

Introduced: 3/12/81
Referred: Health, Education &
Social Services and Judiciary

1 IN THE HOUSE

BY MARTIN AND BUCHHOLDT

2 HOUSE BILL NO. 327

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the licensing of practitioners of
7 naturopathic healing; and providing for an effective
8 date."

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

10 * Section 1. AS 08.01.010 is amended by adding a new paragraph to read:

11 (24) practice of naturopathy or naturopathic medicine
12 (AS 08.45).

13 * Sec. 2. AS 08 is amended by adding a new chapter to read:

14 CHAPTER 45. NATUROPATHS AND NATUROPATHIC PHYSICIANS.

15 ARTICLE 1. REGULATION OF NATUROPATHY.

16 Sec. 08.45.010. DUTIES AND POWERS. The Department of Commerce
17 and Economic Development shall

18 (1) evaluate the qualifications of applicants for licenses
19 under this chapter;

20 (2) conduct hearings and keep records necessary to carry out
21 the purposes of this chapter;

22 (3) license naturopathic physicians in accordance with
23 AS 08.45.100 - 08.45.160; and

24 (4) provide for temporary permits for persons who are appar-
25 ently qualified to engage in naturopathic medicine to engage in the
26 practice of naturopathic medicine until certification of the results of
27 the next examination given under AS 08.45.120.

28 ARTICLE 2. LICENSING OF NATUROPATHIC PHYSICIANS.

29 Sec. 08.45.100. LICENSING REQUIREMENT. A person may not engage

1 in the practice of naturopathy or naturopathic medicine unless he first
2 obtains a license as provided in this chapter.

3 Sec. 08.45.110. LICENSURE AS A NATUROPATHIC PHYSICIAN. To be
4 eligible for a license as a naturopathic physician, an applicant shall

5 (1) hold a high school diploma or the equivalent;

6 (2) have completed two years of postsecondary education at
7 an accredited college of liberal arts or sciences;

8 (3) have attended at least 90 percent of the hours required
9 for graduation and graduated from a legally chartered school or college
10 of naturopathic medicine accredited by the National Association of
11 Naturopathic Physicians that has as a requirement for graduation suc-
12 cessful completion of a course of resident instruction of at least nine
13 months actual attendance in each of four years and successful completion
14 of a course of study totaling 4,500 hours or more; the course of
15 instruction shall include:

16 (A) anatomy and physiology;

17 (B) histology and embryology;

18 (C) microbiology;

19 (D) pathology;

20 (E) immunology

21 (F) public health;

22 (G) toxicology;

23 (H) physical, clinical, x-ray and symptomatology diag-

24 nosis;

25 (I) first aid and emergency medicine;

26 (J) obstetrics and gynecology;

27 (K) orthopedics;

28 (L) minor surgery;

29 (M) proctology;

- 1 (N) otolaryngology;
 - 2 (O) physiotherapy;
 - 3 (P) manipulative techniques;
 - 4 (Q) dietetics and clinical nutrition;
 - 5 (R) herbology;
 - 6 (S) naturopathic theory and practice;
 - 7 (T) naturopathic therapeutics;
 - 8 (U) clinical practice; and
 - 9 (V) jurisprudence;
- 10 (4) successfully complete an examination given by the depart-
- 11 ment.

12 Sec. 08.45.120. EXAMINATION. (a) An examination for licensing

13 as a naturopathic physician shall be held at a time and place and shall

14 be conducted as determined by the department. The examination shall be

15 limited to the subjects listed in AS 08.45.110(3), each of which shall

16 constitute a separate examination section. The examination shall be

17 objective and in writing, but may be supplemented by oral examinations,

18 and by demonstrations or other practical tests as the department may

19 require.

20 (b) To pass the examination an applicant shall receive an overall

21 average of 75 percent and may not receive less than 70 percent in more

22 than two sections.

23 Sec. 08.45.130. ENDORSEMENT. The department may license a person

24 as a naturopathic physician if the person is currently licensed as a

25 naturopathic physician in another state or in a province of Canada and

26 that state or province

- 27 (1) maintains professional licensing standards equivalent to
- 28 those in this chapter; and
- 29 (2) extends the same licensing privilege to those holding a

1 license in this state.

