House Engrossed

State of Arizona
House of Representatives
Forty-sixth Legislature
Second Regular Session
2004

CHAPTER 45

HOUSE BILL 2004

AN ACT

AMENDING SECTIONS 32-921 AND 32-922.02, ARIZONA REVISED STATUTES; RELATING TO THE BOARD OF CHIROPRACTIC EXAMINERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

Be it enacted by the Legislature of the State of Arizona:

Section 1. Section 32-921, Arizona Revised Statutes, is amended to read:

32-921. Application for license; qualifications of applicant; fee; background investigations

A. A person who wishes to practice chiropractic in this state shall submit a complete application to the board at least forty-five days before the next scheduled examinations on a form and in the manner prescribed by the board.

B. To be eligible for an examination and licensure, the applicant shall:

1. Be a person of good character and reputation.

2. Be a graduate of a chiropractic college that both:

(a) Is accredited by or has status with the council on chiropractic education or is accredited by an accrediting agency recognized by the ~~U.S.~~ UNITED STATES department of education or the council on postsecondary accreditation or has the equivalent of these standards as determined by the board.

(b) Teaches a resident course of four years of not less than nine months each year, or the equivalent of thirty-six months of continuous study, and that comprises not less than four thousand credit hours of resident study required to receive a degree of doctor of chiropractic (D.C.).

3. Be physically and mentally able to practice chiropractic skillfully and safely.

4. Have a certificate of attainment for part I and part II and a score of three hundred seventy-five or more on part III of the examination conducted by the national board of chiropractic examiners.

C. The board may refuse to give an examination OR MAY DENY LICENSURE to an applicant who:

1. Fails to qualify for an examination OR LICENSURE under subsection B of this section.

2. Has had a license to practice chiropractic refused, revoked, suspended or restricted by a regulatory board in this or any other jurisdiction for any act that constitutes unprofessional conduct pursuant to this chapter.

3. Is currently under investigation by a regulatory board in this or any other jurisdiction for an act that constitutes unprofessional conduct pursuant to this chapter.

4. Has surrendered a license to practice chiropractic in lieu of disciplinary action by a regulatory board in this or any other jurisdiction for an act that constitutes unprofessional conduct pursuant to this chapter.

5. HAS BEEN CONVICTED OF CRIMINAL CONDUCT THAT CONSTITUTES GROUNDS FOR DISCIPLINARY ACTION PURSUANT TO SECTION 32-924 OR BOARD RULES.

D. On making application, the applicant shall pay to the executive director of the board a nonrefundable fee of two hundred fifty dollars. The

board shall keep a register of all applicants and the result of each examination.

E. In order to determine an applicant's eligibility for examination and licensure, the board may require the applicant to submit a full set of fingerprints to the board. The board shall submit the fingerprints to the department of public safety for the purpose of obtaining a state and federal criminal records check pursuant to section 41-1750 and Public Law 92-544. The department of public safety may exchange this fingerprint data with the federal bureau of investigation. The board shall charge each applicant a fee that is necessary to cover the cost of the investigation. The board shall forward this fee to the department of public safety.

Sec. 2. Section 32-922.02, Arizona Revised Statutes, is amended to read:

32-922.02. Specialties; certification; fees

A. In order to practice a chiropractic specialty a licensee shall be certified in that specialty by the board.

B. ~~At least one month before the scheduled acupuncture examination,~~ An applicant who wishes to ~~take the examination~~ BE CERTIFIED TO PERFORM ACUPUNCTURE shall submit the following to the board:

1. Documentation of successful completion of a minimum of ~~fifty~~ ONE HUNDRED hours of study IN ACUPUNCTURE at an accredited chiropractic college or postgraduate study with an instructor on the active or postgraduate staff of an accredited chiropractic college.

2. A complete application as prescribed by the board.

3. DOCUMENTATION OF HAVING PASSED A BOARD APPROVED ACUPUNCTURE EXAMINATION.

C. An applicant who wishes to be certified to perform physiotherapy shall submit the following to the board:

1. A complete application as prescribed by the board.

2. Documentation of successful completion of a minimum of one hundred twenty hours of study IN PHYSIOTHERAPY at an accredited chiropractic college or postgraduate study with an instructor on the active or postgraduate staff of an accredited chiropractic college.

3. Documentation of having passed an examination in physiotherapy that is approved by the board.

D. The board shall issue a certificate to any applicant who meets the requirements of this section, who correctly answers at least seventy-five per cent of all questions asked on the specialty examination and who pays a certificate fee of one hundred dollars.

E. On making application, the applicant shall pay to the executive director of the board a nonrefundable fee of one hundred dollars. The board shall keep a register of all applicants and the result of each examination.

APPROVED BY THE GOVERNOR APRIL 7, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 7, 2004.

Passed the House February 9, 2004 by the following vote: 58 Ayes, 0 Nays, 2 Not Voting

Jake Flake
Speaker of the House

Norman L. Moore
Chief Clerk of the House

Passed the Senate March 31, 2004 by the following vote: 29 Ayes, 0 Nays, 1 Not Voting

Ken Bennett
President of the Senate

Charmin B. Clinton
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this 1st day of April, 2004, at 1:40 o'clock P. M.

Jennifer Ybarra
Secretary to the Governor

Approved this 7 day of April, 2004, at 10:21 o'clock A. M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State this 7 day of April, 2004 at 12:18 o'clock P. M.

Janice K. Brewer
Secretary of State

H.B. 2004