

SENATE BILL 266

Introduced by Crippen

1/27	Introduced
1/27	Referred to Public Health, Welfare & Safety
1/27	First Reading
2/12	Hearing
2/18	Committee Report--Bill Passed as Amended
2/19	2nd Reading Passed
2/29	Taken from 3rd Reading and Placed on 2nd Reading
2/22	2nd Reading Passed as Amended
2/23	3rd Reading Passed
	Transmitted to House
2/23	Referred to Business & Economic Development
2/23	First Reading
3/16	Hearing
3/16	Tabled in Committee

1 Senate BILL NO. 266
2 INTRODUCED BY Cy
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING PERSONS
5 LICENSED TO PRACTICE MEDICINE AND OSTEOPATHY TO PRACTICE
6 ACUPUNCTURE; AND AMENDING SECTIONS 37-13-104 AND 37-13-301,
7 MCA."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 **Section 1.** Section 37-13-104, MCA, is amended to read:

11 "37-13-104. Partial exemptions. Nothing--in-this This
12 chapter shall may not be construed to require doctors of
13 ~~medicine,--osteopathy,~~ chiropractic, dentistry, and podiatry
14 who are licensed in Montana to take further examinations in
15 anatomy, physiology, chemistry, dermatology, diagnosis,
16 bacteriology, materia medica, or other subjects which that
17 are or may be required for licensure in their respective
18 professions; but no a doctor of ~~medicine,--osteopathy,~~
19 chiropractic, dentistry, or podiatry shall may not practice
20 acupuncture in this state unless and until he the doctor of
21 chiropractic, dentistry, or podiatry has completed a course
22 and passed an examination in acupuncture as required by this
23 chapter."

24 **Section 2.** Section 37-13-301, MCA, is amended to read:

25 *37-13-301. License required for practice. No A person

1 may not engage in the practice of acupuncture in this state
2 unless he is licensed under the provisions of this chapter,
3 licensed to practice medicine under Title 37, chapter 3,
4 part 3, or licensed to practice osteopathy under Title 37,
5 chapter 5, part 3."

-End-

APPROVED BY COMMITTEE
ON PUBLIC HEALTH, WELFARE
& SAFETY

SENATE BILL NO. 266

INTRODUCED BY CRIPPEN

A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING PERSONS
LICENSED TO PRACTICE MEDICINE AND OSTEOPATHY TO PRACTICE
ACUPUNCTURE, WITH CERTAIN QUALIFICATIONS; AND AMENDING
SECTIONS 37-13-104 AND ~~37-13-301~~ 37-13-302, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 37-13-104, MCA, is amended to read:

"37-13-104. Partial exemptions. ~~Nothing--in-this~~ This
chapter ~~shall~~ may not be construed to require doctors of
medicine, ~~osteopathy~~, chiropractic, dentistry, and podiatry
who are licensed in Montana to take further examinations in
anatomy, physiology, chemistry, dermatology, diagnosis,
bacteriology, materia medica, or other subjects ~~which~~ that
are or may be required for licensure in their respective
professions; but ~~no~~ a doctor of medicine, ~~osteopathy~~,
chiropractic, dentistry, or podiatry ~~shall~~ may not practice
acupuncture in this state unless and until ~~he~~ the doctor of
chiropractic, dentistry, or podiatry has completed a course
and passed an examination in acupuncture as required by this
chapter."

Section 2. ~~Section 37-13-301, MCA, is amended to read:--~~

~~"37-13-301. License required for practice.--No~~ A person

~~may not engage in the practice of acupuncture in this state
unless he is licensed under the provisions of this chapter,
licensed to practice medicine under Title 37, chapter 37,
part 37, or licensed to practice osteopathy under Title 37,
chapter 57, part 37."~~

SECTION 2. SECTION 37-13-302, MCA, IS AMENDED TO READ:

"37-13-302. Application for licensure -- fee --
qualifications. (1) Each person desiring to practice
acupuncture in this state shall make application for
licensure or provisional licensure with the secretary of the
board, upon the forms and in the manner prescribed by the
board. A fee prescribed by the board shall accompany the
application.

