

1-1 By: Jackson S.B. No. 776
1-2 (In the Senate - Filed February 20, 2007; March 6, 2007,
1-3 read first time and referred to Committee on Health and Human
1-4 Services; April 16, 2007, reported favorably by the following
1-5 vote: Yeas 8, Nays 0; April 16, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to certain educational requirements applicable to the
1-9 regulation of the practice of chiropractic.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subsection (a), Section 201.052, Occupations
1-12 Code, is amended to read as follows:

1-13 (a) A person is not eligible to serve as a member of the
1-14 board if the person:

1-15 (1) is a member of the faculty or board of trustees of
1-16 a chiropractic school or a doctoral chiropractic degree program;

1-17 (2) is a stockholder in a chiropractic school or
1-18 college; or

1-19 (3) has a financial interest in a chiropractic school
1-20 or college.

1-21 SECTION 2. Subsection (a), Section 201.159, Occupations
1-22 Code, is amended to read as follows:

1-23 (a) The board shall preserve a record of its proceedings in
1-24 a register that contains:

1-25 (1) the name, age, place, and duration of residence of
1-26 each applicant for a license;

1-27 (2) the amount of time spent by the applicant in the
1-28 study of chiropractic in respective doctoral chiropractic degree
1-29 programs [~~schools~~]; and

1-30 (3) other information the board desires to record.

1-31 SECTION 3. Subsections (a) and (d), Section 201.302,
1-32 Occupations Code, are amended to read as follows:

1-33 (a) An applicant for a license by examination must present
1-34 satisfactory evidence to the board that the applicant:

1-35 (1) is at least 18 years of age;

1-36 (2) is of good moral character;

1-37 (3) has completed 90 semester hours of college courses
1-38 [~~at a school~~] other than courses included in a doctoral
1-39 chiropractic degree program [~~school~~]; and

1-40 (4) is either a graduate or a final semester student of
1-41 a bona fide reputable doctoral chiropractic degree program
1-42 [~~school~~].

1-43 (d) Notwithstanding Subsection (a)(3), if the Council on
1-44 Chiropractic Education or another national chiropractic education
1-45 accreditation organization recognized by the board requires a
1-46 number of semester hours of college courses [~~at a school~~] other than
1-47 courses included in a doctoral chiropractic degree program [~~school~~]
1-48 that is greater or less than the number of hours specified by that
1-49 subsection to qualify for admission to a doctoral chiropractic
1-50 degree program [~~school~~], the board may adopt the requirement of
1-51 that organization if the board determines that requirement to be
1-52 appropriate.

1-53 SECTION 4. Subsection (d), Section 201.303, Occupations
1-54 Code, is amended to read as follows:

1-55 (d) A bona fide reputable doctoral chiropractic degree
1-56 program [~~school~~] that satisfies Section 201.302(a)(4) is one that:

1-57 (1) has entrance requirements and a course of
1-58 instruction as high as those of a better class of doctoral
1-59 chiropractic degree programs [~~schools~~] in the United States;

1-60 (2) maintains a resident course of instruction
1-61 equivalent to:

1-62 (A) not less than four terms of eight months
1-63 each; or

1-64 (B) not less than the number of semester hours

2-1 required by The University of Texas for a bachelor of arts or
2-2 bachelor of science degree;

2-3 (3) provides a course of instruction in the
2-4 fundamental subjects listed in Section 201.305(b); and

2-5 (4) has the necessary teaching staff and facilities
2-6 for proper instruction in all of the fundamental subjects listed in
2-7 Section 201.305(b).

2-8 SECTION 5. Section 201.309, Occupations Code, is amended to
2-9 read as follows:

2-10 Sec. 201.309. LICENSE ISSUANCE TO CERTAIN OUT-OF-STATE
2-11 APPLICANTS. The board shall issue a license to practice
2-12 chiropractic to an out-of-state applicant who:

2-13 (1) submits a written application to the board on a
2-14 form prescribed by the board, accompanied by the application fee
2-15 set by the board and any other information requested by the board;

2-16 (2) is licensed in good standing to practice
2-17 chiropractic in another state or foreign country that has licensing
2-18 requirements substantially equivalent to the requirements of this
2-19 chapter;

2-20 (3) has not been the subject of a disciplinary action
2-21 and is not the subject of a pending investigation in any
2-22 jurisdiction in which the applicant is or has been licensed;

2-23 (4) has graduated from a doctoral chiropractic degree
2-24 program [~~school~~] accredited by the Council on Chiropractic
2-25 Education and approved by rule by the board;

2-26 (5) has passed a national or other examination
2-27 recognized by the board relating to the practice of chiropractic;

2-28 (6) has passed the board's jurisprudence examination;

2-29 (7) has practiced chiropractic:

2-30 (A) for at least the three years immediately
2-31 preceding the date of the application under this section; or

2-32 (B) as a chiropractic educator in [~~at~~] a doctoral
2-33 chiropractic degree program [~~school~~] accredited by the Council on
2-34 Chiropractic Education for at least the three years immediately
2-35 preceding the date of the application under this section; and

2-36 (8) meets any other requirements adopted by rule by
2-37 the board under this chapter.

2-38 SECTION 6. The change in law made by this Act applies to an
2-39 applicant who files an application for a license under Chapter 201,
2-40 Occupations Code, on or after the effective date of this Act. An
2-41 applicant who files an application before that date is governed by
2-42 the law in effect on the date the application was filed, and the
2-43 former law is continued in effect for that purpose.

2-44 SECTION 7. This Act takes effect immediately if it receives
2-45 a vote of two-thirds of all the members elected to each house, as
2-46 provided by Section 39, Article III, Texas Constitution. If this
2-47 Act does not receive the vote necessary for immediate effect, this
2-48 Act takes effect September 1, 2007.

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