

By: Armbrister

S.B. No. 1167

A BILL TO BE ENTITLED

AN ACT

relating to the powers and duties of the Texas State Board of
Acupuncture Examiners.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 205.001(2), Occupations Code, is amended
to read as follows:

(2) "Acupuncture and oriental medicine" means:

(A) the nonsurgical, nonincisive insertion of an
acupuncture needle and the application of moxibustion to specific
areas of the human body as a primary mode of therapy to treat and
mitigate a human condition, including evaluation and assessment of
the condition; and

(B) the administration or recommendation of
thermal or electrical treatments, ~~[or the recommendation of]~~
dietary guidelines, energy flow exercise, or dietary or herbal
supplements in conjunction with the treatment described by
Paragraph (A).

SECTION 2. Section 205.002, Occupations Code, is amended to
read as follows:

Sec. 205.002. APPLICATION OF SUNSET ACT. The Texas State
Board of Acupuncture Examiners is subject to Chapter 325,
Government Code (Texas Sunset Act). Unless continued in existence
as provided by that chapter, the board is abolished and this chapter
expires September 1, 2017 [~~2005~~].

1 SECTION 3. Section 205.101, Occupations Code, is amended by
2 amending Subsection (a) and adding Subsection (c) to read as
3 follows:

4 (a) Subject to the advice and approval of the medical board,
5 the acupuncture board shall:

6 (1) establish qualifications for an acupuncturist to
7 practice in this state;

8 (2) establish minimum education and training
9 requirements necessary for the acupuncture board to recommend that
10 the medical board issue a license to practice acupuncture;

11 (3) administer an examination that is validated by
12 independent testing professionals for a license to practice
13 acupuncture;

14 (4) develop requirements for licensure by endorsement
15 of other states;

16 (5) prescribe the application form for a license to
17 practice acupuncture;

18 (6) make recommendations on applications for licenses
19 to practice acupuncture;

20 (7) approve educational programs or institutions of
21 acupuncture that meet the acupuncture board's minimum standards
22 ~~[establish the requirements for a tutorial program for acupuncture~~
23 ~~students who have completed at least 48 semester hours of college];~~

24 and

25 (8) recommend additional rules as are necessary to
26 administer and enforce this chapter.

27 (c) In establishing minimum education and training

1 requirements, the medical board shall consider the minimum
2 education and training standards established by the Accreditation
3 Commission for Acupuncture and Oriental Medicine.

4 SECTION 4. This Act takes effect September 1, 2005.