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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 1330 Session of  
2026

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INTRODUCED BY KEEFER, MAY 20, 2026

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REFERRED TO CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,  
MAY 20, 2026

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AN ACT

1 Amending the act of December 16, 1986 (P.L.1646, No.188),  
2 entitled "An act providing for the licensing of chiropractors  
3 and the regulation of the practice of chiropractic;  
4 establishing the State Board of Chiropractic in the  
5 Department of State and providing for its powers and duties;  
6 providing for the supervision of colleges of chiropractic,  
7 for the examination of applicants, for enforcement and for  
8 disciplinary actions; providing penalties; and making  
9 repeals," in preliminary provisions, providing for findings  
10 and declarations and for applicability and construction and  
11 further providing for definitions; in State Board of  
12 Chiropractic, further providing for powers and duties and  
13 providing for certification to perform dry needling, for  
14 certification to practice animal chiropractic, for concussion  
15 management and for student athletes; in licensure and  
16 regulation, further providing for applications for license,  
17 repealing provisions relating to examination and to failure  
18 of examination, further providing for reciprocity, for  
19 limited license, for refusal, suspension or revocation of  
20 license, repealing provisions relating to continuing  
21 chiropractic education, providing for continuing chiropractic  
22 education requirements, for format and limits for continuing  
23 chiropractic education, for course content and approval, for  
24 calculation of continuing chiropractic education credits, for  
25 sponsor approval and program administration, for renewal  
26 certification, reporting and audits, for exemptions and  
27 carryover and for extensions, waivers and enforcement,  
28 further providing for professional liability insurance, for  
29 license required, for Doctor of Chiropractic and abbreviation  
30 and for relationship with other branches of the healing arts  
31 and providing for opinions and testimony; in penalty  
32 provisions, further providing for practice of chiropractic  
33 without license prohibited and for violation of other  
34 provisions; and, in miscellaneous provisions, further

1 providing for fees.

2 The General Assembly of the Commonwealth of Pennsylvania  
3 hereby enacts as follows:

4 Section 1. The act of December 16, 1986 (P.L.1646, No.188),  
5 known as the Chiropractic Practice Act, is amended by adding  
6 sections to read:

7 Section 101.1. Findings and declarations.

8 The General Assembly finds and declares as follows:

9 (1) Chiropractic is a health profession in this  
10 Commonwealth that is subject to regulation and oversight to  
11 protect the public health, welfare and safety.

12 (2) It is in the public interest that only a person who  
13 meets the qualifications established under this act engage in  
14 the practice of chiropractic to maintain public trust and  
15 confidence in the profession.

16 Section 101.2. Applicability and construction.

17 (a) Applicability.--This act shall apply to a person who  
18 practices chiropractic in this Commonwealth regardless of the  
19 person's place of residence or whether a doctor-patient  
20 relationship exists.

21 (b) Construction.--This act shall be liberally construed to  
22 implement the purposes of this act.

23 Section 2. The definitions of "adjunctive procedures,"  
24 "chiropractic," "chiropractor" and "manipulation/adjustment" in  
25 section 102 are amended and the section is amended by adding  
26 definitions to read:

27 Section 102. Definitions.

28 The following words and phrases when used in this act shall  
29 have the meanings given to them in this section unless the  
30 context clearly indicates otherwise:

1 "Adjunctive procedures." [Physical measures such as  
2 mechanical stimulation, heat, cold, light, air, water,  
3 electricity, sound, massage and mobilization.] A physical  
4 measure, physiologic therapeutic program or rehabilitative or  
5 exercise program, including active and passive modalities,  
6 mechanical stimulation, heat, cold, light, air, water,  
7 electricity, sound, massage and mobilization, that a licensee  
8 uses to reduce pain or muscle spasm, increase function or  
9 mobility, reduce disability or otherwise provide chiropractic  
10 care and treatment to a patient.

11 "Animal." A living animal other than a human being.

12 "Animal chiropractic." The evaluation and treatment of  
13 vertebral or extremity joint dysfunction of an animal through  
14 spinal, joint or neuromusculoskeletal manipulative therapy or  
15 soft tissue therapy. The term does not include administering,  
16 selling, distributing, recommending or providing advice  
17 regarding a substance, product or device to restore or maintain  
18 the health of an animal, including any of the following:

19 (1) Vitamins.

20 (2) Minerals.

21 (3) Phytonutrients.

22 (4) Antioxidants.

23 (5) Enzymes.

24 (6) Glandular extracts.

25 (7) Botanical substances.

26 (8) Herbal therapies.

27 (9) Homeopathic remedies.

28 (10) Drugs available without a prescription.

29 (11) Durable or nondurable medical goods and devices.

30 "Artificial intelligence assisted chiropractic adjustment."

1 The use of artificial intelligence, robotics or a mechatronic  
2 system to perform, guide or augment spinal manipulation or a  
3 related chiropractic procedure.

4 \* \* \*

5 ["Chiropractic." A branch of the healing arts dealing with  
6 the relationship between the articulations of the vertebral  
7 column, as well as other articulations, and the neuro-musculo-  
8 skeletal system and the role of these relationships in the  
9 restoration and maintenance of health. The term shall include  
10 systems of locating misaligned or displaced vertebrae of the  
11 human spine and other articulations; the examination preparatory  
12 to the adjustment or manipulation of such misaligned or  
13 displaced vertebrae and other articulations; the adjustment or  
14 manipulation of such misaligned or displaced vertebrae and other  
15 articulations; the furnishing of necessary patient care for the  
16 restoration and maintenance of health; and the use of board-  
17 approved scientific instruments of analysis, including X-ray.  
18 The term shall also include diagnosis, provided that such  
19 diagnosis is necessary to determine the nature and  
20 appropriateness of chiropractic treatment; the use of adjunctive  
21 procedures in treating misaligned or dislocated vertebrae or  
22 articulations and related conditions of the nervous system,  
23 provided that, after January 1, 1988, the licensee must be  
24 certified in accordance with this act to use adjunctive  
25 procedures; and nutritional counseling, provided that nothing  
26 herein shall be construed to require licensure as a chiropractor  
27 in order to engage in nutritional counseling. The term shall not  
28 include the practice of obstetrics or gynecology, the reduction  
29 of fractures or major dislocations, or the use of drugs or  
30 surgery.]

1 "Chiropractor." A [practitioner of chiropractic.] person  
2 licensed under this act to practice chiropractic. The term  
3 includes a person with the title "Doctor of Chiropractic,"  
4 "Chiropractic Physician," "Doctor of Chiropractic Medicine" or  
5 the abbreviation "DC."

