

1-1 By: Goodwin, et al. (Senate Sponsor - Hall) H.B. No. 1106  
 1-2 (In the Senate - Received from the House April 19, 2023;  
 1-3 April 20, 2023, read first time and referred to Committee on Health  
 1-4 & Human Services; May 8, 2023, reported favorably by the following  
 1-5 vote: Yeas 8, Nays 0; May 8, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13			X	
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the training of and the provision of acupuncture  
 1-20 services by an acudetox specialist.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 205.303, Occupations Code, is amended to  
 1-23 read as follows:

1-24 Sec. 205.303. ACUDETOX SPECIALIST. (a) The medical board  
 1-25 may certify a person as an acudetox specialist under this section if  
 1-26 the person:

1-27 (1) provides to the medical board documentation that  
 1-28 the person:

1-29 (A) is a licensed social worker, licensed  
 1-30 professional counselor, including a person licensed under Section  
 1-31 503.308, licensed psychologist, licensed chemical dependency  
 1-32 counselor, licensed marriage and family therapist, licensed  
 1-33 marriage and family therapist associate, licensed vocational  
 1-34 nurse, ~~or~~ licensed registered nurse, licensed physician  
 1-35 assistant, or other licensed or certified professional approved by  
 1-36 the medical board; and

1-37 (B) has successfully completed a training  
 1-38 program in auricular acudetox ~~[acupuncture detoxification]~~ that  
 1-39 meets or exceeds the training ~~[guidelines]~~ approved by the medical  
 1-40 board; and

1-41 (2) pays a certification fee in an amount set by the  
 1-42 medical board.

1-43 (b) An acudetox specialist may practice five-point  
 1-44 auricular acupuncture only ~~+~~

1-45 ~~[(1)]~~ to the extent allowed by rules adopted by the  
 1-46 medical board for the treatment of addiction, trauma, or physical,  
 1-47 emotional, or psychological stress ~~[alcoholism, substance abuse,~~  
 1-48 ~~or chemical dependency; and~~

1-49 ~~[(2) under the supervision of a licensed acupuncturist~~  
 1-50 ~~or physician].~~

1-51 (c) An ~~[A program that includes the services of an]~~ acudetox  
 1-52 specialist shall:

1-53 (1) obtain informed consent from each client and  
 1-54 notify each client ~~[participant in the program]~~ of the  
 1-55 qualifications of the acudetox specialist and of the procedure for  
 1-56 registering a complaint regarding the acudetox specialist with the  
 1-57 medical board; and

1-58 (2) keep a record of each client's name and ~~[7]~~ the date  
 1-59 the client received the acudetox specialist's services,  
 1-60 accompanied by the signature and printed name ~~[and the name,~~  
 1-61 ~~signature, and certification number]~~ of the acudetox specialist.

2-1 (d) The ~~[medical board may annually renew the]~~  
2-2 certification of an acudetox specialist expires on the third  
2-3 anniversary of the date of issuance and may be renewed before the  
2-4 expiration of the certification ~~[under this section]~~ if the person:

2-5 (1) provides to the medical board documentation that:

2-6 (A) the certification or license required under  
2-7 Subsection (a)(1)(A) is in effect; and

2-8 (B) the person has successfully met continuing  
2-9 education requirements established by the medical board under  
2-10 Subsection (e); and

2-11 (2) pays a certification renewal fee in an amount set  
2-12 by the medical board.

2-13 (e) The medical board by rule shall establish continuing  
2-14 education requirements for an acudetox specialist ~~[that, at a~~  
2-15 ~~minimum, include six hours of education in the practice of~~  
2-16 ~~acupuncture and a course in either clean needle technique or~~  
2-17 ~~universal infection control precaution procedures].~~ The board  
2-18 shall require in rules adopted under this subsection that the  
2-19 certification of an acudetox specialist may not be renewed unless  
2-20 the person completes at least three hours of continuing education  
2-21 in the licensing period before applying for the renewal.

2-22 SECTION 2. Section 205.303(a), Occupations Code, as amended  
2-23 by this Act, applies only to an application for certification or  
2-24 renewal of certification as an acudetox specialist submitted on or  
2-25 after the effective date of this Act. An application submitted  
2-26 before the effective date of this Act is governed by the law in  
2-27 effect on the date the application was submitted, and the former law  
2-28 is continued in effect for that purpose.

2-29 SECTION 3. This Act takes effect September 1, 2023.

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