

1 1. "Accredited chiropractic college" means a chiropractic
2 educational institution which is accredited by the Commission on
3 Accreditation of the Council on Chiropractic Education, a national,
4 independent accreditation body recognized and approved by the U.S.
5 Department of Education, or its successor;

6 2. "Animal chiropractic diagnosis and treatment" means
7 treatment that includes vertebral subluxation complex (vsc) and
8 spinal manipulation of nonhuman vertebrates. The term "animal
9 chiropractic diagnosis and treatment" shall not be construed to
10 allow the:

- 11 a. use of x-rays,
- 12 b. performing of surgery,
- 13 c. dispensing or administering of medications, or
- 14 d. performance of traditional veterinary care;

15 3. "Applicant" means any person submitting an application for
16 licensure to the Board;

17 4. "Board" means the Board of Chiropractic Examiners;

18 5. "Certified chiropractic assistant" means an unlicensed
19 member of a chiropractic physician's team of healthcare workers who
20 may assist a chiropractic physician in the performance of
21 examination and therapeutic procedures and techniques necessary to
22 deliver healthcare services to patients;

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1 6. "Chiropractic physician", "chiropractor", "doctor of
2 chiropractic", "practitioner of chiropractic" and "licensee" are
3 synonymous and mean a person holding an original license to practice
4 chiropractic in this state;

5 ~~6.~~ 7. "Examination" means the process used by the Board, prior
6 to the issuance of an original license, to test the qualifications
7 and knowledge of an applicant on any or all of the following:
8 current statutes, rules or any of those subjects listed in Section
9 161.8 of this title;

10 ~~7.~~ 8. "Intern" means a student at an accredited chiropractic
11 college who is participating in the Chiropractic Undergraduate
12 Preceptorship Program;

13 ~~8. "Non-Clinical"~~ 9. "Nonclinical" means of a business nature
14 including, but not limited to, practice management, insurance
15 information, and computer information. It shall also mean the
16 discussion of philosophy as it relates to the performance of
17 chiropractic-;

18 ~~9.~~ 10. "Original license" means a license granting initial
19 authorization to practice chiropractic in this state issued by the
20 Board to an applicant found by the Board to meet the licensing
21 requirements of the Oklahoma Chiropractic Practice Act, by
22 examination pursuant to Section 161.7 of this title, or by
23 reciprocity pursuant to Section 161.9 of this title;

1 ~~10.~~ 11. "Preceptor" means a chiropractic physician who is
2 participating in the Chiropractic Undergraduate Preceptorship
3 Program;

4 ~~11.~~ 12. "Relocation of practice" means the recognition and
5 approval by the Board, prior to the issuance of an original license,
6 of the chiropractic licensing process in another state, country,
7 territory or province; and

8 ~~12.~~ 13. "Renewal license" means a license issued to a
9 chiropractic physician by the Board, on or before the first day of
10 January of each year, which authorizes such licensee to practice
11 chiropractic in this state during the succeeding calendar year.

12 SECTION 2. AMENDATORY 59 O.S. 2001, Section 161.6, as
13 last amended by Section 1, Chapter 362, O.S.L. 2009 (59 O.S. Supp.
14 2010, Section 161.6), is amended to read as follows:

15 Section 161.6 A. Pursuant to and in compliance with Article I
16 of the Administrative Procedures Act, the Board of Chiropractic
17 Examiners shall have the power to formulate, adopt and promulgate
18 rules as may be necessary to regulate the practice of chiropractic
19 in this state and to implement and enforce the provisions of the
20 Oklahoma Chiropractic Practice Act.

