

JAN 17 2014

A BILL FOR AN ACT

RELATING TO HEALTH.

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

1 SECTION 1. Section 442-1, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~§442-1 Chiropractic defined. [Chiropractic is defined to~~
4 ~~be the science of palpating and adjusting the articulations of~~
5 ~~the human spinal column by hand; provided that the practice of~~
6 ~~chiropractic as contemplated and set forth in this chapter may~~
7 ~~include the use of necessary patient evaluation and management~~
8 ~~procedures of the human spinal column, hot or cold packs,~~
9 ~~whirlpool, therapeutic and rehabilitative exercise, traction,~~
10 ~~electrical and electromechanical stimulation, therapeutic~~
11 ~~ultrasound, myofascial release, diathermy, infrared, and~~
12 ~~chiropractic spinal manipulative treatment and extraspinal~~
13 ~~evaluations for the diagnosis and treatment of~~
14 ~~neuromusculoskeletal conditions related to the human spinal~~
15 ~~column, subject to the restrictions contained in this chapter,~~
16 ~~and provided further that the practice of chiropractic as~~
17 ~~contemplated and set forth in this chapter shall not include the~~
18 ~~practice of lomilomi or massage. For the purposes of this~~



1 ~~section, spinal refers to the five spinal regions: cervical~~
2 ~~region (includes atlanto occipital joint); thoracic region~~
3 ~~(includes costovertebral and costotransverse joint); lumbar~~
4 ~~region; sacral region; and pelvic (sacroiliac joint) region.]~~
5 Chiropractic is the system of specific adjustment or
6 manipulation of the joints and tissues of the body and the
7 treatment of the human body by the application of manipulative,
8 manual, mechanical, physiotherapeutic, or clinical nutritional
9 methods for which those persons licensed under this chapter are
10 trained. A person licensed to practice under this chapter may
11 examine, diagnose, and treat patients; provided that the
12 licensee shall not perform surgery or direct the use of legend
13 drugs.

14 Chiropractic is a portal of entry for consumers to obtain
15 services from licensees whose practice includes all hygienic,
16 sanitary, and therapeutic measures incident to humans. The
17 scope of practice of chiropractic shall include those diagnostic
18 and treatment services and procedures that have been taught by
19 an accredited chiropractic college and have been approved by the
20 board in accordance with this chapter and rules adopted pursuant
21 to this chapter.



1 Licensees may examine, analyze, and diagnose the human body

2 to:

- 3 (1) Correct, relieve, or prevent diseases and
4 abnormalities by any physical, chemical, electrical,
5 or thermal method;
6 (2) Use or order diagnostic imaging;
7 (3) Use or order laboratory testing; and
8 (4) Use any other method of examination for diagnosis and
9 analysis taught by an accredited chiropractic college
10 and approved by the board in accordance with this
11 chapter and rules adopted pursuant to this chapter."

12 SECTION 2. Section 442-6, Hawaii Revised Statutes, is
13 amended by amending subsection (b) to read as follows:

14 "(b) The board may require additional post-licensure
15 examinations administered by the National Board of Chiropractic
16 Examiners [~~Special Purposes Examination~~] in circumstances where
17 the board needs to assess a person's fitness to practice
18 chiropractic, including [~~but not limited to~~]:

- 19 (1) State-to-state reciprocity or endorsement;
20 (2) Disciplinary action; or
21 (3) Licensure lapse, suspension, or revocation."



1 SECTION 3. Section 442-19, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§442-19 Violations, penalty. Any person who practices or
4 attempts to practice chiropractic, or any person who buys,
5 sells, or fraudulently obtains a license to practice
6 chiropractic, whether recorded or not, or who uses the title
7 "chiropractor", "chiropractic physician", or "D.C.", or any word
8 or title to induce, or tending to induce belief that the person
9 is engaged in the practice of chiropractic, without first
10 complying with this chapter; or any licensee under this chapter
11 who uses the word "doctor" or the prefix "Dr." without the word
12 "chiropractor" or "D.C." immediately following the licensee's
13 name, or uses the letters "M.D." or the words "doctor of
14 medicine", or the term "surgeon", [~~or the term "physician",~~] or
15 the word "osteopath", or the letters "D.O.", or any other
16 letters, prefixes, or suffixes, the use of which would indicate
17 that the licensee is practicing a profession for which the
18 licensee holds no license from the State, or any person who
19 violates any of the provisions of this chapter, shall be fined
20 not more than \$1,000, [~~or~~] imprisoned not more than ninety days,
21 or both."



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1 SECTION 4. This Act does not affect rights and duties that
2 matured, penalties that were incurred, and proceedings that were
3 begun before its effective date.

4 SECTION 5. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 6. This Act shall take effect upon its approval.

7

INTRODUCED BY: Resaf H. Sab

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S.B. NO. 2478

Report Title:

Chiropractic; Scope of Practice

Description:

Updates the scope of practice for chiropractic to reflect standards, practices, and terminology accepted by the National Board of Chiropractic Examiners.

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