

**SUBSTITUTE FOR  
SENATE BILL NO. 826**

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
by amending sections 16265 and 17708 (MCL 333.16265 and 333.17708),  
section 17708 as amended by 2016 PA 499, and by adding section  
16348a and part 186.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 16265. (1) An individual licensed under this article to  
2 engage in the practice of chiropractic, dentistry, medicine,  
3 optometry, osteopathic medicine and surgery, podiatric medicine and  
4 surgery, psychology, ~~or~~ veterinary medicine, **OR NATUROPATHIC**  
5 **MEDICINE** shall not use the terms "doctor" or "dr." in any written  
6 or printed matter or display without adding thereto "of  
7 chiropractic", "of dentistry", "of medicine", "of optometry", "of

1 osteopathic medicine and surgery", "of podiatric medicine and  
2 surgery", "of psychology", "of veterinary medicine", **"OF**  
3 **NATUROPATHIC MEDICINE"**, or a similar term, respectively.

4 (2) An individual licensed under part 182 shall not use the  
5 terms "doctor" or "dr." without having been granted a doctoral  
6 degree in psychology from a regionally or nationally accredited  
7 college or university.

8 **SEC. 16348A. THE DEPARTMENT SHALL ANNUALLY ESTABLISH A**  
9 **SCHEDULE OF FEES FOR AN INDIVIDUAL LICENSED OR SEEKING A LICENSE AS**  
10 **A NATUROPATHIC PHYSICIAN UNDER PART 186 TO OFFSET THE DEPARTMENT'S**  
11 **ADMINISTRATIVE EXPENSES UNDER THAT PART.**

12 Sec. 17708. (1) "Preceptor" means a pharmacist approved by the  
13 board to direct the training of an intern in an approved pharmacy.

14 (2) "Prescriber" means a licensed dentist, a licensed doctor  
15 of medicine, a licensed doctor of osteopathic medicine and surgery,  
16 a licensed doctor of podiatric medicine and surgery, a licensed  
17 physician's assistant, a licensed optometrist certified under part  
18 174 to administer and prescribe therapeutic pharmaceutical agents,  
19 an advanced practice registered nurse as that term is defined in  
20 section 17201 who meets the requirements of section 17211a, a  
21 licensed veterinarian, **A LICENSED DOCTOR OF NATUROPATHIC MEDICINE,**  
22 or another licensed health professional acting under the delegation  
23 and using, recording, or otherwise indicating the name of the  
24 delegating licensed doctor of medicine or licensed doctor of  
25 osteopathic medicine and surgery.

26 (3) "Prescription" means an order by a prescriber to fill,  
27 compound, or dispense a drug or device written and signed; written

1 or created in an electronic format, signed, and transmitted by  
2 facsimile; or transmitted electronically or by other means of  
3 communication. An order transmitted in other than written or hard-  
4 copy form must be electronically recorded, printed, or written and  
5 immediately dated by the pharmacist, and that record is considered  
6 the original prescription. In a health facility or agency licensed  
7 under article 17 or other medical institution, an order for a drug  
8 or device in the patient's chart is considered for the purposes of  
9 this definition the original prescription. For purposes of this  
10 part, prescription also includes a standing order issued under  
11 section 17744e. Subject to section 17751(2) and (5), prescription  
12 includes, but is not limited to, an order for a drug, not including  
13 a controlled substance except under circumstances described in  
14 section 17763(e), written and signed; written or created in an  
15 electronic format, signed, and transmitted by facsimile; or  
16 transmitted electronically or by other means of communication by a  
17 physician prescriber, dentist prescriber, or veterinarian  
18 prescriber who is licensed to practice dentistry, medicine,  
19 osteopathic medicine and surgery, or veterinary medicine in another  
20 state.

21 (4) "Prescription drug" means a drug to which 1 or more of the  
22 following apply:

23 (a) The drug is dispensed pursuant to a prescription.

24 (b) The drug bears the federal legend "CAUTION: federal law  
25 prohibits dispensing without prescription" or "Rx only".

26 (c) The drug is designated by the board as a drug that may  
27 only be dispensed pursuant to a prescription.