6 \* \* \*

7 "Dry needling." A physical intervention that uses a filiform  
8 needle to stimulate trigger points to diagnose and treat  
9 neuromusculoskeletal pain and functional movement deficits. The  
10 term does not include stimulation of auricular points or other  
11 points based upon areas of oriental medicine or the practice of  
12 acupuncture under the act of February 14, 1986 (P.L.2, No.2),  
13 known as the Acupuncture Licensure Act.

14 "Licensee." The term shall have the same meaning as  
15 chiropractor.

16 "Manipulation/adjustment." A passive manual maneuver, also  
17 known as chiropractic manipulative treatment or spinal  
18 manipulation adjustment, during which a joint complex is carried  
19 beyond the normal [physiological] voluntary physiologic range of  
20 motion [that are applied] without exceeding the boundaries of  
21 anatomical integrity of the joint complex or other articulations  
22 and that are intended to result in cavitation of the joint [or],  
23 reduce subluxation[.], restore or correct nerve dysfunction or  
24 restore or correct musculoskeletal dysfunction. The term  
25 includes the following:

26 (1) A grade five joint mobilization or passive manual  
27 maneuver performed by hand or with the aid of a mechanical  
28 instrument or an artificial intelligence assisted  
29 chiropractic adjustment in which a joint complex may be  
30 carried beyond the normal voluntary physiologic range of

1 motion into the paraphysiologic space without exceeding the  
2 boundaries of anatomical integrity. For the purpose of this  
3 paragraph, the grade five joint mobilization or passive  
4 manual maneuver may, but need not, result in an audible  
5 release.

6 (2) A thrust, that is, a brief, sudden and carefully  
7 administered impulsion delivered at the end of the normal  
8 passive range of movement. For the purpose of this paragraph,  
9 the thrust technique may be low velocity or high velocity.  
10 "Practice of chiropractic." As follows:

11 (1) The science, philosophy and art of examination,  
12 diagnosis, manipulation/adjustment and treatment of a human  
13 being of any age and an animal by methods and analyses  
14 commonly taught in an accredited chiropractic college or  
15 program or a chiropractic college or program approved by the  
16 board. The term includes all of the following:

17 (i) Utilization review, peer review, organization  
18 review, impairment rating review and a review involving  
19 the determination or assessment of the necessity of  
20 chiropractic care and treatment.

21 (ii) The authority to diagnose, order diagnostic and  
22 laboratory testing, analyze test results and treat a  
23 patient by any of the following:

24 (A) Manipulative, manual, neuromuscular,  
25 mechanical, nutritional and dietary methods,  
26 lifestyle modification, chiropractic physiotherapy,  
27 therapeutic exercise and rehabilitative procedures.

28 (B) The use of supportive appliances and the  
29 prescription and use of durable medical equipment,  
30 prosthetics, orthotics and supplies.

1                   (C) Board-approved scientific instruments of  
2                   analysis, including diagnostic imaging.

3                   (D) Nutritional supplements and venipuncture.

4                   (iii) The use of adjunctive procedures, dry  
5                   needling, a sports physical examination and animal  
6                   chiropractic if the licensee is certified under this act  
7                   to perform the service.

8                   (iv) Manipulation under anesthesia if the  
9                   chiropractor has received formal training and is  
10                   certified by an accredited certification board and  
11                   performs the manipulation under anesthesia in the  
12                   presence of a medical doctor or doctor of osteopathic  
13                   medicine licensed in this Commonwealth.

14                   (2) The term does not include operative surgery, the  
15                   reduction of a fracture or major dislocation, obstetrics,  
16                   gynecology, osteopathy, podiatry or the administration or  
17                   prescription of a drug requiring a registration issued by the  
18                   United States Drug Enforcement Administration.

19                   "Sports physical examination." The initial physical  
20                   clearance examination of an athlete to determine whether the  
21                   athlete is physically capable of engaging in the athletic  
22                   activity for which the athlete seeks the examination.

23                   Section 3. Section 302 of the act is amended by adding  
24 paragraphs to read:

25 Section 302. Powers and duties.

26                   The board shall have powers and duties as follows:

27                   \* \* \*

28                   (14) To establish standards of practice and codes of  
29                   conduct pertaining to the practice of chiropractic.

30                   (15) To establish health, safety and public protection

1 standards for the ownership and operation of a chiropractic  
2 office, clinic or facility.

3 (16) To publicize qualifying disciplinary action and  
4 other pertinent action taken by the board.

5 Section 4. The act is amended by adding sections to read:

6 Section 305. Certification to perform dry needling.

7 (a) Certification required.--The board shall certify a  
8 qualified licensee to perform dry needling in accordance with  
9 this section. A licensee may not perform dry needling unless the  
10 board has issued the licensee a certification under this  
11 section.

12 (b) Application.--To obtain a certification under this  
13 section, a licensee must submit an application to the board on a  
14 form provided by the board and must demonstrate to the  
15 satisfaction of the board that the licensee has completed any of  
16 the following:

17 (1) Passage of an examination on the performance of dry  
18 needling prepared and administered by a qualified and  
19 approved professional testing organization in accordance with  
20 section 812.1 of the act of April 9, 1929 (P.L.177, No.175),  
21 known as The Administrative Code of 1929.

22 (2) Completion of a minimum of 24 hours of study in the  
23 performance of dry needling under a curriculum approved by  
24 the board at a board approved chiropractic college or  
25 postgraduate education program, including a minimum of 20  
26 hours in an in-person, hands-on classroom setting.

27 Section 306. Certification to practice animal chiropractic.

28 (a) Certification required.--The board shall certify a  
29 qualified licensee to practice animal chiropractic in accordance  
30 with this section. A licensee may not practice animal

1 chiropractic unless the board has issued the licensee a  
2 certification under this section.

3 (b) Application and requirements.--To obtain a certification  
4 under this section, a licensee must submit an application to the  
5 board on a form provided by the board and must demonstrate to  
6 the satisfaction of the board that the licensee has completed  
7 all of the following:

8 (1) Passed an examination on the practice of animal  
9 chiropractic prepared and administered by a qualified and  
10 approved professional testing organization in accordance with  
11 section 812.1 of the act of April 9, 1929 (P.L.177, No.175),  
12 known as The Administrative Code of 1929.

13 (2) Completed a minimum of 50 hours of study in the  
14 practice of animal chiropractic under a curriculum approved  
15 by the board at a board approved chiropractic college or  
16 postgraduate education program, including a minimum of 20  
17 hours in an in-person, hands-on classroom setting.

18 (c) Scope of practice.--A licensee certified under this  
19 section may practice chiropractic on an animal only for a type  
20 of animal for which the certified licensee has received  
21 training.

22 (d) Supervision.--A licensee certified under this section  
23 may practice chiropractic on an animal without supervision by a  
24 licensed veterinarian.