2 Sec. 08.45.140. DENIAL, SUSPENSION OR REVOCATION OF LICENSE. The
3 department may deny, suspend, or revoke the license of a person or
4 applicant who

5 (1) has obtained or attempted to obtain a license under this
6 chapter by fraud or deceit;

7 (2) wilfully violates a provision of this chapter or a
8 regulation adopted under this chapter; or

9 (3) engages in unprofessional conduct.

10 Sec. 08.45.150. FEES. The following fees are imposed under this
11 chapter:

12 (1) application for examination \$ 25

13 (2) application for reexamination 10

14 (3) license issuance or biennial renewal 100

15 (4) issuance of temporary permit 25

16 Sec. 08.45.160. NATURE OF NATUROPATHIC PRACTICE. A naturopathic
17 physician

18 (1) may perform physical examinations, write prescriptions
19 for substances authorized in this chapter, admit patients to hospitals
20 and nursing homes, and sign birth and death certificates;

21 (2) may use all systems of diagnosis, including x-ray;

22 (3) may treat patients by physiological, nutritional,
23 psychological, mechanical, electrical, manual, hydrotherapeutic,
24 phytotherapeutic, mineral and organic substances and agencies which are
25 effective in stimulating normal function of tissues and organs sensi-
26 tized by disease;

27 (4) may

28 (A) perform minor surgery, including the drawing of
29 blood for laboratory purposes, and use electrical or other methods

1 for the surgical repair and care of superficial lacerations and
2 abrasions, benign superficial lesions, and the removal of foreign
3 bodies located in superficial structures;

4 (B) use local anesthetic for surgical repair or care;
5 and

6 (C) practice natural childbirth in obstetrics, including
7 related minor surgical procedures;

8 (5) may not

9 (A) perform major surgery;

10 (B) use narcotics;

11 (C) use radiation therapy; and

12 (D) use drugs except those assimilable substances
13 containing elements or compounds of bodily tissues that are
14 physiologically compatible to body processes for maintenance of
15 life.

16 ARTICLE 3. GENERAL PROVISIONS.

17 Sec. 08.45.200. VIOLATIONS. (a) It is unlawful for a person to

18 (1) fraudulently obtain or furnish a license, renewal or
19 record required by this chapter;

20 (2) wilfully violate a provision of this chapter or a regula-
21 tion adopted under this chapter.

22 (b) A person who violates this section is guilty of a class B
23 misdemeanor.

24 Sec. 08.45.210. PRACTICING WITHOUT A LICENSE. A person who prac-
25 tices naturopathy or naturopathic medicine without first obtaining a
26 license is guilty of a class A misdemeanor.

27 Sec. 08.45.220. DEFINITIONS. In this chapter

28 (1) "department" means the Department of Commerce and
29 Economic Development;

1 (2) "naturopathy" and "naturopathic medicine" means the
2 treatment of the human body through the use of natural agencies,
3 forces, processes, and products, with emphasis on the response of the
4 individual to the disease rather than its treatment in isolation.

5 (3) "unprofessional conduct" means

6 (A) the habitual overuse of alcoholic beverages or
7 depressant, hallucinogenic or stimulant drugs, as defined in
8 AS 17.12.150(3), or addiction to the use of narcotic drugs as
9 defined in AS 17.10.230(13); or

10 (B) conviction of an offense which is immoral or wrong
11 in itself as a crime of moral turpitude, including murder, sexual
12 assault, robbery, kidnapping, incest, arson, burglary, theft, and
13 forgery.

14 * Sec. 3. LICENSING OF PRACTITIONERS OF NATUROPATHY OR NATUROPATHIC
15 MEDICINE WITHOUT EXAMINATION. The commissioner of commerce and economic
16 development shall license all persons who, on the effective date of this
17 Act, meet the qualifications of AS 08.45.110(1) - (4) and who apply for
18 licensure under AS 08.45 not later than June 30, 1982.

19 * Sec. 4. This Act takes effect July 1, 1981.
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