## PART 186

## NATUROPATHIC PHYSICIANS

1  
2  
3 SEC. 18601. (1) FOR PURPOSES OF THIS PART, THE WORDS AND  
4 PHRASES DEFINED IN SECTIONS 18603 TO 18609 HAVE THE MEANINGS  
5 ASCRIBED TO THEM IN THOSE SECTIONS.

6 (2) IN ADDITION TO THE DEFINITIONS IN THIS PART, ARTICLE 1  
7 CONTAINS GENERAL DEFINITIONS AND PRINCIPLES OF CONSTRUCTION  
8 APPLICABLE TO ALL ARTICLES IN THE CODE AND PART 161 CONTAINS  
9 DEFINITIONS APPLICABLE TO THIS PART.

10 SEC. 18603. (1) "APPROVED NATUROPATHIC MEDICAL PROGRAM" MEANS  
11 ANY OF THE FOLLOWING:

12 (A) A NATUROPATHIC MEDICAL EDUCATION PROGRAM THAT IS LOCATED  
13 IN THE UNITED STATES, THAT PROVIDES THE DEGREE OF DOCTOR OF  
14 NATUROPATHY OR DOCTOR OF NATUROPATHIC MEDICINE, AND THAT MEETS ALL  
15 OF THE FOLLOWING REQUIREMENTS:

16 (i) OFFERS GRADUATE-LEVEL FULL-TIME DIDACTIC AND SUPERVISED  
17 CLINICAL TRAINING.

18 (ii) IS ACCREDITED OR HAS ACHIEVED CANDIDACY STATUS FOR  
19 ACCREDITATION BY A FEDERALLY RECOGNIZED ACCREDITING BODY FOR  
20 NATUROPATHIC MEDICAL PROGRAMS APPROVED BY THE BOARD.

21 (iii) IS AN INSTITUTION OR PART OF AN INSTITUTION OF HIGHER  
22 EDUCATION THAT IS ACCREDITED OR IS A CANDIDATE FOR ACCREDITATION BY  
23 A REGIONAL OR NATIONAL INSTITUTIONAL ACCREDITING AGENCY RECOGNIZED  
24 BY THE UNITED STATES SECRETARY OF EDUCATION.

25 (B) A NATUROPATHIC MEDICAL EDUCATION PROGRAM OFFERED BY A  
26 DEGREE-GRANTING COLLEGE OR UNIVERSITY THAT MEETS ALL OF THE  
27 FOLLOWING REQUIREMENTS:

1           (i) OFFERED A FULL-TIME STRUCTURED CURRICULUM IN BASIC  
2 SCIENCES AND SUPERVISED PATIENT CARE COMPRISING A DOCTORAL  
3 NATUROPATHIC MEDICAL EDUCATION.

4           (ii) WAS AT LEAST 132 WEEKS IN DURATION AND REQUIRED  
5 COMPLETION OF THE PROGRAM WITHIN A PERIOD OF AT LEAST 35 MONTHS AS  
6 A PREREQUISITE TO GRADUATION.

7           (iii) WAS OFFERED BY A COLLEGE OR UNIVERSITY THAT WAS  
8 REPUTABLE AND IN GOOD STANDING IN THE JUDGMENT OF THE BOARD.

9           (iv) IF THE PROGRAM IS STILL OFFERED, IT IS ACCREDITED BY A  
10 FEDERALLY RECOGNIZED ACCREDITING BODY FOR NATUROPATHIC MEDICAL  
11 PROGRAMS APPROVED BY THE BOARD.

12           (c) A NATUROPATHIC MEDICAL EDUCATION PROGRAM OFFERED BY A  
13 DIPLOMA-GRANTING, DEGREE-EQUIVALENT COLLEGE OR UNIVERSITY LOCATED  
14 IN CANADA THAT MEETS ALL OF THE FOLLOWING REQUIREMENTS:

15           (i) WAS OFFERED BY A COLLEGE OR UNIVERSITY THAT HAD PROVINCIAL  
16 APPROVAL FOR PARTICIPATION IN GOVERNMENT-FUNDED STUDENT AID  
17 PROGRAMS.

