

SENATE FILE NO. SF0061

Chiropractor licensure-amendments.

Sponsored by: Senator(s) Geis

A BILL

for

1 AN ACT relating to chiropractic physicians; changing the
2 title of chiropractic practitioners from "chiropractor" to
3 "chiropractic physician"; conforming related statutory
4 references; and providing for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 33-10-101, 33-10-102, 33-10-103,
9 33-10-105(c) and (d) (intro), 33-10-109, 33-10-113(a) and
10 (c), 33-10-117, 33-12-140(a) and 33-25-102(c) (intro) and
11 (e) (ii) are amended to read:

12

13

CHAPTER 10

14

CHIROPRACTIC PHYSICIANS

15

16 **33-10-101. Chiropractic defined.**

1

2 Chiropractic is the system of specific adjustment or
3 manipulation of the joints and tissues of the body and the
4 treatment of the human body by the application of
5 manipulative, manual, mechanical, physiotherapeutic or
6 clinical nutritional methods for which those persons
7 licensed under this chapter are trained and may include
8 venipuncture, acupuncture and the use of diagnostic x-rays
9 with rights for referral for advanced diagnostic imaging.
10 A ~~chiropractor~~ chiropractic physician may examine, diagnose
11 and treat patients provided, however, ~~chiropractors~~
12 chiropractic physicians shall not perform surgery, direct
13 the use of or administer drugs required by law to be
14 dispensed on prescription only, practice obstetrics or
15 prescribe or administer x-ray therapy. For purposes of this
16 act, "venipuncture" means the puncture of the vein for the
17 withdrawal of blood.

18

19 **33-10-102. Board of chiropractic examiners;**
20 **established; composition; qualifications of members.**

21

22 There is hereby created and established a board to be known
23 as the state board of chiropractic examiners, which shall

1 be composed of one (1) member of the public at large and
2 four (4) practicing ~~chiropractors~~ chiropractic physicians
3 of integrity and ability, who shall be residents of the
4 state of Wyoming, who shall have practiced chiropractic
5 continuously in the state of Wyoming for a period of at
6 least three (3) years and who shall have a diploma from an
7 accredited chiropractic school or college.

8

9 **33-10-103. Board of chiropractic examiners;**
10 **appointment; term; qualifications; vacancies; removal.**

11

12 The governor shall appoint four (4) practicing
13 ~~chiropractors~~ chiropractic physicians, who shall possess
14 the qualifications specified in W.S. 33-10-102, and one (1)
15 citizen from the public at large to constitute the
16 membership of the board. Members shall be appointed to a
17 term of four (4) years, except that initial terms of
18 ~~chiropractor~~ chiropractic physician members shall be
19 staggered so that annually thereafter the governor shall
20 appoint one (1) ~~chiropractor~~ chiropractic physician member.
21 The governor shall fill all vacancies occurring in the
22 board. The governor may remove any board member as
23 provided in W.S. 9-1-202.

1

2 **33-10-105. License required.**

3

4 (c) The board pursuant to its rules and regulations
5 may issue a temporary license to an applicant who is
6 licensed or certified by a board of chiropractic of another
7 United States state or territory, or of a foreign country
8 or province whose standards are equal to or exceed the
9 requirements for licensure as a ~~chiropractor~~chiropractic
10 physician in this state.

11

12 (d) No business entity organized under title 17 of
13 the Wyoming statutes shall employ or contract with a
14 ~~chiropractor~~chiropractic physician to provide chiropractic
15 services unless fifty-one percent (51%) of the equity in
16 the entity is owned by persons, and the spouses of persons,
17 licensed pursuant to title 33, chapter 9, 10 or 26 of the
18 Wyoming statutes. This subsection shall not apply to:

19

20 **33-10-109. Title of practitioners.**

21

22 ~~Chiropractors~~Chiropractic physicians licensed under this
23 act shall have the right to practice chiropractic in

1 accordance with the method taught in the chiropractic
2 schools and colleges recognized by the chiropractic board
3 of examiners of this state. If a ~~chiropractor~~ chiropractic
4 physician chooses to use the prefix "Dr." or "doctor" on
5 any display sign before the name of the practitioner, the
6 display shall also include the title "doctor of
7 chiropractic," "chiropractic physician," "chiropractor,"
8 "D.C." or the equivalent.