25 Section 307. Concussion management.

26 (a) Standard of care.--A licensee who assesses, diagnoses or  
27 treats a concussed patient, including a student athlete, shall  
28 do so in accordance with nationally accepted standards and  
29 guidelines on the effective date of this subsection.

30 (b) Continuing education.--A licensee who assesses,

1 diagnoses or treats a concussed patient shall complete  
2 continuing education that keeps pace with evolving standards and  
3 guidelines related to concussion management.

4 (c) Scope of services.--Within the scope of practice, a  
5 licensee who provides concussion management services may engage  
6 in any of the following:

7 (1) Assess a patient.

8 (2) Diagnose a patient.

9 (3) Treat a patient.

10 (4) Determine whether a patient may return to activities  
11 of daily living.

12 (5) Consult with, refer to or collaborate with another  
13 licensed health care provider.

14 Section 308. Student athletes.

15 (a) Sports physical examination.--A licensee may perform a  
16 comprehensive initial preparticipation physical evaluation and  
17 may complete the comprehensive initial preparticipation physical  
18 evaluation form of the Pennsylvania Interscholastic Athletic  
19 Association or may perform another similar evaluation to certify  
20 that a student is physically fit to participate in an activity,  
21 including practice, interschool practice, scrimmage or contest.

22 (b) Continuing education.--A licensee who performs a sports  
23 physical examination or who assesses, diagnoses or treats a  
24 concussed student athlete shall maintain continuing education  
25 that keeps pace with evolving standards and guidelines related  
26 to concussion management.

27 (c) Assessment and clearance.--A licensee may assess and  
28 grant clearance to a student athlete to return to participation.  
29 For concussion management, a licensee may make an assessment or  
30 grant clearance under this subsection only in accordance with

1 the following:

2 (1) In consultation with a medical doctor, a doctor of  
3 osteopathic medicine or a licensee acting within the scope of  
4 services under section 307(c).

5 (2) Under referral of a medical doctor, a doctor of  
6 osteopathic medicine or a licensee acting within the scope of  
7 services under section 307(c).

8 (3) In collaboration with a medical doctor, a doctor of  
9 osteopathic medicine or a licensee acting within the scope of  
10 services under section 307(c).

11 (4) Under the supervision of a medical doctor, a doctor  
12 of osteopathic medicine or a licensee acting within the scope  
13 of services under section 307(c).

14 (d) Exception.--Subsection (c) shall not apply to a licensee  
15 who holds any of the following current credentials:

16 (1) Diplomate in chiropractic neurology recognized by  
17 the American Chiropractic Neurology Board or the  
18 International Board of Chiropractic Neurology.

19 (2) Diplomate in chiropractic sports medicine recognized  
20 by the American Chiropractic Board of Sports Physicians.

21 (3) Certified chiropractic sports physician recognized  
22 by the American Chiropractic Board of Sports Physicians and  
23 listed on the national concussion registry maintained by that  
24 organization.

25 (4) Diplomate in orthopedic or neuromusculoskeletal  
26 medicine recognized by the International Academy of  
27 Neuromusculoskeletal Medicine, formerly the Academy of  
28 Chiropractic Orthopedists, and the American Board of  
29 Chiropractic Orthopedics.

30 (5) Diplomate in chiropractic rehabilitation recognized

1 by the American Chiropractic Rehabilitation Board.

2 (6) Another diplomate or certification approved by the  
3 board.

4 Section 5. Section 501(a) introductory paragraph and (b) of  
5 the act are amended and the section is amended by adding  
6 subsections to read:

7 Section 501. Applications for license.

8 (a) Requirement for licensure.--[An] Except as provided  
9 under subsection (a.1), an applicant for a license under this  
10 act shall submit satisfactory proof to the board that the  
11 applicant meets all of the following:

12 \* \* \*

13 (a.1) Requirements for licensure beginning January 1,  
14 2030.--Beginning January 1, 2030, an applicant for a license  
15 shall submit satisfactory proof to the board that the applicant  
16 meets all of the following:

17 (1) Is at least 18 years of age.

18 (2) Has successfully completed all of the following  
19 examinations, with a score approved by the board:

20 (i) The National Board of Chiropractic Examiners  
21 certification examination, Parts I, II, III and IV.

22 (ii) The physiotherapy examination.

23 (iii) Another examination approved by the board. The  
24 board may approve another testing organization that is a  
25 qualified and approved professional testing organization  
26 in accordance with section 812.1 of the act of April 9,  
27 1929 (P.L.177, No.175), known as The Administrative Code  
28 of 1929.

29 (3) Has not been convicted of a felonious act prohibited  
30 under the act of April 14, 1972 (P.L.233, No.64), known as

1 The Controlled Substance, Drug, Device and Cosmetic Act, or  
2 of an offense under the laws of another jurisdiction that  
3 would constitute a felony under The Controlled Substance,  
4 Drug, Device and Cosmetic Act if committed in this  
5 Commonwealth. This paragraph shall not apply if the applicant  
6 demonstrates all of the following to the satisfaction of the  
7 board:

8 (i) At least 10 years have elapsed since the date of  
9 conviction.

10 (ii) The applicant has made significant progress in  
11 personal rehabilitation since the conviction so that  
12 licensure of the applicant would not be expected to  
13 create a substantial risk of harm to the health and  
14 safety of the applicant's patients or the public or a  
15 substantial risk of further criminal violations.

16 (iii) The applicant meets the qualifications  
17 required under this act. An applicant's statement in the  
18 application declaring the absence of a conviction shall  
19 constitute satisfactory evidence of the absence of a  
20 conviction unless the board has evidence to the contrary.  
21 As used in this subparagraph, the term "conviction"  
22 includes a judgment, an admission of guilt or a plea of  
23 nolo contendere.

24 (a.2) Eligibility to sit for certification examination.--  
25 Beginning January 1, 2030, in order to qualify to sit for the  
26 National Board of Chiropractic Examiners certification  
27 examination, an applicant must meet all of the following:

28 (1) Has graduated from a chiropractic college that is  
29 accredited by, or has status with, the Council on  
30 Chiropractic Education.

1           (2) Has met the prechiropractic education requirement by  
2 satisfying any of the following:

3           (i) Has been granted a bachelor's degree, based upon  
4 four academic years of study or through an accelerated  
5 bachelor's degree program, by a college or university  
6 accredited by the United States Department of Education.

7           (ii) Has successfully completed a minimum of 90  
8 semester hours of undergraduate study at a college or  
9 university accredited by the United States Department of  
10 Education.

11           (iii) Has successfully completed not less than three  
12 academic years of undergraduate study at a college or  
13 university accredited by the United States Department of  
14 Education prior to enrollment in a chiropractic college.  
15 The undergraduate study specified under this paragraph  
16 shall meet the entrance requirements of a chiropractic  
17 program accredited by the Council on Chiropractic  
18 Education.

