if they are operated differently, less controlled.

Section 331.11(a) - Admission, Dr. Dehn questioned the meaning of "Level A". She goggled "Level A" and found that it meant the general certificate of education advance level. The "Level A" seemed to be similar to our undergraduate requirement/level.

Section 331.11(f) - Attendance, Dr. Dehn would like for the staff to find out the attendance requirements from other medical/health schools as well as other Chiropractic Schools by inquiring with the Federation of Chiropractic Licensing Boards (FCLB). As a Committee, Dr. Dehn would like to decide if attendance requirements are important enough to exclude a college. Dr. Roza believed there should be a requirement for attendance.

Section 331.11(g)(2) - Promotion, the response from AECC was unclear; do the schools not require a course to be repeated if not passed the first time?

Section 331.11(i) - Special or Unclassified Subject, Dr. Dehn questioned what this regulation meant. Mr. Puleo will speak with Dr. Kendra Holloway of Life Chiropractic College West and Dr. Mike Sackett of Southern California University of Health Sciences to clarify this section.

Section 331.12.2(b) – Required Hours and Subjects, Dr. Dehn requested a detail description of the AECC curriculum materials used. Although the AECC has more hours there is a big difference between two important courses (Biochemistry/Pathology). Pathology is short 180 hours; Dr. Dehn would like a detail description of their course material to see if these areas are lacking instruction. Dr. Hugh Lubkin representing the International Chiropractic Association of California came forward and commented about the Legislation and concerns for changing the current regulations. Dr. Lichtman does not want to change our requirements in course hours; he thinks the international colleges should make up the hours. Dr. Dehn and Dr. Lichtman discussed international Chiropractors taking the National Board of Chiropractic Examiners (NBCE), Special Purposes Examination for Chiropractors (SPEC) if they decided to become licensed chiropractor in California.

Section 331.12.2(c)(5) - Subject Presentation: Public Health, Hygiene, Sanitation and Emergency Care, sparked conversations as the Committee members noticed “minor surgery” under the Public Health and Emergency Care section. No Chiropractor is to perform “minor surgery”. Mr. Puleo confirmed there is not a description of what “minor surgery” involves. Dr. Dehn opened up discussion about this topic. Mr. Puleo will speak to Dr. Holloway about this topic to get a better understanding of what the colleges are teaching under this description. Ms. Lauziere will contact the Western State Chiropractic College of Oregon to see what “minor surgery” consists of. If the colleges do not meet our course requirements their students will have to take that course at a board approved college in order to become a licensed Chiropractor in California.

Section 331.13(c) - Classroom, the AECC did not specify if they comply with “No two or more student classes (1st, 2nd, 3rd and 4th year) shall be taught in the same classroom simultaneously”.

Section 331.13(d) - Laboratories, Dr. Dehn noted that there is missing requirements for Microscope and Prosection laboratory ratios for students.

Review and Discussion of Identifying the Top Licensees Violation.

Dr. Dehn reported on the last meeting where she asked a few items to be revised. She wanted to make one change to the handout. Dr. Dehn would like to see “dating” under sexual misconduct and remove prostitution on premises. There was a discussion in regards to having any “physical” contact with a patient, client, customer or employee.

At 3:24 p.m. Dr. Lichtman excuses himself from the meeting.

Dr. Lubkin commented on violation(s) involving drugs/alcohol. Dr. Dehn stated that the possession or use of any illicit drug/alcohol can result in a violation. Mr. Puleo mentioned that this is not a completed list and will add a disclaimer indicating these are just some examples that could result in violation and to refer to the Boards Regulations for more information. Dr. Dehn stated that she would like this list to be finalized as soon as possible to hand out to schools and chiropractors. She would like dating added, prostitution on premises removed, and add paying for referrals such as cash, gift cards and free services.

Review and Discussion Providing an Insert to be Mailed with License Renewal Forms on Asking for Licensees to Serves as Continuing Education Course Auditors.

Dr. Dehn wanted to know if we can give the Continuing Education (CE) auditors CE credit. Mr. Puleo spoke with Kristy Shellans, Board Attorney, and we do not have authority to give the auditors CE credit. The auditors are conducting investigative work, not taking part in the course. The auditors have to sign a contract to participate as an investigator. Dr. Dehn does not want to pay the auditors she would like to be able to issue them CE credit and requested that Ms. Shellans be present at our next committee meeting to discuss this issue.

There was a discussion about online courses and their success rate. In past experiences the Board reached out to Chiropractors who took a CE course and asked for their overall rating of the course and not too many people would complain about the course or give a fair rating when surveyed.

Mr. Puleo will set up a conference call with Dr. Dehn and Dr. Roza to speak with Ms. Shellans about these legal matters.

Dr. Dehn would like to place on our next committee meeting agenda revising the regulations for CE auditors to be exempt from the CE requirements.

Review and Discussion Regarding Chiropractors Performing Physical Examinations for High School Athletic Programs.

Mr. Puleo stated that there are 1,400 school districts in the State of California. He will attempt to coordinate with the California Chiropractic Association (CCA) which is currently researching which districts allow Chiropractors to perform physical exams. Dr. Roza noted that Roseville is one of the school districts that allows Chiropractors to give sport physicals.

Dr. Roza talked about Schools Insurance Authority (SIA) and how they believe Chiropractors are not trained for sport physicals. Penny Cunha representing CCA spoke about CCA's efforts in dealing with this issue between SIA and California Interscholastic Federation (CIF). Dr. Dehn spoke about Department of Transportation (DOT) Medical Examination training, which allows Chiropractors to give physicals to school bus drivers. The main concern is that SIA does not support hiring chiropractors to perform sports physicals because they believe they're not qualified. Ms. Cunha spoke about Chiropractors being qualified to perform these physicals. Dr. Lubkin spoke about our laws and how they are very clear that Chiropractors can perform sports physicals. Dr. Dehn read an excerpt from a SIA Informational Review, which stated that according to the court case Tain vs State Board of Chiropractic Examiners chiropractors are not trained to perform physicals. The statement reads that in 1922 chiropractors were not taught to treat cardiac asthma.

Mr. Puleo will work on drafting a letter to CIF/SIA to clarify Chiropractic Scope of practice for next committee meeting. Dr. Dehn would also like to include Assembly Bill 25 and Assembly Bill 722 and other materials.

Review and Discussion of Board Quarterly Newsletter and Social Media.

Committee members reviewed the newsletter outline and discussed the timeline for publishing. Ms. Lauziere requested head shots of board members for the newsletter. Dr. Dehn discussed whether to publish our newsletters quarterly or twice a year. Mr. Puleo suggests

twice a year and we publish the disciplinary actions, citations and accusations filed for each fiscal year. All Committee members agreed to move forward with the newsletter.

The Committee reviewed social media statistics for Facebook.

Public Comment

No public comment came forward.

Future Agenda Items

The Committee set the next meeting for June 26th, 2014 at 2:00 p.m.

Adjournment

Dr. Dehn adjourned the meeting at 4:35 p.m.