18           (ii) OFFERED A FULL-TIME STRUCTURED CURRICULUM IN BASIC  
19 SCIENCES AND SUPERVISED PATIENT CARE COMPRISING A DOCTORAL  
20 NATUROPATHIC MEDICAL EDUCATION.

21           (iii) WAS AT LEAST 132 WEEKS IN DURATION AND REQUIRED  
22 COMPLETION OF THE PROGRAM WITHIN A PERIOD OF AT LEAST 35 MONTHS AS  
23 A PREREQUISITE TO GRADUATION.

24           (iv) WAS OFFERED BY A COLLEGE OR UNIVERSITY THAT WAS REPUTABLE  
25 AND IN GOOD STANDING IN THE JUDGMENT OF THE BOARD.

26           (v) IF THE PROGRAM IS STILL OFFERED, IT IS ACCREDITED BY A  
27 FEDERALLY RECOGNIZED ACCREDITING BODY FOR NATUROPATHIC MEDICAL

1 PROGRAMS APPROVED BY THE BOARD.

2 (vi) IF THE PROGRAM IS STILL OFFERED, THE COLLEGE OR  
3 UNIVERSITY HAS PROVINCIAL APPROVAL FOR PARTICIPATION IN GOVERNMENT-  
4 FUNDED STUDENT AID PROGRAMS.

5 (D) A NATUROPATHIC MEDICAL EDUCATION PROGRAM OFFERED BY A  
6 DIPLOMA-GRANTING, DEGREE-EQUIVALENT COLLEGE OR UNIVERSITY LOCATED  
7 IN CANADA THAT PROVIDES THE DEGREE OF DOCTOR OF NATUROPATHY OR  
8 DOCTOR OF NATUROPATHIC MEDICINE AND THAT MEETS ALL OF THE FOLLOWING  
9 REQUIREMENTS:

10 (i) OFFERS GRADUATE-LEVEL FULL-TIME DIDACTIC AND SUPERVISED  
11 CLINICAL TRAINING.

12 (ii) IS ACCREDITED OR HAS ACHIEVED CANDIDACY STATUS FOR  
13 ACCREDITATION BY A FEDERALLY RECOGNIZED ACCREDITING BODY FOR  
14 NATUROPATHIC MEDICAL PROGRAMS APPROVED BY THE BOARD.

15 (iii) IS OFFERED BY A COLLEGE OR UNIVERSITY THAT HAS  
16 PROVINCIAL APPROVAL FOR PARTICIPATION IN GOVERNMENT-FUNDED STUDENT  
17 AID PROGRAMS.

18 (2) "DEVICE" MEANS THAT TERM AS DEFINED IN SECTION 17703.

19 SEC. 18605. "MINOR OFFICE PROCEDURE" MEANS ANY OF THE  
20 FOLLOWING:

21 (A) THE USE OF OPERATIVE, ELECTRICAL, OR OTHER METHODS FOR THE  
22 REPAIR AND CARE INCIDENTAL TO SUPERFICIAL LACERATIONS AND  
23 ABRASIONS, SUPERFICIAL LESIONS, AND THE REMOVAL OF FOREIGN BODIES  
24 LOCATED IN THE SUPERFICIAL TISSUES AND THE USE OF ANTISEPTICS AND  
25 LOCAL TOPICAL ANESTHETICS IN CONNECTION WITH THOSE METHODS.

26 (B) OBTAINING SPECIMENS TO DIAGNOSE, ASSESS, AND TREAT  
27 DISEASE.

1           SEC. 18607. (1) "NATUROPATHIC FORMULARY" OR "FORMULARY" MEANS  
2 THE LIST OF NONPRESCRIPTION AND PRESCRIPTION DRUGS THAT  
3 NATUROPATHIC PHYSICIANS USE IN THE PRACTICE OF THEIR PROFESSION, AS  
4 DETERMINED BY THE BOARD.

5           (2) "NATUROPATHIC MEDICINE" MEANS A SYSTEM OF PRACTICE THAT IS  
6 BASED ON THE NATURAL HEALING CAPACITY OF INDIVIDUALS FOR THE  
7 DIAGNOSIS, TREATMENT, AND PREVENTION OF DISEASES.

