

## **NOTICE OF BOARD MEETING**

Hilton Los Angeles Airport  
5711 West Century Boulevard, LA Ballroom  
Los Angeles CA 90045  
February 22, 2018  
(310) 410-6184  
9:00 a.m. to 5:00 p.m.  
or until completion of business

The Board of Chiropractic Examiners (Board) plans to webcast this meeting at

<https://thedcapage.wordpress.com/webcasts/>.

Webcast availability cannot, however, be guaranteed due to limitations on resources or other technical difficulties that may arise. If you wish to participate or to have a guaranteed opportunity to observe, please attend at the location specified above.

## **AGENDA**

1. **Open Session** – Call to Order & Establishment of a Quorum  
Heather Dehn, D.C., Chair  
Corey Lichtman, D.C., Vice Chair  
Sergio Azzolino, D.C., Secretary  
Frank Ruffino  
Dionne McClain, D.C.  
John Roza Jr., D.C.
2. **Pledge of Allegiance**
3. **Hearing Re: Petition for Early Termination of Probation and/or Reduction of Penalty**
  - A. Nathan Morello Case No. AC 2014-1003
  - B. Alia Tomaszewski Case No. SI 2015-1037

-----**15 Minute Break**-----

C. Elizabeth Acosta Case No. AC 2015-1015

4. **Hearing Re: Petition for Reinstatement of Revoked License**
  - A. Erich Parks Case No. AC 2012-944

## 5. **Closed Session**

The Board will meet in Closed Session to:

- A. Deliberate on Disciplinary Decisions and the above Petitions Pursuant to California Government Code Sections 11126(c) and (3) 13963.1
- B. Receive Advice from Legal Counsel Pursuant to California Government Code Sections 11126(e) and section 13963.1. Regarding Hugh Lubkin, D.C. v. Board of Chiropractic Examiners Workers' Compensation Case No. ADJ7361379

-----1 Hour Lunch Break-----

- 6. Open Session: Announcements Regarding Closed Session**
- 7. Chair's Report**  
Update on the Chair's Activities and Board's accomplishments and/or goals
- 8. Approval of January 31, 2018, Board Meeting Minutes**
- 9. Review, Discuss, and Possible Action Regarding Travel Claims (TEC) and/or Travel Advances for Board Members**
- 10. Review, Discuss, and Possible Action Regarding Scheduled Lunch/Breaks at Board Meetings**
- 11. Review, Discuss, and Possible Action Regarding 2018 Procedures to Elect Board Officers**
- 12. Review, Discuss, and Possible Action Regarding the Timely Communication of Information Related to Changes in Meeting Schedules and Cancellation of Meetings**
- 13. Review, Discuss, and Possible Action Regarding the Outcome of the 2018 Board Elections**

-----15 Minute Break-----

- 14. Executive Officer's Report**
  - A. Administration - Board staffing/organizational chart
  - B. Budget - Fund condition update
  - C. Licensing - Statistical trends
  - D. Enforcement - Statistical trends
  - E. IT Updates- Process mapping
- 15. Ratification of Approval of License Applications**
- 16. Ratification of Approved Continuing Education Providers**
- 17. Ratification of Denied License Applications in Which the Applicants Did Not Request a Hearing**
- 18. Update, Discussion and Possible Action on Enforcement Committee Meeting Agenda**  
Board may take action on any item on the attached Enforcement Committee meeting agenda.
- 19. Review, Discussion and Possible Action Regarding AB 1013 (Low) Chiropractors**
- 20. Update, Discussion and Possible Action on Pending Rulemaking:**
  - A. Application for Licensure (CCR Section 321)
  - B. Consumer Protection Enforcement Initiative (CPEI)
  - C. Revisions to BCE Disciplinary Guidelines & Uniform Standards for Substance Abusing Licensees
  - D. Delegation of Authority to the Assistant Executive Officer
  - E. Mandatory Cardiopulmonary Resuscitation (CPR) Certification for all licensees
  - F. Comprehensive Revisions/Updates to CCR Article 4 (Sections 330 – 331.16) – Approved Schools & Qualifications of Applicants (Curriculum Requirements)
  - G. Chiropractic Records Retention/Disposition of Patient Records Upon Closure of Practice or Death/Incapacity of Licensee

