

HB437

(11)

# HOUSE COMMITTEE REPORT

FURTHER REFERRALS:

Date Referred: March 16, 1992

Date of Committee Action: 3/24/92

The FINANCE Committee considered:

HB 437

HOUSE BILL NO. 437

REGULATION OF PRACTICE OF NATUROPATHY

"An Act relating to the regulation of the practice of naturopathy; and providing for an effective date."

RECOMMENDATIONS:

be replaced with CS HB 437 (L+C)

the same title  
 a new title

have attached amendments(s)

do pass

do not pass

no recommendations

individual recommendations

additional referral to the \_\_\_\_\_ Committee

ADOPTS: \_\_\_\_\_ letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept)

APPROVES PREVIOUS: (Dept/Date)

fiscal impact \_\_\_\_\_

fiscal note(s) DCED 2/21/92

zero fiscal note \_\_\_\_\_

zero fiscal note(s) \_\_\_\_\_

SIGNING <u>DO</u> PASS	DP	OTHER RECOMMENDATIONS	DNP	NR	AM
<i>Mike Navarre</i> NAVARRE	✓	<i>Jacko</i> JACKO		X	
<i>Tan Brown</i> BROWN	✓	<i>Jamara Baines</i> BAINES		X	
<i>Rob E. Phillips</i> Phillips	✓	<i>Bob Sharp</i> SHARP		X	
<i>Jim Ulmer</i> ULMER	X	<i>Ronald J. Larson</i> LARSON		X	
<i>Mark Boyer</i> BOYER	✓	<i>EP Mulhean</i> MULHEAN		X	
<i>[Signature]</i>	✓				

*Mike Navarre* NAVARRE *EP Mulhean* MULHEAN  
CHAIRMAN'S SIGNATURE

CS FOR HOUSE BILL NO. 437 (L&C)  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Offered: 3/16/92  
Referred: Finance

Sponsor(s): REPRESENTATIVE GRUENBERG

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the regulation of the practice of naturopathy; and providing for an  
2 effective date."

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

4 \* Section 1. AS 08.45.030 is repealed and reenacted to read:

5 Sec. 08.45.030. ISSUANCE OF LICENSE. The division shall issue a license to practice  
6 naturopathy to an applicant who provides proof satisfactory to the division that the applicant has  
7 received a degree from an accredited four-year college or university, and

8 (1) on or before December 31, 1987, has graduated from a school of naturopathy  
9 that required four years of attendance at the school and after graduation has received a license  
10 in another state after passing an examination for licensure in that state and is licensed by a state  
11 at the time of application; or

12 (2) after December 31, 1987, has

13 (A) graduated from a school of naturopathy that required four years of  
14 attendance at the school and at the time of graduation the school was accredited or a

1 candidate for accreditation by the Council on Naturopathic Medical Education or a  
2 successor organization recognized by the United States Department of Education; and

3 (B) passed the Naturopathic Physicians Licensing Examination sponsored  
4 by the American Association of Naturopathic Physicians.

5 \* Sec. 2. AS 08.45 is amended by adding a new section to read:

6 Sec. 08.45.035. TEMPORARY LICENSES. (a) The division shall issue a temporary  
7 license to practice naturopathy to an applicant who agrees to take the next Naturopathic  
8 Physicians Licensing Examination offered after the date of application and provides proof  
9 satisfactory to the division that the applicant

10 (1) meets the requirements of AS 08.45.030(2)(A); and

11 (2) has not previously failed the Naturopathic Physicians Licensing Examination  
12 sponsored by the American Association of Naturopathic Physicians.

13 (b) A temporary license issued under (a) of this section terminates on the date

14 (1) the results of the examination the applicant agreed to take under (a) of this  
15 section are reported by the testing authority if the applicant failed the examination; or

16 (2) of the Naturopathic Physicians Licensing Examination that the applicant  
17 agreed to take under (a) of this section if the applicant fails to take the examination.

18 (c) A temporary license holder may practice only in the office of a naturopath licensed  
19 by this state.

20 \* Sec. 3. AS 08.45 is amended by adding a new section to read:

21 Sec. 08.45.100. REGULATIONS. The Department of Commerce and Economic  
22 Development shall adopt regulations to implement this chapter.

23 \* Sec. 4. This Act takes effect immediately under AS 01.10.070(c).

STATE OF ALASKA  
992 LEGISLATIVE SESSION

FISCAL NOTE

BILL NO. CSHB 437(HES)

Revision Date: \_\_\_\_\_ Department Affected: Commerce & Economic Development

Title: An Act relating to the regulation of the practice of naturopathy... BRU: Occupational Licensing

Sponsor: Rep. Gruenberg Component: Administration

Requestor: House HES COMPONENT SERIAL NO. 

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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	1.0	1.0	1.0	1.0	1.0	1.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS, CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	1.0	1.0	1.0	1.0	1.0	1.0

CAPITAL	0.0	0.0	0.0	0.0	0.0	0.0
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REVENUE	0.0	0.0	0.0	0.0	0.0	0.0
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FINDING: (Thousands of Dollars)

GENERAL FUND	0.0	0.0	0.0	0.0	0.0	0.0
FEDERAL FUNDS	0.0	0.0	0.0	0.0	0.0	0.0
OTHER - GF/PR	1.0	1.0	1.0	1.0	1.0	1.0
TOTAL	1.0	1.0	1.0	1.0	1.0	1.0

POSITIONS:

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME	0.0	0.0	0.0	0.0	0.0	0.0
TEMPORARY	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of current year impact: None

ANALYSIS: (Attach a separate page if necessary)

CSHB 437(HES) repeals and reenacts requirements for a license to practice naturopathy, and to provide for temporary licenses while waiting to take an examination or examination results. Costs identified result from updating applications, statute books, and public noticing of regulations regarding temporary licenses and other necessary items.

Prepared By: Jennifer Strickles Phone: 465-2144  
Division: Occupational Licensing Date: 03/02/92

Approved by Commissioner: Glenn A. Olds Date: 3.3.92  
Agency: Commerce & Economic Development

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

CS HB 437 (HES) incorporates these suggestions.

HB 437: "An Act relating to the regulation of naturopathy; and providing for an effective date."

This bill provides for licensure in Alaska of applicants who do not hold a license in another state, as currently is required. This will benefit Alaska residents who apply for initial licensure in Alaska.

In section 1, the department is concerned with the express distinction between "completed naturopathic studies" and the date of graduation from a school of naturopathic. If completion of studies is intended to be recognized as the date of graduation, the department suggests the following amendments:

Page 1, line 7, [completed naturopathic studies] graduated from school of naturopathy on or before December . . . .

Page 2, line 3, [completed naturopathic studies] graduated from school of naturopathy after December . . . .

In section 2, as currently worded, an applicant who has failed the Naturopathic Physician Licensing Exam in Alaska would not be eligible for a temporary permit. However, if the candidate has failed the same examination in another state, it appears they would be eligible for a temporary permit since the statute only addresses exams failed in Alaska. The Department recommends removing the specific reference to having failed the exam in Alaska.

Page 2, line 18, . . . by the American Association of Naturopathic Physicians [in Alaska].

Finally, the department is concerned with allowing naturopaths to practice independently prior to proving minimum competency through passing the Naturopathic Physician Licensing exam. The department recommends that practice under a Temporary License be in association with a Alaska licensed Naturopath while awaiting taking the examination/examination results.

Recommend adding a letter (c) to 08.45.035. (c) A temporary license holder may practice only in association with an Alaska licensed Naturopath.

Support bill as amended.

*Glenn A. Olds*

Glenn A. Olds, Commissioner

Date: 9-13-92