8           (3) "NATUROPATHIC MUSCULOSKELETAL MOBILIZATION" MEANS THE  
9 TREATMENT OF ALL BODY TISSUES BY MANUAL AND OTHER MECHANICAL MEANS,  
10 INCLUDING HIGH-VELOCITY, LOW-AMPLITUDE MOBILIZATION AT OR BEYOND  
11 THE END RANGE OF NORMAL JOINT MOTION.

12           (4) "NATUROPATHIC PHYSICIAN" MEANS AN INDIVIDUAL WHO ENGAGES  
13 IN THE PRACTICE OF NATUROPATHIC MEDICINE AND WHO IS REQUIRED TO BE  
14 LICENSED OR OTHERWISE AUTHORIZED UNDER THIS PART TO ENGAGE IN THAT  
15 PRACTICE.

16           SEC. 18609. (1) "PRACTICE OF NATUROPATHIC MEDICINE" MEANS  
17 PERFORMING ANY OF THE TASKS, FUNCTIONS, OR DUTIES THAT ARE  
18 CONSISTENT WITH THE INDIVIDUAL'S NATUROPATHIC EDUCATION AND  
19 TRAINING AND DESCRIBED IN SECTION 18615.

20           (2) "PRESCRIPTION DRUG" MEANS THAT TERM AS DEFINED IN SECTION  
21 17708.

22           SEC. 18611. (1) BEGINNING 180 DAYS AFTER RULES ARE PROMULGATED  
23 UNDER SECTION 18623, AN INDIVIDUAL SHALL NOT ENGAGE IN THE PRACTICE  
24 OF NATUROPATHIC MEDICINE UNLESS HE OR SHE IS LICENSED OR OTHERWISE  
25 AUTHORIZED UNDER THIS ARTICLE.

26           (2) SUBJECT TO SUBSECTION (3), THE FOLLOWING WORDS, TITLES, OR  
27 LETTERS OR COMBINATION OF THE FOLLOWING WORDS, TITLES, OR LETTERS,

1 WITH OR WITHOUT QUALIFYING WORDS OR PHRASES, ARE RESTRICTED IN USE  
2 TO ONLY THOSE INDIVIDUALS AUTHORIZED UNDER THIS PART TO USE THE  
3 TERMS AND IN A WAY PRESCRIBED IN THIS PART: "DOCTOR OF NATUROPATHIC  
4 MEDICINE", "DOCTOR OF NATUROPATHY", "NATUROPATHIC PHYSICIAN",  
5 "NATUROPATHIC DOCTOR", "NATUROPATHIC MEDICAL DOCTOR", "NATUROPATHIC  
6 MEDICINE", "N.D.", AND "N.M.D.".

7 (3) IF HE OR SHE DOES NOT USE THE WORD OR TITLE "DOCTOR",  
8 "PHYSICIAN", "MEDICAL DOCTOR", OR "MEDICINE", SUBSECTION (2) DOES  
9 NOT RESTRICT THE USE OF ANY OF THE FOLLOWING WORDS OR TITLES BY AN  
10 INDIVIDUAL DESCRIBED IN SUBSECTION (4) (F) OR (G) IN CONNECTION WITH  
11 HIS OR HER PRACTICE: "NATUROPATHY", "NATUROPATHIC HEALTH CARE",  
12 "NATUROPATH", "NATUROPATHIC PRACTITIONER", OR "TRADITIONAL  
13 NATUROPATHIC PRACTITIONER".

14 (4) IN ADDITION TO THE EXEMPTIONS FROM LICENSURE UNDER SECTION  
15 16171, THIS PART DOES NOT PROHIBIT OR RESTRICT ANY OF THE  
16 FOLLOWING:

17 (A) THE PRACTICE OF A PROFESSION OR OCCUPATION BY AN  
18 INDIVIDUAL WHO IS LICENSED, CERTIFIED, REGISTERED, OR OTHERWISE  
19 AUTHORIZED UNDER THIS ACT OR OTHER LAWS OF THIS STATE AND WHO IS  
20 PERFORMING SERVICES WITHIN HIS OR HER AUTHORIZED SCOPE OF PRACTICE.