9

10 **33-10-113. Prerequisite for renewal of license;**
11 **board's power to make regulations; fees.**

12

13 (a) Each ~~chiropractor~~ chiropractic physician shall,
14 as a prerequisite to annual license renewal, submit as a
15 part of the renewal application satisfactory evidence of
16 having completed the continuing education requirements
17 established by the board in its rules and regulations.

18

19 (c) All persons practicing chiropractic within this
20 state shall pay on or before August 1 of each year, a
21 renewal license fee in an amount established by the board
22 pursuant to W.S. 33-1-201. If any practicing ~~chiropractor~~
23 chiropractic physician fails to pay the renewal license fee

1 imposed by W.S. 33-10-101 through 33-10-117 within thirty
2 (30) days after the due date, the license shall lapse. A
3 lapsed license shall only be restored within one (1) year
4 of expiration upon written application and payment to the
5 board of a fee of twice the amount of the renewal fee in
6 effect at the time the restoration application is filed.

7

8 **33-10-117. Restrictions.**

9

10 Nothing contained in this act shall be construed to
11 restrain or restrict licensed or certified members of other
12 legally recognized professions from performing services
13 consistent with the laws of this state, provided they do
14 not represent themselves as practicing the profession
15 regulated under this act and do not represent themselves to
16 be ~~chiropractors~~ chiropractic physicians. Nothing contained
17 in this act shall be construed to restrain or restrict the
18 practice of venipuncture or acupuncture.

19

20 **33-12-140. Exemptions.**

21

22 (a) Nothing in this act shall prohibit services
23 rendered by licensed physicians, nurses, dentists,

1 podiatrists, ~~chiropractors~~ chiropractic physicians,
2 physical therapists, morticians or barbers when exclusively
3 engaged in the practice of their respective professions.
4

5 **33-25-102. Practice of physical therapy; license or**
6 **certificate required; exceptions; false representations.**
7

8 (c) Except as provided in this subsection, a physical
9 therapist with a master's degree, or a bachelor's degree
10 with five (5) years of clinical experience may initiate
11 physical therapy treatment for a new or recurring injury
12 with or without a prescription from a licensed physician
13 including doctor of osteopathy, podiatrist, advanced
14 practitioner of nursing, dentist, ~~chiropractor~~ chiropractic
15 physician or physician assistant. Nothing in this
16 subsection shall be construed to preclude a physical
17 therapist from treating a chronic or recurring injury or
18 condition without a prescription, provided that the patient
19 or client was previously diagnosed and prescribed physical
20 therapy treatment within the previous year by a health care
21 provider identified in this subsection and the treatment is
22 directly related to the original prescribed care. Except in
23 an emergency, a physical therapist, without a prescription,

1 is prohibited from initiating physical therapy treatment
2 for children under the age of twelve (12) years, unless the
3 child is to receive physical therapy treatment under an
4 individualized education program or an individualized
5 family services plan. A physical therapist shall refer the
6 patient or client to a licensed physician including doctor
7 of osteopathy, podiatrist, advanced practitioner of
8 nursing, dentist, ~~chiropractor~~ chiropractic physician or
9 physician assistant, as appropriate, when:

10
11 (e) Prior to any physical therapy service, the
12 patient or client shall be directed to posted information
13 and delivered a handout explaining:

14
15 (ii) That coverage may not be available through
16 governmental or worker's compensation programs unless
17 prescribed by a physician, physician's assistant, dentist,
18 ~~chiropractor~~ chiropractic physician, podiatrist or nurse
19 practitioner; and

20
21 **Section 2.** This act is effective July 1, 2015.

22
23 (END)