19           (3) The applicant's chiropractic degree consists of  
20 credits earned in the chiropractic program and does not  
21 include academic credit for courses from the bachelor's  
22 degree.

23           (b) Renewal of licenses.--A license shall be renewed  
24 biennially for a period of two years upon payment of the  
25 biennial fee, provided that the licensee satisfies the other  
26 requirements of this act. Upon receipt of a complete renewal  
27 application, the board shall promptly review, process and  
28 approve the application. The board shall complete the review,  
29 processing and approval no later than 20 days after receipt of  
30 the complete renewal application. The board may approve the

1 renewal despite a minor administrative error or omission on the  
2 application if the board determines that the error or omission  
3 does not impact patient health or safety. Any person who has  
4 failed to renew his license for a period of longer than five  
5 years shall be required to apply for a license in accordance  
6 with subsection (a) if he desires to resume practicing  
7 chiropractic.

8 Section 6. Sections 502 and 503 of the act are repealed:

9 [~~Section 502. Examination.~~

10 (a) Admission.--The board shall admit to a standard  
11 examination any applicant who has satisfied all of the  
12 requirements of section 501 except for the requirement to have  
13 passed the examination. The board may, in its discretion, permit  
14 a student in good standing in his final semester in an approved  
15 chiropractic college to be admitted to the standard examination,  
16 provided he meets all the other requirements of this act, but he  
17 must have certification of graduation from said college before a  
18 license may be granted.

19 (b) Nature and content of examination.--The examination  
20 shall be oral, practical and written, upon the principles and  
21 technique of chiropractic and shall include the following  
22 subjects: anatomy, physiology, histology, chemistry, pathology,  
23 physics, bacteriology, diagnosis, hygiene and sanitation,  
24 symptomatology, chiropractic analysis, X-ray, chiropractic  
25 principles and a practical demonstration of chiropractic  
26 technique.

27 (c) When conducted.--Examinations shall be conducted at  
28 least twice each year.

29 (d) Testing organization.--All written, oral and practical  
30 examinations required under this section shall be prepared and

1 administered by a qualified and approved professional testing  
2 organization in accordance with section 812.1 of the act of  
3 April 9, 1929 (P.L.177, No.175), known as The Administrative  
4 Code of 1929, except that the oral and practical examinations  
5 shall not be subject to section 812.1 until such examinations  
6 are available from a testing organization.

7 (e) Score.--A license shall be granted to an applicant who  
8 meets the requirements of this act and who achieves:

9 (1) an overall score of at least 75% on the entire  
10 examination; or

11 (2) an average score of at least 75% on the oral and  
12 practical examination and a passing score on the written  
13 examination administered by the National Board of  
14 Chiropractic Examiners as such passing score is determined by  
15 the national board.

16 Section 503. Failure of examination.

17 (a) Second examination.--Any applicant who shall fail any  
18 examination shall, after the expiration of six months and within  
19 two years, have the privilege of taking a second examination.

20 (b) Subsequent examinations.--The board may adopt  
21 regulations governing the eligibility of applicants who have  
22 failed to pass two examinations to be admitted to subsequent  
23 examinations.]

24 Section 7. Sections 504, 505(a)(4), 506(a)(4), (7), (8) and  
25 (19) of the act are amended to read:

26 Section 504. Reciprocity.

27 (a) License without examination.--The board may grant  
28 licenses without further examination to individuals from other  
29 states and provinces of Canada if all of the following  
30 conditions are met:

1 (1) The standards for licensing in such states or  
2 provinces are substantially the same as those provided in  
3 this act.

4 (2) Similar privileges are accorded persons licensed in  
5 this Commonwealth.

6 (3) The applicants hold valid licenses.

7 (4) The applicable rules and regulations prescribed by  
8 the board are complied with.

9 (b) Military and spouse licensure.--Within 30 days after  
10 receipt of a completed application for licensure, the board  
11 shall grant a license without further examination to an  
12 applicant who meets all of the following:

13 (1) Is an active duty member of the United States Armed  
14 Forces or the spouse of an active duty member of the United  
15 States Armed Forces.

16 (2) Holds a current unrestricted license to practice  
17 chiropractic issued by another state.

18 (3) Has not committed an act that constitutes grounds  
19 for refusal, suspension or revocation of a license unless the  
20 board determines that the act should not preclude issuance of  
21 a license under this subsection.

22 Section 505. Limited license.

23 (a) Requirements.--The following educational and  
24 professional requirements must be met in order to secure a  
25 limited license which may be issued to an out-of-State or  
26 foreign chiropractic school or college graduate for a period not  
27 to exceed one year for the purpose of teaching in an approved  
28 graduate chiropractic education program:

29 \* \* \*

30 (4) The applicant must submit [to an oral examination in

1 his specialty conducted by a board member or the board's  
2 designated representative] a curriculum vitae to the board.

3 \* \* \*

4 Section 506. Refusal, suspension or revocation of license.

5 (a) Reasons enumerated.--The board may refuse to issue a  
6 license or may suspend or revoke a license for any of the  
7 following reasons:

8 \* \* \*

9 (4) Displaying gross incompetence, negligence or  
10 misconduct in carrying on the practice of chiropractic or  
11 engaging in an unsafe or harmful technique in the practice of  
12 chiropractic.

13 \* \* \*

14 (7) Having a license to practice chiropractic suspended,  
15 revoked or refused or receiving other disciplinary action by  
16 the proper chiropractic licensing authority of another state,  
17 territory, possession or country. The board shall not be  
18 required to impose reciprocal discipline under this paragraph  
19 if the board or its designee determines that the disciplining  
20 licensing authority imposed sufficient discipline or  
21 sanctions.

22 (8) Being unable to practice chiropractic with  
23 reasonable skill and safety to patients by reason of illness,  
24 drunkenness, excessive use of drugs, narcotics, chemicals or  
25 any other type of material, or as a result of any mental or  
26 physical condition. In enforcing this paragraph, the board  
27 shall, upon probable cause, have authority to compel a  
28 chiropractor to submit to a mental or physical examination by  
29 physicians approved by the board. A chiropractor may appeal  
30 the probable cause determination within 30 days after

1 receiving notice of the board's determination. If a  
2 chiropractor appeals under this paragraph, the chiropractor  
3 shall have the right to a hearing before the board or its  
4 designee to contest the determination. Failure of a  
5 chiropractor to submit to such examination when directed by  
6 the board, unless such failure is due to circumstances beyond  
7 his control, or to appeal the probable cause determination  
8 within the time period required under this paragraph, shall  
9 constitute an admission of the allegations against him,  
10 consequent upon which a default and final order may be  
11 entered without the taking of testimony or presentation of  
12 evidence. A chiropractor affected under this paragraph shall  
13 at reasonable intervals be afforded an opportunity to  
14 demonstrate that he can resume a competent practice of  
15 chiropractic with reasonable skill and safety to patients.