21 (B) THE PRACTICE OF NATUROPATHIC MEDICINE BY STUDENTS ENROLLED  
22 IN AN APPROVED NATUROPATHIC MEDICAL PROGRAM. THE PERFORMANCE OF  
23 SERVICES MUST BE PURSUANT TO A COURSE OF INSTRUCTION OR ASSIGNMENTS  
24 FROM AN INSTRUCTOR AND UNDER THE SUPERVISION OF THE INSTRUCTOR. THE  
25 INSTRUCTOR MUST BE A NATUROPATHIC PHYSICIAN LICENSED UNDER THIS  
26 PART OR A DULY LICENSED PROFESSIONAL IN THE FIELD OF INSTRUCTION.

27 (C) SELF-CARE BY A PATIENT OR UNCOMPENSATED CARE BY A FRIEND



1 OR FAMILY MEMBER WHO DOES NOT REPRESENT OR HOLD HIMSELF OR HERSELF  
2 OUT TO BE A NATUROPATHIC PHYSICIAN.

3 (D) AN INDIVIDUAL WHO SELLS VITAMINS OR HERBS FROM PROVIDING  
4 INFORMATION ABOUT HIS OR HER PRODUCTS.

5 (E) AN INDIVIDUAL FROM ADVISING IN THE USE OF A THERAPY,  
6 INCLUDING, BUT NOT LIMITED TO, HERBAL MEDICINE, HOMEOPATHY,  
7 NUTRITION, OR OTHER NONDRUG OR NONSURGICAL THERAPY THAT IS WITHIN  
8 THE SCOPE OF PRACTICE OF NATUROPATHIC PHYSICIANS UNDER THIS PART,  
9 IF ALL OF THE FOLLOWING REQUIREMENTS ARE MET:

10 (i) THE INDIVIDUAL IS NOT A HEALTH PROFESSIONAL AND THE  
11 THERAPY IS WITHIN THAT INDIVIDUAL'S LAWFUL RIGHTS TO PERFORM UNDER  
12 A HEALTH OCCUPATION. IF THE INDIVIDUAL IS A HEALTH PROFESSIONAL,  
13 THE THERAPY MUST BE WITHIN THE SCOPE OF PRACTICE OF THAT HEALTH  
14 PROFESSION UNDER THIS ARTICLE.

15 (ii) THE INDIVIDUAL IS NOT USING A WORD, A TITLE, OR LETTERS  
16 PROTECTED UNDER THIS PART AND DOES NOT REPRESENT OR HOLD HIMSELF OR  
17 HERSELF OUT TO BE A NATUROPATHIC PHYSICIAN.

18 (F) AN INDIVIDUAL WHO IS EDUCATED AND TRAINED IN NATUROPATHY  
19 OR NATUROPATHIC HEALTH CARE AND PROVIDES NATUROPATHIC THERAPY  
20 WITHIN THE SCOPE OF THAT EDUCATION AND TRAINING.

21 (G) AN INDIVIDUAL WHO IS EDUCATED AND TRAINED AS A NATUROPATH,  
22 NATUROPATHIC PRACTITIONER, OR TRADITIONAL NATUROPATHIC PRACTITIONER  
23 AND WHO PROVIDES NATUROPATHIC THERAPY WITHIN THE SCOPE OF THAT  
24 EDUCATION AND TRAINING.

25 (H) A REGISTERED DIETICIAN OR NUTRITIONAL PROFESSIONAL WHO  
26 MEETS THE REQUIREMENTS OF 42 USC 1395X(VV) (2) (A) AND (B) FROM DOING  
27 ANY OF THE FOLLOWING UPON RECEIVING A REFERRAL FROM A HEALTH

1 PROFESSIONAL:

2 (i) PRESCRIBING DIETARY TREATMENTS.

3 (ii) PROVIDING NUTRITIONAL AND DIETARY COUNSELING.

4 (iii) CONDUCTING NUTRITIONAL AND DIETARY ASSESSMENTS.