(2) (a) A person making application shall furnish the
board evidence that he the person is:

(i) at least 18 years of age;

(ii) of good moral character, as determined by the
board;

(iii) a graduate of an approved school of acupuncture
that is approved by the national accreditation commission
for schools and colleges of acupuncture and oriental
medicine and offers a course of at least 1,000 hours of
entry-level training in recognized branches of acupuncture
or an equivalent curriculum approved by the board; and

(iv) has passed an examination prepared and

1 administered by the board or an examination prepared and
2 administered by the national commission for the
3 certification of acupuncturists.

4 (b) A person may apply to the board for a provisional
5 license to practice acupuncture if the person:

6 (i) is licensed to practice medicine under Title 37,
7 chapter 3, part 3; licensed to practice osteopathy under
8 Title 37, chapter 5, part 3; or licensed to practice
9 chiropractic under Title 37, chapter 12, part 3; and

10 (ii) has completed a course of study of at least 300
11 hours of acupuncture training that is accredited by the
12 national accreditation commission for schools and colleges
13 of acupuncture and oriental medicine.

14 (3) A person who obtains a provisional license to
15 practice acupuncture from the board as provided in
16 subsection (2)(b) must within 1 year pass an examination
17 prepared and administered by the national commission for the
18 certification of acupuncturists to become licensed to
19 practice acupuncture."

-End-

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A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING PERSONS LICENSED TO PRACTICE MEDICINE AND OSTEOPATHY TO PRACTICE ACUPUNCTURE, WITH CERTAIN QUALIFICATIONS; AND AMENDING SECTIONS 37-13-104 AND ~~37-13-301~~ 37-13-302, MCA."

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Section 2. ~~Section 37-13-301, MCA, is amended to read:--~~

~~"37-13-301.--license--required-for-practice.--No~~ A person

~~may not engage in the practice of acupuncture in this--state unless--he is licensed under the provisions of this chapter, licensed to practice medicine under--Title--37--chapter--37, part--37--or licensed to practice osteopathy under Title 37, chapter 57, part 3."~~

SECTION 2. SECTION 37-13-302, MCA, IS AMENDED TO READ:

"37-13-302. Application for licensure -- fee -- qualifications. (1) Each person desiring to practice acupuncture in this state shall make application for licensure or provisional licensure with the secretary of the board, upon the forms and in the manner prescribed by the board. A fee prescribed by the board shall accompany the application.

(2) (a) A person making application shall furnish the board evidence that he the person is:

{a}{i} at least 18 years of age;

{b}{ii} of good moral character, as determined by the board;

{c}{iii} a graduate of an approved school of acupuncture that is approved by the national accreditation commission for schools and colleges of acupuncture and oriental medicine and offers a course of at least 1,000 hours of entry-level training in recognized branches of acupuncture or an equivalent curriculum approved by the board; and

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3 certification of acupuncturists.

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9 chiropractic under Title 37, chapter 12, part 3; and

10 (ii) has completed a course of study of at least 300
11 hours of acupuncture training that is accredited by the
12 national accreditation commission for schools and colleges
13 of acupuncture and oriental medicine.

14 (3) A person who obtains a provisional license to
15 practice acupuncture from the board as provided in
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"37-13-302. Application for licensure -- fee -- qualifications. (1) Each person desiring to practice acupuncture in this state shall make application for licensure or provisional licensure with the secretary of the board, upon the forms and in the manner prescribed by the board. A fee prescribed by the board shall accompany the application.

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(b)(ii) of good moral character, as determined by the board;

(c)(iii) a graduate of an approved school of acupuncture that is approved by the national accreditation commission for schools and colleges of acupuncture and oriental medicine and offers a course of at least 1,000 hours of entry-level training in recognized branches of acupuncture or an equivalent curriculum approved by the board; and

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THIRD READING

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2 administered by the national commission for the
3 certification of acupuncturists.

4 (b) A person may apply to the board for a provisional
5 license to practice acupuncture if the person:

6 (i) is licensed to practice medicine under Title 37,
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8 Title 37, chapter 5, part 3; ~~or--licensed--to--practice~~
9 ~~chiropractic-under-Title-37, chapter-12, part-3; and~~

10 (ii) has completed a course of study of at least 300
11 hours of acupuncture training that is accredited by the
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15 practice acupuncture from the board as provided in
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