

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2568 Session of 1994

INTRODUCED BY M. COHEN, SAURMAN, PETRARCA, KENNEY, TRELLO, CARN, GAMBLE, BELFANTI, CAWLEY, JOSEPHS, ROEBUCK, MELIO, DERMODY AND MUNDY, MARCH 7, 1994

AS REPORTED FROM COMMITTEE ON PROFESSIONAL LICENSURE, HOUSE OF REPRESENTATIVES, AS AMENDED, MAY 16, 1994

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," further providing for approval of chiropractic~~
10 ~~colleges.~~

11 AMENDING THE ACT OF JULY 2, 1993 (P.L.437, NO.63), ENTITLED "AN <—
12 ACT PROVIDING FOR THE ELIGIBILITY OF CERTAIN PERSONS FOR
13 LICENSURE TO PRACTICE CHIROPRACTIC AND FOR COLLEGES' NOTICE
14 AS TO ACCREDITATION; AND MAKING A REPEAL," FURTHER PROVIDING
15 FOR LICENSURE ELIGIBILITY AND FOR EXPIRATION.

16 The General Assembly of the Commonwealth of Pennsylvania
17 hereby enacts as follows:

18 ~~Section 1. Section 303(b) of the act of December 16, 1986~~ <—
19 ~~(P.L.1646, No.188), known as the Chiropractic Practice Act, is~~
20 ~~reenacted and amended to read:~~

21 ~~Section 303. Approval of chiropractic colleges.~~

22 * * *

23 ~~(b) Continuation of colleges pending accreditation.~~

1 ~~(1) Any college which, on the effective date of [this~~
2 ~~act] the reenactment of this subsection, is not accredited as~~
3 ~~provided in subsection (a) but which has been approved by the~~
4 ~~board on the basis of a self study and inspection or has~~
5 ~~current status as a recognized candidate for accreditation as~~
6 ~~provided in subsection (a) or whose graduates were admitted~~
7 ~~to the most recent examination for licensure under the act of~~
8 ~~August 10, 1951 (P.L.1182, No.264), known as the Chiropractic~~
9 ~~Registration Act of 1951, shall have five years from the~~
10 ~~effective date of [this act] the reenactment of this~~
11 ~~subsection in which to obtain accreditation as provided in~~
12 ~~subsection (a). Such colleges shall continue to offer~~
13 ~~chiropractic training and education in accordance with the~~
14 ~~requirements of the Department of Education of the~~
15 ~~Commonwealth. The Department of Education of the Commonwealth~~
16 ~~shall periodically ascertain, by inspection and otherwise,~~
17 ~~the quality of instruction and facilities possessed by such~~
18 ~~colleges. A person shall be admitted to the licensing~~
19 ~~examination and shall be eligible for licensure if he~~
20 ~~otherwise satisfies the requirements of this act and if he~~
21 ~~graduated from any such college prior to the effective date~~
22 ~~of [this act] the reenactment of this subsection, graduated~~
23 ~~within five years from the effective date of [this act] the~~
24 ~~reenactment of this subsection, or graduated more than five~~
25 ~~years from the effective date of [this act] the reenactment~~
26 ~~of this subsection but was enrolled at such college on the~~
27 ~~expiration of five years from the effective date of [this~~
28 ~~act.] the reenactment of this subsection.~~

29 ~~(2) This subsection shall apply to only those colleges~~
30 ~~which meet all of the following criteria:~~

1 ~~(i) they have been in operation continuously for at~~
2 ~~least 16 years prior to the effective date of the~~
3 ~~reenactment of this subsection;~~
4 ~~(ii) they became accredited as provided in~~
5 ~~subsection (a) no later than July 31, 1991; and~~
6 ~~(iii) they continue to be accredited by the same~~
7 ~~chiropractic accrediting agency but are no longer~~
8 ~~included within the provisions of subsection (a) because~~
9 ~~the accrediting agency ceased to be recognized by the~~
10 ~~United States Department of Education as of June 4, 1993.~~

