

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 56th Legislature (2018)

4 ENGROSSED SENATE
5 BILL NO. 1526

By: Thompson of the Senate

and

Newton of the House

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9 An Act relating to chiropractic license; amending 59
10 O.S. 2011, Section 161.11, which relates to license
11 fees; increasing certain fee; modifying language; and
12 providing an effective date.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 59 O.S. 2011, Section 161.11, is
15 amended to read as follows:

16 Section 161.11. A. 1. Beginning January 1, 2005:

- 17 a. a person holding an original license and who is
18 actively engaged in the practice of chiropractic in
19 this state shall pay to the Board of Chiropractic
20 Examiners, on or before July 1 of each year, a renewal
21 license fee of ~~Two Hundred Twenty-five Dollars~~
22 ~~(\$225.00)~~ Two Hundred Seventy-five Dollars (\$275.00),
23 b. an inactive nonresident holding an original license to
24 practice chiropractic in Oklahoma and who has filed a

1 statement with the Board that the licensee is not
2 actively engaged in the practice of chiropractic in
3 this state and shall not engage in the practice of
4 chiropractic in this state during the succeeding year,
5 shall pay to the Board, on or before July 1 of each
6 year, a renewal license fee of One Hundred Seventy-
7 five Dollars (\$175.00),

8 c. an inactive resident holding an original license to
9 practice chiropractic in Oklahoma, and who has filed,
10 or on whose behalf has been filed, a statement with
11 the Board that because of illness, infirmity, active
12 military service or other circumstances as approved by
13 the Board, the licensee is unable to actively engage
14 in the practice of chiropractic during the succeeding
15 year, shall pay to the Board a renewal license fee of
16 One Hundred Dollars (\$100.00), and

17 d. a person holding an original license, but who is
18 sixty-five (65) years of age or older and who has
19 filed a statement with the Board that the licensee is
20 not actively engaged in the practice of chiropractic
21 in this state and shall not engage in the practice of
22 chiropractic in this state during the succeeding year,
23 shall pay to the Board a renewal licensee fee of Fifty
24 Dollars (\$50.00).

1 2. In addition, each licensee shall present to the Board
2 satisfactory evidence that during the preceding twelve (12) months
3 the licensee attended sixteen (16) hours of continuing education
4 that meets the requirements of Section 161.10a of this title,
5 provided that inactive resident licensees may, at the discretion of
6 the Board, be exempt from this requirement.

7 3. Beginning January 1, 2006, every chiropractic physician who
8 is actively engaged in the practice of chiropractic in this state
9 shall submit to the Board documentary evidence that the chiropractor
10 has malpractice insurance and maintains such insurance twelve (12)
11 months of each year when practicing in this state. Any licensee who
12 is not actively engaged in practice in this state, shall be exempt
13 from providing proof of malpractice insurance.

14 B. Subject to the laws of this state and rules promulgated
15 pursuant to the Oklahoma Chiropractic Practice Act, the Board shall,
16 upon determination that a licensee has complied with the
17 requirements of subsection A of this section, issue a renewal
18 license to ~~said~~ the licensee.

19 C. The failure of a licensee to properly renew a license or
20 certificate shall be evidence of noncompliance with the Oklahoma
21 Chiropractic Practice Act.

22 1. The license shall automatically be placed in a lapsed status
23 for failure to renew and shall be considered lapsed and not in good
24 standing for purposes of the practice of chiropractic.

1 2. If within sixty (60) calendar days after July 1 the licensee
2 pays the renewal fee, and the reinstatement fee set by the Board,
3 the license may be reactivated.

4 3. If sixty (60) calendar days elapse and the license is not
5 reinstated, the license shall automatically be suspended for failure
6 to renew.

7 4. The practice of chiropractic is prohibited unless the
8 license is active and in good standing with the Board.

9 D. When an original license or renewal license, or both, have
10 been suspended under the provisions of this section, the license or
11 licenses may be reinstated upon:

12 1. Payment of a reinstatement fee in an amount fixed by the
13 Board not to exceed Four Hundred Dollars (\$400.00);

14 2. Payment of the renewal license fee for the calendar year in
15 which the original license is reinstated; and

16 3. Presentation to the Board of satisfactory evidence of
17 compliance with the continuing education requirement of this section
18 for the calendar year in which the original license is reinstated.

19 E. The Board, by rule, may establish guidelines for the
20 disposition of disciplinary cases involving specific types of
21 violations. The guidelines may include, but are not limited to:

22 1. Minimum and maximum administrative fines;

23 2. Periods of suspension, probation or supervision;

24 3. Terms and conditions of probation; and

1 4. Terms and conditions for the reinstatement of an original
2 license or renewal license, or both.

3 SECTION 2. This act shall become effective November 1, 2018.
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5 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated
6 04/03/2018 - DO PASS.
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