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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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# HOUSE BILL

## No. 1416

Session of  
1993

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INTRODUCED BY M. COHEN, SAURMAN, DeWEESE, KENNEY, YEWIC, MELIO,  
CARONE, ROEBUCK, CURRY, LEDERER, BELFANTI, TRELLO, PETRARCA,  
JOSEPHS, MUNDY, DERMODY, ROONEY AND CAWLEY, APRIL 27, 1993

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AS AMENDED ON THIRD CONSIDERATION, IN SENATE, JUNE 21, 1993

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AN ACT

1 Providing for the eligibility of certain persons for licensure  
2 to practice chiropractic and for colleges' notice as to  
3 accreditation; and making a repeal.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Eligibility for licensure.

7 ~~If an accredited chiropractic college's accrediting agency~~ <—

8 (A) GENERAL RULE.--IF THE CHIROPRACTIC ACCREDITING AGENCY OF A <—  
9 CHIROPRACTIC COLLEGE loses, or has lost, its recognition by the  
10 United States Department of Education, a student who had  
11 matriculated and begun his studies at the college prior to the  
12 effective date of the loss of recognition shall, upon completion  
13 of his degree program, be admitted to the chiropractic licensing  
14 examination and shall be eligible for licensure to practice  
15 chiropractic if he otherwise satisfies the requirements of the  
16 act of December 16, 1986 (P.L.1646, No.188), known as the  
17 Chiropractic Practice Act, provided that:

(1) the college continues to be accredited by the  
chiropractic accrediting agency;

(2) the college continues to have the authority, under  
the laws of the state in which it is located, to grant the  
doctor of chiropractic (D.C.) degree; and

~~(3) the student graduates prior to December 31, 1996.~~ <—

(3) EITHER THE COLLEGE IS LOCATED IN PENNSYLVANIA OR THE  
STUDENT WAS A BONA FIDE RESIDENT OF PENNSYLVANIA AS OF JUNE  
4, 1993. <—

(B) APPLICABILITY.--THE PROVISIONS OF THIS SECTION SHALL  
APPLY ONLY TO STUDENTS WHO GRADUATE ON OR BEFORE DECEMBER 31,  
1996.

#### Section 2. Notice of accreditation status.

(a) Requirement.--A chiropractic college ~~located in this~~ <—  
~~Commonwealth~~ which is not accredited by a chiropractic  
accrediting agency recognized by the United States Department of  
Education or the Council on Post-Secondary Accreditation shall  
provide the following written disclosure to ~~applicants:~~ ALL <—  
APPLICANTS AND TO ALL STUDENTS WHO BEGAN MATRICULATING PRIOR TO  
JUNE 4, 1993.

Section 501 of the Pennsylvania Chiropractic Practice Act  
requires applicants for licensure to have graduated from  
an approved college of chiropractic. Section 303 of this  
same act states that an approved college is a college  
accredited by a chiropractic accrediting agency  
recognized by the United States Department of Education  
or the Council on Post-Secondary Accreditation. This  
college is not currently an approved college. Efforts are  
being made to obtain approval. ~~If approval is not~~ <—  
~~obtained by the time you are applying for licensure, you~~

1           ~~will not qualify to be licensed in Pennsylvania.~~

2           ~~(b) Record. The college shall retain a copy of the~~

3           ~~disclosure under subsection (a) which is signed by the~~

4           ~~applicant.~~ ANY APPLICANT WHO WAS ADMITTED TO THIS COLLEGE AFTER     <—

5           JUNE 4, 1993, WILL NOT QUALIFY TO BE LICENSED TO PRACTICE

6           CHIROPRACTIC IN PENNSYLVANIA IF APPROVAL IS NOT OBTAINED BY THE

7           TIME HE APPLIES FOR LICENSURE. ANY STUDENT MATRICULATING PRIOR

8           TO JUNE 4, 1993, WILL BE ELIGIBLE TO BE LICENSED IN PENNSYLVANIA

9           IF HE OTHERWISE SATISFIES THE REQUIREMENTS OF THE ACT OF

10          DECEMBER 16, 1986 (P.L.1646, NO.188), KNOWN AS THE CHIROPRACTIC

11          PRACTICE ACT, AND:

12                (1) THE COLLEGE CONTINUES TO BE ACCREDITED BY A

13                CHIROPRACTIC ACCREDITING AGENCY;

14                (2) THE COLLEGE CONTINUES TO HAVE THE AUTHORITY, UNDER

15                THE LAWS OF THE STATE IN WHICH IT IS LOCATED, TO GRANT THE

16                DOCTOR OF CHIROPRACTIC (D.C.) DEGREE; AND

17                (3) THE STUDENT GRADUATES PRIOR TO DECEMBER 31, 1996.

18          (B) RECORD.--THE COLLEGE SHALL DO ALL OF THE FOLLOWING:

19                (1) RETAIN A COPY OF THE DISCLOSURE UNDER SUBSECTION (A)

20                WHICH IS SIGNED BY THE APPLICANT OR THE MATRICULATING STUDENT

21                WITH THE NAME AND SOCIAL SECURITY NUMBER OF SUCH INDIVIDUAL

22                TYPED OR PRINTED LEGIBLY BENEATH THE SIGNATURE.

23                (2) FORWARD THE ORIGINAL TO THE STATE BOARD OF

24                CHIROPRACTIC.

25                (3) FORWARD A COPY TO THE COMMISSIONER OF PROFESSIONAL

26                AND OCCUPATIONAL AFFAIRS OF THE COMMONWEALTH.

27          (C) ENFORCEMENT.--THE COMMISSIONER OF PROFESSIONAL AND

28                OCCUPATIONAL AFFAIRS OR THE STATE BOARD OF CHIROPRACTIC SHALL

29                ENFORCE ANY FAILURE TO COMPLY WITH THE PROVISIONS OF SUBSECTION

30                (B) BY AN ACTION IN EQUITY IN A COURT OF COMPETENT JURISDICTION.

1 Section 3. Repeal.

2 Section ~~303(a)~~ 501(A)(5) of the act of December 16, 1986 <—  
3 (P.L.1646, No.188), known as the Chiropractic Practice Act, is  
4 repealed insofar as it is inconsistent with this act.

5 SECTION 4. EXPIRATION. <—

6 THE PROVISIONS OF THIS ACT SHALL EXPIRE THE EARLIER OF THE  
7 FOLLOWING:

8 (1) JANUARY 1, 1997; OR

9 (2) AS TO ANY CHIROPRACTIC COLLEGE AFFECTED BY THIS  
10 LEGISLATION, AND AS TO ITS STUDENTS, ON THE DATE THAT SUCH  
11 COLLEGE OBTAINS ACCREDITATION FROM A CHIROPRACTIC ACCREDITING  
12 AGENCY APPROVED BY THE UNITED STATES DEPARTMENT OF EDUCATION  
13 OR THE COUNCIL ON POST-SECONDARY ACCREDITATION.

14 Section 4 5. Effective date. <—

15 This act shall take effect immediately.