- H. Continuing Education Requirements (CE Provider and Course Approval)
- I. Amend or Repeal CCR Section 354- Successful Examination (Obsolete provision)

## **21. Discussion and Possible Action on the Possibility of a June True Colors Training**

### **22. Public Comment for Items Not on the Agenda**

*Note: 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, 11125.7(a).] Public comment is encouraged; however, if time constraints mandate, comments may be limited at the discretion of the Chair.*

### **23. Future Agenda Items**

*Note: 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.]*

## **24. Adjournment**

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Meetings of the Board of Chiropractic Examiners are open to the public except when specifically noticed otherwise in accordance with the Open Meeting Act. Public comments will be taken on agenda items at the time the specific item is raised. The Board may take action on any item listed on the agenda, unless listed as informational only. All times are approximate and subject to change. Agenda items may be taken out of order to accommodate speakers and to maintain a quorum. The meeting may be cancelled without notice. For verification of the meeting, call (916) 263-5355 or access the Board's Web Site at [www.chiro.ca.gov](http://www.chiro.ca.gov).

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The meeting facilities are accessible to individuals with physical disabilities. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting the Board at (916) 263-5355 ext. 5362 or e-mail [chiro.info@dca.ca.gov](mailto:chiro.info@dca.ca.gov) or send a written request to the Board of Chiropractic Examiners, 901 P Street, Suite 142A, Sacramento, CA 95814. Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodation.

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State of California  
Edmund G. Brown Jr., Governor

**NOTICE OF TELECONFERENCE**  
**ENFORCEMENT COMMITTEE MEETING**

**February 8, 2018**  
**2:00 p.m.**

901 P Street, Suite 142A  
Sacramento, CA 95814  
(916) 263-5355

The Board's address listed above is a location that is accessible to the public. Each teleconference location is accessible to the public and the public will be given an opportunity to address the Board at each teleconference location. One or more Board Members will participate in this meeting at the teleconference sites listed below. The public teleconference sites for this meeting are as follows:

**Teleconference Meeting Locations:**

Sergio Azzolino, D.C.  
1545 Broadway St., Suite 1A  
San Francisco, CA 94109  
(415) 563-3800

John Roza, Jr., D.C.  
800 Douglas Blvd.  
Roseville, CA 95678  
(916) 786-2267

**AGENDA**

- 1. Call to Order**
- 2. Approval of Minutes**  
January 12, 2016  
July 19, 2017
- 3. Review and Discussion regarding Enforcement Committee Action Items from the 2017-2019 BCE Strategic Plan**
- 4. Review, Discussion and Possible Action regarding Enforcement Committee Statistical Information**
- 5. Discussion and Possible Action regarding the Standardized Training and Evaluation of Expert Consultants to Improve Effectiveness and Consistency**
- 6. Discussion and Possible Action regarding False, Misleading or Deceptive Advertising by Licensees**

## 7. Public Comment

*Note: The Committee 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, 122507(a).] Public comment is encouraged; however, if time constraints mandate, comments may be limited at the discretion of the Chair.*

## 8. Future Agenda Items

*Note: 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.]*

## 9. Adjournment

### **ENFORCEMENT COMMITTEE**

Sergio Azzolino, D.C., Chair

John Roza, Jr., D.C.

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Meetings of the Board of Chiropractic Examiners' Committee are open to the public except when specifically noticed otherwise in accordance with the Open Meeting Act. Public comments will be taken on agenda items at the time the specific item is raised. The Board's Committee may take action on any item listed on the agenda, unless listed as informational only. All times are approximate and subject to change. Agenda items may be taken out of order to accommodate speakers and to maintain a quorum. The meeting may be cancelled without notice. For verification of the meeting, call (916) 263-5355 or access the Board's Web Site at [www.chiro.ca.gov](http://www.chiro.ca.gov).

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