21 B. The Board is authorized and empowered to:

22 1. Establish and maintain a procedure or system for the
23 certification or accreditation of chiropractic physicians who are
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1 qualified in chiropractic post-doctorate Diplomate and all other
2 chiropractic specialties;

3 2. Establish a registration system and adopt and enforce
4 standards for the education and training of chiropractic physicians
5 who engage in the business of issuing professional opinions on the
6 condition, prognosis or treatment of a patient;

7 3. Adopt and enforce standards governing the professional
8 conduct of chiropractic physicians, consistent with the provisions
9 of the Oklahoma Chiropractic Practice Act, for the purpose of
10 establishing and maintaining a high standard of honesty, dignity,
11 integrity and proficiency in the profession;

12 4. Lease office space for the purpose of operating and
13 maintaining a state office, and pay the rent thereon; provided,
14 however, such state office shall not be located in or directly
15 adjacent to the office of any practicing chiropractic physician;

16 5. Purchase office furniture, equipment and supplies;

17 6. Employ, direct, reimburse, evaluate, and dismiss such office
18 personnel, as may be necessary, in accordance with state procedures;

19 7. Employ legal counsel, as needed, to represent the Board in
20 all legal matters and to assist authorized state officers in
21 prosecuting or restraining violations of the Oklahoma Chiropractic
22 Practice Act, and pay the fees for such services;

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1 8. Order or subpoena the attendance of witnesses, the
2 inspection of records and premises and the production of relevant
3 books and papers for the investigation of matters that may come
4 before the Board;

5 9. Employ one or more investigators, as needed, for the sole
6 purpose of investigating written complaints regarding the conduct of
7 chiropractic physicians, and fix and pay their salaries or wages;

8 10. Pay the costs of such research programs in chiropractic as
9 in the determination of the Board would be beneficial to the
10 chiropractic physicians in this state;

11 11. Establish minimum standards for continuing education
12 programs administered by chiropractic associations pursuant to
13 Section 161.11 of this title;

14 12. Make such other expenditures as may be necessary in the
15 performance of its duties;

16 13. Establish appropriate fees and charges to implement the
17 provisions of the Oklahoma Chiropractic Practice Act;

18 14. Establish policies for Board operations;

19 15. Determine and direct Board operating administrative,
20 personnel and budget policies and procedures in accordance with
21 applicable statutes;

22 16. Provide travel expenses for at least the Executive Director
23 and provide travel expenses for members of the Board to attend an
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1 annual national conference. The Board shall give each member the
2 opportunity to attend the annual national conference;

3 17. Assess chiropractic applicants the cost for a criminal
4 background check. The criminal background checks required by this
5 section shall follow the requirements of Section 1-1950.1 of Title
6 63 of the Oklahoma Statutes;

7 18. Out-of-state licensed chiropractic physicians may travel
8 into Oklahoma to treat patients for special events, including but
9 not limited to sporting events and state emergencies within the
10 borders of Oklahoma after properly registering with the Board of
11 Chiropractic Examiners; and

12 19. The Board of Chiropractic Examiners, by rule, shall
13 promulgate a code of ethics.

14 C. The Board shall promulgate rules regarding continuing
15 education seminars or courses or license renewal seminars or courses
16 including, but not limited to, the qualifications of an applicant,
17 association or entity seeking to sponsor a seminar or course, where
18 the association or entity is domiciled, whether the association or
19 entity is classified as a nonprofit organization, and the
20 educational experience of instructors applying to conduct a seminar
21 or course. The Board shall also promulgate rules regarding
22 certified chiropractic assistants.

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1 D. 1. The Board shall appoint an Advisory Committee of a
2 minimum of four and no more than six chiropractic physicians and one
3 lay member representing the public who may advise and assist the
4 Board in:

- 5 a. investigating the qualifications of applicants for an
- 6 original license to practice chiropractic in this state,
- 7 b. investigating written complaints regarding the conduct
- 8 of chiropractic physicians, including alleged violations
- 9 of the Oklahoma Chiropractic Practice Act or of the
- 10 rules of the Board, and
- 11 c. such other matters as the Board shall delegate to them.

12 2. The Advisory Committee shall be selected from a list of ten
13 chiropractic physicians and three lay persons submitted by each
14 chiropractic association or society in this state or any
15 unaffiliated chiropractic physician desiring to submit a list. The
16 term of service for members of the Advisory Committee shall be
17 determined by the Board. Members of the Advisory Committee shall be
18 reimbursed for all actual and necessary expenses incurred in the
19 performance of their duties in accordance with the State Travel
20 Reimbursement Act.

21 SECTION 3. This act shall become effective November 1, 2011.

22 COMMITTEE REPORT BY: COMMITTEE ON PUBLIC HEALTH, dated 02-16-2011 -
23 DO PASS, As Coauthored.