

H B

4 3 7

DIVISION OF LEGAL SERVICES

**LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA**

(907) 465-3867 or 465-2450
FAX (907) 465-2029
Mail Stop 3101

240 Main Street, Suite 500
Juneau, Alaska 99801-2101

MEMORANDUM

January 31, 1992

SUBJECT: Sectional Summary - HB 437 (W.O.17LS-1847D))
TO: Representative Max Gruenberg
FROM: Jerry Luckhaupt *JEL*
Legislative Counsel

You have requested a sectional summary of HB 437, an relating to the practice of naturopathy. Be advised that a sectional summary is not an authoritative interpretation of the bill. The bill itself is the best statement of its contents.

Section 1 of the bill repeals and reenacts AS 08.45.030 and revises the requirements for a naturopathy license for an applicant who completed naturopathic studies on or before December 31, 1987.

Section 2 of the bill adds AS 08.35.035 which permits the division of occupational licensing to issue temporary licenses.

Section 3 of the bill adds AS 08.45.100 which requires the department of commerce and economic development to adopt regulations for AS 08.45.

Section 4 of the bill provides an effective date.

JL:gc
92-082.glc

Sectional analysis

State of Alaska

House Majority Leader

COMMITTEES

HOUSE JUDICIARY

HOUSE RULES

HOUSE STATE AFFAIRS

SPECIAL COMMITTEE

MILITARY AND VET. AFFAIRS

LEGISLATIVE COUNCIL



Representative Max F. Gruenberg, Jr.
District 11
Spenard, Upper Midtown Anchorage

P.O. Box V
JUNEAU, AK 99811
(907) 465-3718
465-4968/4986
(SESSION)

3111 C STREET, SUITE 440
ANCHORAGE, AK 99503
(907) 561-7621

M E M O R A N D U M

DATE: February 4, 1992

TO: Representative Georgianna Lincoln
Representative Pat Carney

FROM: Representative Max F. Gruenberg, Jr. *Max*

SUBJECT: Scheduling of HB 437

House Bill 437, "An Act relating to the regulation of the practice of naturopathy; and providing for an effective date," was recently introduced and referred to your committee.

This bill revises the requirements for a naturopathy license, permits the division of occupational licensing to issue temporary licenses and requires the department of commerce and economic development to adopt regulations.

I would appreciate your scheduling this bill as soon as possible.

Thank you.

Sponsor Statement

1992 LEGISLATIVE SESSION

Revision Date: _____ Department Affected: Commerce & Economic Development

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

practice of naturopathy... Component: Administration

Sponsor: Rep. Gruenberg

Requestor: Rep. Gruenberg COMPONENT SERIAL NO.

0	3	5	6
---	---	---	---

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
---------	-----	-----	-----	-----	-----	-----

REVENUE	0.0	0.0	0.0	0.0	0.0	0.0
---------	-----	-----	-----	-----	-----	-----

FUNDING: (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)

HB 437 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 Strickler  Phone: 465-2144

Division: Occupational Licensing Date: 02/11/92

Approved by Commissioner: Glenn A. Olds  Asst Comm.

Agency: Commerce & Economic Development Date: 2-13-92

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

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 *asst. Comm*

Glenn A. Olds, Commissioner

Date: 9-13-92

7-LS1847G
Luckhaupt
2/17/92

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

BY

Offered:
Referred:

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 either

10 (A) received a license in another state after passing an examination for
11 licensure in that state; or

12 (B) has not been licensed in another state but has passed the Naturopathic
13 Physicians Licensing Examination sponsored by the American Association of
14 Naturopathic Physicians; or

1 (2) after December 31, 1987, has

2 (A) graduated from a school of naturopathy that required four years of
3 attendance at the school and at the time of graduation the school was accredited or a
4 candidate for accreditation by the Council on Naturopathic Medical Education or a
5 successor organization recognized by the United States Department of Education; and

6 (B) passed the Naturopathic Physicians Licensing Examination sponsored
7 by the American Association of Naturopathic Physicians.

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

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

13 (1) meets the requirements of AS 08.45.030 ~~(1)(A) or~~ (2)(A); and

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

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

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

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

21 (c) A temporary license holder may practice only in association with a naturopath
22 licensed by this state.

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

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

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