16 \* \* \*

17 (19) Failing to refer a patient to a licensed  
18 practitioner of another branch of the healing arts for  
19 consultation or treatment when a diagnosis of such patient  
20 indicates that such a referral is appropriate. If a  
21 chiropractor makes an appropriate referral, a patient's  
22 refusal to present the referral to the licensed practitioner  
23 or the licensed practitioner's refusal to accept the referral  
24 shall not constitute grounds for discipline of the  
25 chiropractor or create liability for the chiropractor.

26 \* \* \*

27 Section 8. Section 507 of the act is repealed:

28 [Section 507. Continuing chiropractic education.

29 (a) Requirement for license renewal.--As a condition for the  
30 biennial renewal of a license to practice chiropractic, a

1 licensee shall submit to the board evidence that he has  
2 completed at least 24 hours of continuing chiropractic education  
3 within the immediately preceding two-year period, provided that  
4 this requirement for continuing chiropractic education shall  
5 apply for the first time to the renewal of licenses in 1988.

6 (b) Qualifying education.--A licensee may receive credit for  
7 only those hours of continuing chiropractic education in a  
8 program approved by the board and for only those hours directed  
9 toward keeping the licensee apprised of advancements and new  
10 developments in chiropractic which build upon the basic courses  
11 required to practice chiropractic and which are in the following  
12 areas:

- 13 (1) Anatomy.
- 14 (2) Physiology.
- 15 (3) Histology.
- 16 (4) Chemistry.
- 17 (5) Pathology.
- 18 (6) Physics.
- 19 (7) Bacteriology.
- 20 (8) Diagnosis.
- 21 (9) Hygiene and sanitation.
- 22 (10) Symptomatology.
- 23 (11) Chiropractic analysis.
- 24 (12) X-ray.
- 25 (13) Chiropractic principles.
- 26 (14) Chiropractic technique.
- 27 (15) Adjunctive procedures.

28 No credit shall be given for any course in office management or  
29 practice building.

30 (c) Application by sponsors.--Prior to receiving board

1 approval for a program of continuing chiropractic education, a  
2 sponsor shall submit to the board, in writing, the following  
3 information at least 90 days prior to the date on which the  
4 program is scheduled to be presented:

5 (1) Evidence that the sponsor's program would be  
6 directed toward keeping the licensee apprised of advancements  
7 and new developments in chiropractic which build upon the  
8 basic courses required to practice chiropractic and which are  
9 in the areas specified in subsection (b).

10 (2) A detailed course outline or syllabus, including  
11 such items as methods of instruction and testing materials,  
12 if any.

13 (3) A current curriculum vitae of each instructor,  
14 speaker or lecturer appearing in the program.

15 (d) Action on application.--The board shall notify each  
16 sponsor, in writing, of approval or disapproval of the  
17 application within 45 days of the receipt of the application. If  
18 an application is disapproved, the board shall detail the  
19 reasons for disapproval in order that the sponsor may cure any  
20 defect and submit an amended application in a timely manner.

21 (e) Evidence of completion.--Each licensee, in order to  
22 qualify for biennial renewal of his license, shall complete a  
23 form provided by the sponsor and supplied by the board which  
24 contains the name of the licensee, business address, name of the  
25 sponsor and instructor, course taken, hours completed, date and  
26 place of the continuing education program offered, and a signed  
27 statement sworn and attested to by the licensee that the  
28 licensee was fully in attendance at the program offered and that  
29 the information in such form is true and correct. The licensee  
30 shall be responsible for sending this form to the board.

1 (f) Notification.--The board, within 30 days after the  
2 effective date of this act, shall notify all licensees subject  
3 to this section that they will be required to complete 24 hours  
4 of continuing education within the two-year period before the  
5 renewal period commencing in 1988 and shall notify such  
6 licensees of continuing education required when renewal  
7 applications are issued for 1988 and every renewal period  
8 thereafter.

9 (g) Approved programs.--A continuing education program  
10 offered by a chiropractic college approved in accordance with  
11 this act and attended by a licensee must be accepted by the  
12 board so long as the course requirements of this section are  
13 met.

14 (h) Exceptions.--The board may make exceptions to the  
15 continuing education program requirements in emergency or  
16 hardship cases on the basis of evidence submitted in proof of an  
17 emergency or hardship.]

18 Section 9. The act is amended by adding sections to read:  
19 Section 507.1. Continuing chiropractic education requirements.

20 (a) Continuing education required for renewal.--As a  
21 condition of biennial renewal of a license, a licensee shall  
22 complete 24 continuing chiropractic education credits during the  
23 immediately preceding biennial period.

24 (b) Credit hour.--One continuing chiropractic education  
25 credit shall equal 50 minutes of instruction.

26 (c) Professional ethics.--A licensee may apply at least two  
27 credits toward the requirement under subsection (a) in the study  
28 of professional ethics. As used in this subsection, the term  
29 "study of professional ethics" includes patient care services,  
30 ethical patient management, advertising, marketing,

1 recordkeeping, documentation, coding, billing practices and  
2 privacy requirements under 42 U.S.C. Ch. 7 Subch. XI Pt. C  
3 (relating to administrative simplification).

4 Section 507.2. Format and limits for continuing chiropractic  
5 education.

6 (a) Distance learning limit.--A licensee may complete not  
7 more than 12 of the credits required under section 507.1(a)  
8 through distance learning approved by the board. The remaining  
9 credits required under section 507.1(a) shall be completed  
10 through an in-person live didactic learning experience.

11 (b) Hands-on training requirement.--A licensee shall  
12 complete at least four credits of in-person training in  
13 manipulation techniques, physical rehabilitation or  
14 physiotherapeutics to comply with section 507.1(a).

15 (c) Waiver during emergency.--During a declaration of  
16 disaster emergency under 35 Pa.C.S. § 7301(c) (relating to  
17 general authority of Governor), the board may waive the in-  
18 person requirements under this section.

19 (d) Maximum credit per day.--The board may not award more  
20 than 12 credits for a continuing chiropractic education program  
21 that occurs during one calendar day.

22 Section 507.3. Course content and approval.

23 (a) Subject matter.--Continuing chiropractic education may  
24 include subject matter taught by an accredited chiropractic  
25 school or a college or university accredited by the United  
26 States Department of Education or a subject matter tested for  
27 licensure and approved by the board.

28 (b) Providers of Approved Continuing Education.--The board  
29 may accept a continuing chiropractic education program approved  
30 by Providers of Approved Continuing Education. The board may

1 reject a program approved by Providers of Approved Continuing  
2 Education if the board determines that the program meets any of  
3 the following:

4 (1) The program focuses on practice building, practice  
5 management or practice marketing.