5 (iv) DEVELOPING, RECOMMENDING, AND ORDERING NUTRITIONAL AND  
6 DIETARY TREATMENTS, INCLUDING THERAPEUTIC DIETS, FOR PATIENTS OR  
7 GROUPS OF PATIENTS.

8 SEC. 18613. TO BE ELIGIBLE FOR A LICENSE TO ENGAGE IN THE  
9 PRACTICE OF NATUROPATHIC MEDICINE IN THIS STATE, AN APPLICANT SHALL  
10 SUBMIT ALL OF THE FOLLOWING TO THE BOARD, AS APPLICABLE:

11 (A) A COMPLETED APPLICATION FOR LICENSURE.

12 (B) EXCEPT AS OTHERWISE PROVIDED IN SUBDIVISION (C), EVIDENCE  
13 THAT HE OR SHE IS A GRADUATE OF AN APPROVED NATUROPATHIC MEDICAL  
14 PROGRAM AND THAT HE OR SHE HAS SUCCESSFULLY PASSED A COMPETENCY-  
15 BASED NATIONAL NATUROPATHIC PHYSICIANS LICENSING EXAMINATION  
16 ADMINISTERED BY AN AGENCY THAT IS NATIONALLY RECOGNIZED TO  
17 ADMINISTER A NATUROPATHIC PHYSICIANS LICENSING EXAMINATION THAT  
18 REPRESENTS FEDERAL STANDARDS OF EDUCATION AND TRAINING AND THAT IS  
19 APPROVED BY THE BOARD.

20 (C) FOR A GRADUATE OF AN APPROVED NATUROPATHIC MEDICAL PROGRAM  
21 DESCRIBED IN SECTION 18603(1)(B) OR (C), EVIDENCE OF SUCCESSFUL  
22 PASSAGE OF A BOARD-APPROVED STATE COMPETENCY EXAMINATION OR  
23 CANADIAN PROVINCIAL EXAMINATION.

24 (D) ANY OTHER INFORMATION OR DOCUMENTS REQUIRED UNDER THIS  
25 ARTICLE OR REQUIRED BY THE BOARD.

26 SEC. 18615. A NATUROPATHIC PHYSICIAN MAY DO ANY OF THE  
27 FOLLOWING, CONSISTENT WITH HIS OR HER NATUROPATHIC EDUCATION AND

## 1 TRAINING:

2 (A) ORDER AND PERFORM PHYSICAL AND LABORATORY EXAMINATIONS FOR  
3 DIAGNOSTIC PURPOSES, INCLUDING, BUT NOT LIMITED TO, PHLEBOTOMY,  
4 CLINICAL LABORATORY TESTS, ORIFICIAL EXAMINATIONS, OR PHYSIOLOGICAL  
5 FUNCTION TESTS.

6 (B) ORDER DIAGNOSTIC IMAGING STUDIES.

7 (C) SUBJECT TO SECTION 18617, DISPENSE, ADMINISTER, ORDER, OR  
8 PRESCRIBE OR PERFORM ANY OF THE FOLLOWING:

9 (i) FOOD, EXTRACTS OF FOOD, NUTRACEUTICALS, VITAMINS, AMINO  
10 ACIDS, MINERALS, ENZYMES, BOTANICALS AND THEIR EXTRACTS, BOTANICAL  
11 MEDICINES, HOMEOPATHIC MEDICINES, ALL DIETARY SUPPLEMENTS, OR  
12 NONPRESCRIPTION DRUGS AS DEFINED BY THE FEDERAL FOOD, DRUG, AND  
13 COSMETIC ACT, 21 USC 301 TO 399H.

14 (ii) PRESCRIPTION OR NONPRESCRIPTION DRUGS AS DESIGNATED BY  
15 THE BOARD.

16 (iii) HOT OR COLD HYDROTHERAPY, NATUROPATHIC PHYSICAL  
17 MEDICINE, ELECTROMAGNETIC ENERGY, OR THERAPEUTIC EXERCISE.

18 (iv) DEVICES, INCLUDING, BUT NOT LIMITED TO, THERAPEUTIC  
19 DEVICES, BARRIER CONTRACEPTION, OR DURABLE MEDICAL EQUIPMENT.

20 (v) HEALTH EDUCATION OR HEALTH COUNSELING.