11 SECTION 1. SECTIONS 1 AND 4 OF THE ACT OF JULY 2, 1993 <—
12 (P.L.437, NO.63), ENTITLED "AN ACT PROVIDING FOR THE ELIGIBILITY
13 OF CERTAIN PERSONS FOR LICENSURE TO PRACTICE CHIROPRACTIC AND
14 FOR COLLEGES' NOTICE AS TO ACCREDITATION; AND MAKING A REPEAL,"
15 ARE AMENDED TO READ:

16 SECTION 1. ELIGIBILITY FOR LICENSURE.

17 (A) GENERAL RULE.--IF THE CHIROPRACTIC ACCREDITING AGENCY OF
18 A CHIROPRACTIC COLLEGE LOSES OR HAS LOST ITS RECOGNITION BY THE
19 UNITED STATES DEPARTMENT OF EDUCATION, A STUDENT WHO HAD
20 MATRICULATED AND BEGUN HIS STUDIES AT THE COLLEGE PRIOR TO THE
21 EFFECTIVE DATE OF THE LOSS OF RECOGNITION OR DURING WHOSE
22 ENROLLMENT AT THE COLLEGE AN APPLICATION FOR ACCREDITATION HAD
23 BEEN MADE OR HAD BEEN PENDING BEFORE A CHIROPRACTIC ACCREDITING
24 AGENCY RECOGNIZED BY THE UNITED STATES DEPARTMENT OF EDUCATION
25 AS OF APRIL 1, 1994, SHALL, UPON COMPLETION OF HIS DEGREE
26 PROGRAM, BE ADMITTED TO THE CHIROPRACTIC LICENSING EXAMINATION
27 AND SHALL BE ELIGIBLE FOR LICENSURE TO PRACTICE CHIROPRACTIC IF
28 HE OTHERWISE SATISFIES THE REQUIREMENTS OF THE ACT OF DECEMBER
29 16, 1986 (P.L.1646, NO.188), KNOWN AS THE CHIROPRACTIC PRACTICE
30 ACT, PROVIDED THAT:

1 [(1) THE COLLEGE CONTINUES TO BE ACCREDITED BY THE
2 CHIROPRACTIC ACCREDITING AGENCY;

3 (2)] (1) THE COLLEGE CONTINUES TO HAVE THE AUTHORITY,
4 UNDER THE LAWS OF THE STATE IN WHICH IT IS LOCATED, TO GRANT
5 THE DOCTOR OF CHIROPRACTIC (D.C.) DEGREE; AND

6 [(3)] (2) EITHER THE COLLEGE IS LOCATED IN PENNSYLVANIA
7 OR THE STUDENT WAS A BONA FIDE RESIDENT OF PENNSYLVANIA AS OF
8 EITHER JUNE 4, 1993, OR THE STUDENT'S DATE OF MATRICULATION.

9 (B) APPLICABILITY.--THE PROVISIONS OF THIS SECTION SHALL
10 APPLY ONLY TO STUDENTS WHO [GRADUATE] MATRICULATE ON OR BEFORE
11 [DECEMBER 31, 1996] MAY 31, 1995.

12 SECTION 4. EXPIRATION.

13 THE PROVISIONS OF THIS ACT SHALL EXPIRE [THE EARLIER OF THE
14 FOLLOWING:

15 (1) JANUARY 1] DECEMBER 31, 1997[; OR

16 (2) AS TO ANY CHIROPRACTIC COLLEGE AFFECTED BY THIS
17 LEGISLATION, AND AS TO ITS STUDENTS, ON THE DATE THAT SUCH
18 COLLEGE OBTAINS ACCREDITATION FROM A CHIROPRACTIC ACCREDITING
19 AGENCY APPROVED BY THE UNITED STATES DEPARTMENT OF EDUCATION
20 OR THE COUNCIL ON POST-SECONDARY ACCREDITATION].

21 Section 2. This act shall take effect immediately.