6 (2) The program lacks significant intellectual or  
7 practical content that relates primarily to the practice of  
8 chiropractic or to the professional responsibilities or  
9 ethical obligations of a licensee.

10 (c) Basic coursework excluded.--The board may not grant  
11 continuing chiropractic education credit for coursework required  
12 for graduation from a chiropractic college or for initial  
13 licensure. The board shall grant credit only for postdoctoral  
14 coursework designed to build upon basic knowledge or to bring a  
15 licensee current on new developments relating to the practice of  
16 chiropractic.

17 (d) Other educational programs.--The board may approve an  
18 educational program offered by a professional organization or  
19 society, a health care profession, a school, a college or  
20 university accredited by the United States Department of  
21 Education or health care facility for continuing chiropractic  
22 education credit if the board determines that the program has  
23 significant intellectual or practical content that relates  
24 primarily to the practice of chiropractic, chiropractic  
25 philosophy or to the professional responsibilities or ethical  
26 obligations of a licensee and does not focus on practice  
27 building, practice management or practice marketing.

28 (e) Equivalent educational programs.--The board may approve  
29 an equivalent educational program for continuing chiropractic  
30 education credit, including an examination, a scientific paper,

1 a professional publication, a scientific presentation, a  
2 residency program, a teaching appointment, a research  
3 appointment, an advanced degree program, a certification program  
4 in a related field, a scientific exhibit, independent study,  
5 research or distance learning, if the board determines that the  
6 program has significant intellectual or practical content that  
7 relates primarily to the practice of chiropractic or to the  
8 professional responsibilities or ethical obligations of a  
9 licensee and does not focus on practice building, practice  
10 management or practice marketing.

11 Section 507.4. Calculation of continuing chiropractic education  
12 credits.

13 The board shall calculate continuing chiropractic education  
14 credits as follows:

15 (1) For a continuing professional education program of a  
16 national or State professional organization, one credit for  
17 each 50 minutes of in-class participation.

18 (2) For a course from a college or university accredited  
19 by the United States Department of Education, 15 credits for  
20 each semester or trimester credit hour earned and 10 credits  
21 for each quarter credit hour earned.

22 (3) For a noncredit course, one credit for each 50  
23 minutes of in-class participation.

24 (4) For a distance learning program or other independent  
25 study program, one credit for each 50 minutes of  
26 participation.

27 (5) For teaching or instructing a course for the first  
28 time or teaching a previously taught course if the licensee  
29 spent substantial time updating course material, one credit  
30 for each hour of instruction or preparation time. The board

1 may not award more than 12 credits per biennial period under  
2 this paragraph. A licensee employed as a full-time teacher or  
3 instructor is not eligible for credit under this paragraph.

4 (6) For a scientific paper or professional publication,  
5 one credit for each 50 minutes of preparation time up to 12  
6 credits per biennial period. A licensee seeking credit under  
7 this paragraph shall submit a copy of the publication to the  
8 board with a request for credit. A licensee may request  
9 additional credit by submitting the publication to the board  
10 with an explanation of exceptional circumstances that the  
11 licensee believes justify additional credit. The board shall  
12 determine whether to award additional credit on a case-by-  
13 case basis and may consider subject matter complexity, length  
14 of publication and preparation time.

15 (7) For research and preparation of an examination or  
16 service as an examiner for a clinical examination, one credit  
17 for each hour of research or examination time up to six  
18 credits per biennial period.

19 (8) For a scientific presentation or exhibit, one credit  
20 for each hour of preparation or presentation time up to six  
21 credits per biennial period.

22 Section 507.5. Sponsor approval and program administration.

23 (a) Sponsor approval.--A program provider seeking approval  
24 to sponsor a continuing chiropractic education program shall  
25 apply to the board in the manner specified by the board at least  
26 60 days before the date of the program. The application shall  
27 include course and program descriptions, instructor  
28 qualifications, locations, dates, times and other information  
29 required by the board. The board shall issue its determination  
30 not later than 30 days after receipt of the application.

1 (b) Sponsor criteria.--A sponsor approved under subsection

2 (a) shall offer a course that meets all of the following:

3 (1) The course is a formal course of learning that  
4 contributes directly to the maintenance of professional  
5 competence of a licensee.

6 (2) The course is at least one credit in length and the  
7 board may award additional credit in increments of one half  
8 of a credit.

9 (3) The course is conducted by a qualified instructor or  
10 discussion leader.

11 (4) The course content satisfies the requirements under  
12 section 507.3.

13 (c) Sponsor records and attendance.--A sponsor approved  
14 under subsection (a) shall maintain accurate records of  
15 attendance for five years and shall comply with additional  
16 requirements specified by the board, including requirements  
17 related to verification of attendance.

18 (d) Sponsor disclosures and facilities.--A sponsor approved  
19 under subsection (a) shall disclose the objective,  
20 prerequisites, experience level, content, required preparation,  
21 teaching method and number of credits to prospective  
22 participants. A sponsor approved under subsection (a) shall  
23 ensure that class size and physical facilities are consistent  
24 with the teaching methods used.

25 (e) Instructors.--A sponsor approved under subsection (a)  
26 shall select and assign qualified instructors. A sponsor  
27 approved under subsection (a) shall provide the curriculum vitae  
28 of each instructor to the board and shall certify that the  
29 sponsor has verified the credentials of each instructor. A  
30 sponsor approved under subsection (a) shall notify the board of

1 an instructor change not later than 20 days after the change.

2 (f) Program evaluation.--A sponsor approved under subsection  
3 (a) shall evaluate instructor performance at the conclusion of  
4 each program and shall provide a means of program evaluation  
5 that includes participant and instructor feedback. The  
6 evaluation may include pretests, posttests, questionnaires or  
7 oral feedback and shall address whether objectives were met,  
8 prerequisites were necessary or desirable, facilities were  
9 satisfactory, the instructor was effective, preparation  
10 materials were satisfactory and content was timely and  
11 effective.

12 (g) Certificates.--A sponsor approved under subsection (a)  
13 shall provide a certificate of completion or comparable  
14 documentation to each participant that includes dates attended,  
15 credits earned, course title, description of content, method of  
16 delivery, subject area, sponsor name, instructor name and course  
17 location.

18 (h) Sponsor list.--The board shall publish on its publicly  
19 accessible Internet website a list of sponsors approved under  
20 subsection (a).

21 (i) Material changes.--A sponsor approved under subsection  
22 (a) may not alter, amend, update or reconfigure an approved  
23 course without permission of the board. If a sponsor approved  
24 under subsection (a) alters, amends, updates or reconfigures an  
25 approved course, the sponsor shall resubmit the course to the  
26 board for approval.