21 (vi) REPAIR AND CARE INCIDENTAL TO SUPERFICIAL LACERATIONS OR  
22 ABRASIONS.

23 (vii) NATUROPATHIC MUSCULOSKELETAL MOBILIZATION.

24 (D) UTILIZE ROUTES OF ADMINISTRATION THAT INCLUDE, BUT ARE NOT  
25 LIMITED TO, ORAL, NASAL, AURICULAR, OCULAR, RECTAL, VAGINAL,  
26 TRANSDERMAL, INTRADERMAL, SUBCUTANEOUS, INTRAVENOUS, OR  
27 INTRAMUSCULAR CONSISTENT WITH HIS OR HER NATUROPATHIC EDUCATION AND

1 TRAINING.

2 (E) OTHER NATUROPATHIC THERAPIES AS APPROVED BY THE BOARD.

3 SEC. 18617. A NATUROPATHIC PHYSICIAN SHALL NOT DO ANY OF THE  
4 FOLLOWING:

5 (A) PRESCRIBE, DISPENSE, OR ADMINISTER ANY CONTROLLED  
6 SUBSTANCE OR DEVICE IDENTIFIED IN THE FEDERAL CONTROLLED SUBSTANCES  
7 ACT, 21 USC 801 TO 971.

8 (B) PRESCRIBE, DISPENSE, OR ADMINISTER A PRESCRIPTION DRUG OR  
9 DEVICE UNLESS THE PRESCRIPTION DRUG OR DEVICE IS INCLUDED IN THE  
10 NATUROPATHIC FORMULARY ESTABLISHED UNDER SECTION 18623.

11 (C) PERFORM NATUROPATHIC MUSCULOSKELETAL MOBILIZATION  
12 INVOLVING HIGH-VELOCITY, LOW-AMPLITUDE MOBILIZATION AT OR BEYOND  
13 THE END RANGE OF NORMAL JOINT MOTION, UNLESS HE OR SHE MEETS THE  
14 REQUIREMENTS TO PERFORM HIGH-VELOCITY, LOW-AMPLITUDE MOBILIZATION  
15 AS ESTABLISHED BY THE BOARD BY RULE.

16 (D) PERFORM SURGICAL PROCEDURES EXCEPT, SUBJECT TO SECTION  
17 18623(F), MINOR OFFICE PROCEDURES.

18 (E) ENGAGE IN THE PRACTICE OF OR CLAIM TO ENGAGE IN THE  
19 PRACTICE OF ANY OTHER HEALTH PROFESSION, INCLUDING, BUT NOT LIMITED  
20 TO, PERFORMING CHIROPRACTIC ADJUSTMENTS, UNLESS HE OR SHE IS  
21 LICENSED TO ENGAGE IN THAT HEALTH PROFESSION UNDER THIS ARTICLE.

22 (F) USE GENERAL OR SPINAL ANESTHETICS.

23 (G) ADMINISTER IONIZING RADIOACTIVE SUBSTANCES FOR THERAPEUTIC  
24 PURPOSES.

25 (H) PERFORM SURGICAL PROCEDURES USING A LASER DEVICE.

26 (I) PERFORM SURGICAL PROCEDURES INVOLVING THE EYE, EAR,  
27 TENDONS, NERVES, VEINS, OR ARTERIES.

1           SEC. 18621. THE BOARD OF NATUROPATHIC MEDICINE IS CREATED IN  
2 THE DEPARTMENT. THE BOARD CONSISTS OF THE FOLLOWING 11 MEMBERS,  
3 EACH OF WHOM MUST MEET THE REQUIREMENTS OF PART 161:

4           (A) SIX NATUROPATHIC PHYSICIANS.

5           (B) ONE PHYSICIAN WHO IS LICENSED UNDER PART 170 OR 175.

6           (C) ONE PHARMACIST WHO IS LICENSED UNDER PART 177.

7           (D) ONE CHIROPRACTOR WHO IS LICENSED UNDER PART 164.

8           (E) TWO PUBLIC MEMBERS.

