

MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

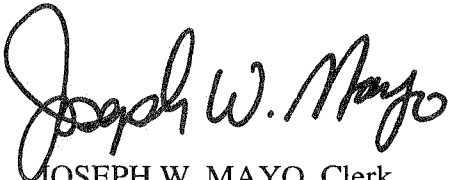
No. 584

H.P. 434

House of Representatives, January 28, 1997

An Act to Repeal the Laws Regulating Naturopathic Practitioners.

Reference to the Committee on Business and Economic Development suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative MacDOUGALL of North Berwick.
Cosponsored by Representatives: BODWELL of Brunswick, BUCK of Yarmouth, CHIZMAR of Lisbon, FOSTER of Gray, MACK of Standish, SNOWE-MELLO of Poland, VIGUE of Winslow, Senator: MacKINNON of York.

Be it enacted by the People of the State of Maine as follows:

2 **Sec. 1. 32 MRSA §3270, first ¶**, as amended by PL 1995, c. 671,
4 §11, is further amended to read:

6 Unless licensed by the board, an individual may not practice
8 medicine or surgery or a branch of medicine or surgery or claim
10 to be legally licensed to practice medicine or surgery or a
12 branch of medicine or surgery within the State by diagnosing,
14 relieving in any degree or curing, or professing or attempting to
16 diagnose, relieve or cure, a human disease, ailment, defect or
18 complaint, whether physical or mental, or of physical and mental
20 origin, by attendance or by advice, or by prescribing or
22 furnishing a drug, medicine, appliance, manipulation, method or a
24 therapeutic agent whatsoever or in any other manner, unless
26 otherwise provided by statutes of this State. An individual
28 licensed under chapter 36 may prefix the title "Doctor" or the
30 letters "Dr." to that individual's name, as provided in section
32 2581, or a chiropractor licensed by this State may prefix the
34 title "Doctor" or the letters "Dr." to that individual's name
36 when accompanied by the word "Chiropractor," or a dentist duly
38 licensed by this State may prefix the title "Doctor" or the
40 letters "Dr." to that individual's name or a ~~naturepathie-doctor~~
42 ~~licensed by this State may prefix the title "Doctor" or the~~
44 ~~letters "Dr." to that individual's name when accompanied by the~~
46 ~~word "Naturopathy" or the words "Naturepathie-Medicine" or~~ an
48 optometrist duly licensed under the laws of this State may prefix
50 the title "Doctor" or the letters "Dr." to that individual's name
when accompanied by the word "Optometrist" or a podiatrist
licensed under the laws of this State may prefix the title
"Doctor" or the letters "Dr." to that individual's name when
accompanied by the word "Podiatrist" or "Chiropodist."

34 **Sec. 2. 32 MRSA §12501, sub-§§3 and 8 to 12**, as enacted by PL
36 1995, c. 671, §13, are repealed.

38 **Sec. 3. 32 MRSA §12502, sub-§§1 and 5**, as enacted by PL 1995,
40 c. 671, §13, are amended to read:

42 **1. Membership.** The Board of Complementary Health Care
44 Providers, as established in Title 5, section 12004-A, subsection
46 8-A, shall regulate the ~~professions~~ profession of acupuncture and
48 ~~naturepathie--medicine~~ according to the provisions of this
chapter. The board consists of 7 5 members appointed by the
Governor. The Governor shall make the initial appointments to
the board no later than 60 days after the effective date of this
section and shall inform the Commissioner of Professional and
Financial Regulation of these appointments. The commissioner
shall call the first meeting of the board on a date no later than
30 days following notification of appointments by the Governor.

2 All members of the board must be residents of this State. Two
3 members of the board must be acupuncturists licensed in this
4 State. ~~Two members of the board must be practitioners of~~
5 ~~naturopathic medicine who are eligible for licensure under, or~~
6 ~~are licensed pursuant to, the requirements of subchapter III.~~
7 One member must be a member of the public who is not a
8 practitioner of any healing art or has no family connection with
9 such a practitioner. One member must be an allopathic or
10 osteopathic physician who is licensed in this State. One member
11 must be a pharmacist who is licensed in this State.

12 5. **Quorum.** ~~Four~~ Three members of the board constitute a
13 quorum for the transaction of business.

14 **Sec. 4. 32 MRSA §12503, sub-§1, ¶¶B, D and G,** as enacted by PL
15 1995, c. 671, §13, are amended to read:

18 B. Set standards of practice for acupuncturists and
19 ~~naturopathic doctors;~~

20 D. Ensure that acupuncturists and ~~naturopathic doctors~~
21 serving the public meet minimum standards of proficiency and
22 competency to protect the health, safety and welfare of the
23 public;

24 G. Maintain a roster of all acupuncturists and ~~naturopathic~~
25 ~~doctors~~ licensed under this chapter that indicates:

26 (1) The name of the licensee;

27 (2) The licensee's current professional office address;

28 (3) The date of issuance and the number of the
29 licensee's license; and

30 (4) Whether the licensee is in good standing with the
31 board including:

32 (a) Any specialty certification required by the
33 board;

34 (b) Any restrictions or limitations to an
35 individual's license;

36 (c) A record of any revocations or suspensions;
37 and

38 (d) Any information that the board directs must
39 be included in a member's record;

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