27 (j) Licensee submission for approval.--A licensee may submit  
28 a program for approval for continuing chiropractic education  
29 credit in the manner specified by the board if the program has  
30 not been approved under this section. The board shall notify the

1 licensee in writing of the board's determination.

2 (k) Specialized coursework preapproval.--Coursework required  
3 for certification to perform specialized examinations or  
4 electrodiagnostic tests shall be preapproved by the board at  
5 least 90 days before the course begins. A program provider  
6 seeking preapproval shall adhere to the approval process under  
7 subsection (a). A licensee seeking preapproval shall apply to  
8 the board in the manner specified by the board.

9 Section 507.6. Renewal certification, reporting and audits.

10 (a) Certification on renewal.--A licensee shall certify on  
11 the application for biennial license renewal that the licensee  
12 has completed the continuing chiropractic education required  
13 under section 507.1(a).

14 (b) Documentation and retention.--A licensee shall maintain  
15 evidence of completion of continuing chiropractic education  
16 requirements for five years after completion of the credits and  
17 shall submit documentation to the board upon request.

18 (c) Random audits.--The board may conduct random audits to  
19 determine compliance with sections 507.1, 507.2, 507.3, 507.4  
20 and 507.5.

21 Section 507.7. Exemptions and carryover.

22 (a) New licensee exemption.--A new licensee who completed an  
23 accredited graduate chiropractic education program within 12  
24 months before the commencement of the biennial registration  
25 period shall not be required to complete the continuing  
26 chiropractic education requirements for that biennial period.

27 (b) Carryover of excess credits.--A licensee who completes  
28 more than 24 continuing chiropractic education credits during a  
29 biennial period may apply not more than eight of the excess  
30 credits to the continuing chiropractic education requirement for

1 the immediately following biennial period only.

2 (c) Inactive or retired status.--A licensee holding an  
3 inactive license or a retired license shall be exempt from the  
4 continuing chiropractic education requirements. A licensee  
5 holding an inactive license or a retired license, or whose  
6 license is suspended or revoked, who applies to resume practice  
7 shall provide proof of completion of continuing chiropractic  
8 education for each biennial period for which the licensee was  
9 inactive, retired, suspended or revoked. If the total credits  
10 required to become current exceeds 30, the maximum number  
11 required shall be 30 credits.

12 (d) Deficiency remediation.--An applicant seeking to resume  
13 practice under subsection (c) shall submit to the board a  
14 detailed list of all continuing chiropractic education completed  
15 to become current. If the board determines that a deficiency  
16 exists in a particular area of study, the board may require  
17 completion of additional continuing chiropractic education in  
18 the area of deficiency before the board reinstates the license  
19 to active status.

20 Section 507.8. Extensions, waivers and enforcement.

21 (a) Hardship extensions and waivers.--The board may extend  
22 the time for completion of continuing chiropractic education  
23 requirements or may waive continuing chiropractic education  
24 requirements on an individual basis for hardship, including  
25 severe illness, disability or military service.

26 (b) Application for extension or waiver.--A licensee seeking  
27 an extension or waiver under subsection (a) shall apply to the  
28 board in writing and shall include the specific reasons for the  
29 request and supporting documentation. A licensee must apply  
30 before expiration of the biennial renewal period and shall

1 submit the request to the board office by certified mail with  
2 return receipt requested.

3 (c) Effective period and renewal.--An extension or waiver  
4 granted under this section shall apply to the biennial period  
5 for which it is granted. If the condition requiring an extension  
6 or waiver continues into the next biennial period, the licensee  
7 shall apply to the board for renewal of the extension or waiver  
8 for the next biennial period.

9 (d) Verification and proof.--A licensee shall provide  
10 verification and proof of compliance with sections 507.1, 507.2,  
11 507.3, 507.4, 507.5, 507.6 and 507.7 upon request of the board.

12 (e) Noncompliance.--Noncompliance with continuing  
13 chiropractic education requirements shall constitute cause for  
14 civil penalties imposed under Chapter 7.

15 (f) Repeat noncompliance.--A second or subsequent failure to  
16 comply with continuing chiropractic education requirements may  
17 constitute professional misconduct and constitutes grounds for  
18 discipline, including suspension or revocation of a license.

19 Section 10. Section 508(a) of the act is amended and the  
20 section is amended by adding subsections to read:

21 Section 508. Professional liability insurance.

22 [(a) Insurance required.--As a condition for obtaining or  
23 renewing a license to practice chiropractic in this Commonwealth  
24 beginning with the 1988 license renewal period, an applicant  
25 shall submit to the board satisfactory evidence that he has  
26 obtained professional liability insurance, or that he has  
27 established self-insurance for professional liability, in the  
28 minimum amount of \$100,000 per occurrence and \$300,000 per  
29 annual aggregate.]

30 (a.1) Insurance required.--A chiropractor licensed under

1 this act and maintaining a professional practice or having  
2 responsibility for patient care shall be covered.

3 \* \* \*

4 (e) Definitions.--As used in this section, the following  
5 words and phrases shall have the meanings given to them in this  
6 subsection unless the context clearly indicates otherwise:

7 "Authorized." Authorized by a government agency to offer  
8 chiropractic professional liability insurance products.

9 "Covered." The ongoing maintenance of insurance in an amount  
10 of at least \$500,000 per occurrence and \$1,500,000 per policy  
11 year, including extended reporting endorsement coverage for a  
12 claims made policy, also known as tail coverage, issued by a  
13 carrier or other entity authorized to write chiropractic  
14 professional liability insurance in this Commonwealth.

15 "Maintaining a professional practice or having responsibility  
16 for patient care." The furnishing of professional services to a  
17 patient in this Commonwealth, including testing for, diagnosing,  
18 offering or furnishing treatment, preventive chiropractic care  
19 or consultation relating to chiropractic care, at a location,  
20 including an office, even if located in a home or clinic, or  
21 through a business entity regardless of ownership of the  
22 practice.

23 Section 11. Section 521 of the act is amended by adding  
24 paragraphs to read:

25 Section 521. License required.

26 It shall be unlawful after the effective date of this act for  
27 any person in this Commonwealth to engage in the practice of  
28 chiropractic or indicate in any manner whatsoever the ability to  
29 practice chiropractic unless licensed under the provisions of  
30 this act, except that:

1 \* \* \*

2 (3) Nothing in this act shall be construed to prohibit a  
3 chiropractor in the service of the United States Armed  
4 Forces, the United States Public Health Service or the  
5 Veterans Administration, or a Federal employee, from  
6 discharging official duties.

7 (4) A chiropractor licensed in good standing to practice  
8 chiropractic in another state is exempt from the licensure  
9 requirements of this act while practicing in this  
10 Commonwealth if any of the following applies:

11 (i) The chiropractor has a written or oral agreement  
12 with a sports team to provide care to team members and  
13 coaching staff traveling with the team for a specific  
14 sporting event to take place in this Commonwealth.