9           SEC. 18623. THE DEPARTMENT, IN CONSULTATION WITH THE BOARD,  
10 SHALL DO ALL OF THE FOLLOWING:

11           (A) DETERMINE THE QUALIFICATIONS OF INDIVIDUALS APPLYING FOR  
12 LICENSURE UNDER THIS PART.

13           (B) REVIEW THE CONTENT OF RULES AND PROPOSED RULES GOVERNING  
14 THE PRACTICE OF NATUROPATHIC MEDICINE IN THIS STATE.

15           (C) EVALUATE THE CONTENT OF ANY CLINICAL, PRACTICAL, OR  
16 RESIDENCY REQUIREMENT.

17           (D) PROMULGATE RULES FOR EXAMINATION STANDARDS, CONSISTENT  
18 WITH THE STANDARDS UNDER THIS PART, FOR LICENSURE AND WHEN THOSE  
19 EXAMINATIONS WILL BE PROVIDED. THE RULES SHALL INCLUDE A  
20 COMPETENCY-BASED NATIONAL EXAMINATION CONSISTENT WITH THE  
21 REQUIREMENTS DESCRIBED IN SECTION 18613(B) AND (C) AS THE  
22 NATUROPATHIC LICENSING EXAMINATION.

23           (E) SUBJECT TO SECTION 16204, ESTABLISH A MINIMUM AMOUNT AND  
24 KIND OF CONTINUING EDUCATION TO BE REQUIRED ANNUALLY FOR EACH  
25 NATUROPATHIC PHYSICIAN AS A CONDITION FOR LICENSURE RENEWAL.

26           (F) LIMIT THE PERFORMANCE OF MINOR OFFICE PROCEDURES TO A  
27 NATUROPATHIC PHYSICIAN WHO HAS GRADUATED FROM AN APPROVED

1 NATUROPATHIC MEDICAL PROGRAM THAT INCLUDED MINOR OFFICE PROCEDURES  
2 AS PART OF ITS CURRICULUM OR WHO HAS UP-TO-DATE CERTIFICATION OF  
3 EQUIVALENT TRAINING, AS DETERMINED BY THE BOARD, IF HE OR SHE  
4 GRADUATED FROM AN APPROVED NATUROPATHIC MEDICAL PROGRAM THAT DID  
5 NOT INCLUDE MINOR OFFICE PROCEDURES AS PART OF THE CURRICULUM.

6 (G) ESTABLISH A NATUROPATHIC FORMULARY. ALL OF THE FOLLOWING  
7 APPLY TO THE NATUROPATHIC FORMULARY ESTABLISHED UNDER THIS  
8 SUBDIVISION:

9 (i) THE BOARD SHALL REVIEW THE NATUROPATHIC FORMULARY ANNUALLY  
10 OR AT ANY TIME AT THE REQUEST OF THE BOARD.

11 (ii) THE NATUROPATHIC FORMULARY MUST NOT GO BEYOND THE SCOPE  
12 OF NATURAL MEDICINES OR PRESCRIPTION DRUGS AND DEVICES COVERED BY  
13 APPROVED NATUROPATHIC EDUCATION AND TRAINING OR BOARD-APPROVED  
14 CONTINUING EDUCATION.

15 (iii) THE NATUROPATHIC FORMULARY MUST NOT INCLUDE PRESCRIPTION  
16 DRUGS OR DEVICES THAT ARE INCONSISTENT WITH THE TRAINING PROVIDED  
17 TO GRADUATES OF AN APPROVED NATUROPATHIC MEDICAL PROGRAM.

18 SEC. 18631. EACH LICENSE GRANTED OR RENEWED UNDER THIS PART  
19 EXPIRES 4 YEARS FOLLOWING THE DATE IT WAS GRANTED OR LAST RENEWED.

20 SEC. 18633. THIS PART DOES NOT REQUIRE NEW OR ADDITIONAL THIRD  
21 PARTY REIMBURSEMENT OR MANDATED WORKER'S COMPENSATION BENEFITS FOR  
22 SERVICES RENDERED BY AN INDIVIDUAL WHO IS LICENSED UNDER THIS PART.

23 Enacting section 1. This amendatory act takes effect 90 days  
24 after the date it is enacted into law.