15 (ii) The chiropractor has been invited by a national  
16 sport governing body to provide services to team members  
17 and coaching staff at a national sport training center in  
18 this Commonwealth or to provide services at an event or  
19 competition in this Commonwealth sanctioned by the  
20 national sport governing body and both of the following  
21 apply:

22 (A) The chiropractor's practice is limited to  
23 that required by the national sport governing body.

24 (B) The services provided by the chiropractor  
25 are within the area of the chiropractor's competence  
26 and within the scope of chiropractic as defined in  
27 this act.

28 (5) A chiropractor exempt under paragraph (4) shall be  
29 subject to all of the following:

30 (i) The chiropractor may not provide care or

1 consultation to a person residing in this Commonwealth  
2 other than a person described in paragraph (4) (i) or (ii)  
3 or as otherwise provided by State law.

4 (ii) The exemption shall be valid as follows:

5 (A) For an exemption under paragraph (4) (i), the  
6 exemption shall remain in force while the  
7 chiropractor is traveling with the sports team but  
8 may not exceed 10 days per sporting event. The board  
9 may grant up to 20 additional days per sporting event  
10 upon prior request by the chiropractor but the  
11 exemption may not exceed 30 days in total.

12 (B) For an exemption under paragraph (4) (ii),  
13 the exemption shall remain in force for the period  
14 certified by the national sport governing body but  
15 may not exceed 30 days.

16 Section 12. Section 525 of the act is amended to read:

17 Section 525. Doctor of Chiropractic and abbreviation.

18 (a) Title.--Any person who has a valid license in accordance  
19 with this act may practice chiropractic and use the title  
20 ["Doctor of Chiropractic" and the abbreviation "DC."] "Doctor of  
21 Chiropractic," "Chiropractic Physician," "Doctor of Chiropractic  
22 Medicine" and the abbreviation "DC."

23 (b) Specialty certification.--A licensee may hold oneself  
24 out as board certified in a specialty only if the licensee has  
25 completed a specialty certification program approved by the  
26 American Chiropractic Association, the International  
27 Chiropractors Association, the American Chiropractic Board of  
28 Sports Physicians, the Federation of Chiropractic Licensing  
29 Boards or a similar organization approved by the board. A  
30 licensee who has completed an approved specialty certification

1 program but has not taken the examination may hold oneself out  
2 as board eligible.

3 Section 13. Section 526 of the act is amended by adding a  
4 subsection to read:

5 Section 526. Relationship with other branches of the healing  
6 arts.

7 \* \* \*

8 (c) Professional entity.--A licensee may form a professional  
9 corporation or limited liability company with other licensees or  
10 other health care practitioners licensed to provide health care  
11 services in this Commonwealth if all of the following apply:

12 (1) The licensing boards that regulate the other health  
13 care practitioners do not expressly prohibit the arrangement.

14 (2) The other health care practitioners or another  
15 individual with an ownership interest does not hold a  
16 controlling interest in the entity that permits the other  
17 health care practitioner or individual to direct or interfere  
18 with the licensee's independent professional judgment  
19 regarding the practice of chiropractic.

20 Section 14. The act is amended by adding a section to read:  
21 Section 528. Opinions and testimony.

22 (a) Causation and standard of care.--A chiropractor who  
23 holds current license under this act shall be deemed competent  
24 to offer an opinion in a court, administrative agency or other  
25 tribunal of this Commonwealth on causation or the standard of  
26 care within the scope of chiropractic practice if the testimony  
27 is offered to a reasonable degree of chiropractic certainty and  
28 an adequate foundation otherwise exists for admission of the  
29 testimony.

30 (b) Permanent impairment and disability.--A chiropractor who

1 holds a current license under this act shall be deemed competent  
2 to offer an opinion in a court, administrative agency or other  
3 tribunal of this Commonwealth on permanent impairment or  
4 disability if the testimony is within the scope of chiropractic  
5 practice, is offered to a reasonable degree of chiropractic  
6 certainty and an adequate foundation otherwise exists for  
7 admission of the testimony.

8 Section 15. Section 701(a)(2) and (b) of the act are amended  
9 and subsection (a) is amended by adding a paragraph to read:

10 Section 701. Practice of chiropractic without license  
11 prohibited.

12 (a) Offense defined.--It shall be unlawful for any person  
13 to:

14 \* \* \*

15 (2) Practice or hold himself out as a practitioner of  
16 spinal or extraspinal adjustment or manipulation, spinal  
17 mobilization or manipulation and mobilization and  
18 manipulation of articulations of the [human] body for  
19 therapeutic benefit unless he has first fulfilled the  
20 requirements of this act and has been licensed by the board  
21 or unless he has been licensed or certified in accordance  
22 with another act of this Commonwealth.

23 (3) Offer chiropractic opinions in this Commonwealth for  
24 the purpose of determining eligibility for health insurance  
25 policy benefits relating to chiropractic care, including a  
26 workers' compensation utilization review, peer review  
27 organization review, third party administrator review,  
28 impairment rating review or insurance payment related review,  
29 unless the person is duly licensed as a chiropractor and  
30 actively practicing in this Commonwealth.

1 (b) Penalty.--A person who violates this section commits a  
2 misdemeanor of the third degree. [and shall, upon conviction,  
3 for a first offense, be sentenced to a fine not to exceed  
4 \$1,000, or to imprisonment for not more than six months, or  
5 both. A second offense shall be subject to a fine not to exceed  
6 \$2,000, or imprisonment for a term of six months to one year, or  
7 both.]

8 Section 16. Sections 702 introductory paragraph and (3) and  
9 1101(a) of the act are amended to read:

10 Section 702. Violation of other provisions.

11 A person commits a misdemeanor of the third degree [and, upon  
12 conviction, shall be sentenced to pay a fine of not more than  
13 \$500, or to imprisonment for not more than six months, or both,]  
14 if he commits any act declared unlawful by any other provision  
15 of this act, other than section 701, or if he:

16 \* \* \*

17 (3) Displays gross incompetence, negligence or  
18 misconduct in carrying on the practice of chiropractic or  
19 engages in an unsafe or harmful technique in the practice of  
20 chiropractic.

21 \* \* \*

22 Section 1101. Fees.

23 (a) Adoption.--The board shall, by regulation, fix the fees  
24 required for examination, licensure, renewal of licenses and  
25 limited licenses. The board shall waive the initial application  
26 fee for an active duty member of the United States Armed Forces  
27 and the spouse of an active duty member of the United States  
28 Armed Forces.

29 \* \* \*

30 Section 17. This act shall take effect in 60 days.