

As Amended by House Committee

Session of 2019

HOUSE BILL No. 2185

By Committee on Health and Human Services

2-7

1 AN ACT concerning naturopathic doctors; relating to scope of practice;
2 adding diagnostic imaging; amending K.S.A. 65-7202 and repealing
3 the existing section.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 65-7202 is hereby amended to read as follows: 65-
7 7202. As used in K.S.A. 65-7201 ~~to through~~ 65-7218, ~~inclusive~~; and
8 amendments thereto:

9 (a) "Naturopathic doctor" means a doctor of naturopathic medicine
10 who is authorized and licensed pursuant to this act.

11 (b) **(1)** "Naturopathic medicine," or "naturopathy" means a system of
12 health care practiced by naturopathic doctors for the prevention, diagnosis
13 and treatment of human health conditions, injuries and diseases, that uses
14 education, natural medicines and therapies to support and stimulate the
15 individual's intrinsic self-healing processes, and includes: **(A)** Prescribing,
16 recommending or administering: ~~(1)~~**(i)** Food, food extracts, vitamins,
17 minerals, enzymes, whole gland thyroid, botanicals, homeopathic
18 preparations, nonprescription drugs, plant substances that are not
19 designated as prescription drugs or controlled substances, topical drugs as
20 defined in subsection (i) ~~of this section, and amendments thereto;~~ ~~(2)~~**(ii)**
21 health care counseling, nutritional counseling and dietary therapy,
22 naturopathic physical applications, barrier contraceptive devices; ~~(3)~~**(iii)**
23 substances on the naturopathic formulary ~~which~~ **that** are authorized for
24 intramuscular or intravenous administration pursuant to a written protocol
25 entered into with a physician who has entered into a written protocol with
26 a naturopathic doctor licensed under ~~this act~~ **the naturopathic doctor**
27 **licensure act;** ~~(4)~~**(iv)** noninvasive physical examinations, ~~diagnostic~~
28 ~~imaging;~~ venipuncture to obtain blood for clinical laboratory tests and
29 oroficial examinations, excluding endoscopies; ~~(5)~~**(v)** minor office
30 procedures; and ~~(6)~~**(vi)** naturopathic acupuncture; and **(B) ordering**
31 **diagnostic imaging studies, including, but not limited to, x-ray,**
32 **ultrasound, mammogram, bone densitometry, computed tomography,**
33 **magnetic resonance imaging and electrocardiograms, except that**
34 **naturopathic doctors shall refer patients to an appropriately licensed**
35 **and qualified healthcare professional to conduct diagnostic imaging**
36 **studies and interpret the results of such studies.**

1 (2) A naturopathic doctor may not perform surgery, obstetrics,
2 administer ionizing radiation, or prescribe, dispense or administer any
3 controlled substances as defined in K.S.A. 65-4101, and amendments
4 thereto, or any prescription-only drugs except those listed on the
5 naturopathic formulary adopted by the board pursuant to this act.

6 (c) "Board" means the state board of healing arts.

7 (d) "Approved naturopathic medical college" means a college and
8 program granting the degree of doctor of naturopathy or naturopathic
9 medicine that has been approved by the board under this act and which
10 college and program requires at a minimum a four-year, full-time resident
11 program of academic and clinical study.

12 (e) "Homeopathic preparations" means substances and drugs prepared
13 according to the official homeopathic pharmacopoeia recognized by the
14 United States food and drug administration.

15 (f) "Naturopathic acupuncture" means the insertion of fine metal
16 needles through the skin at specific points on or near the surface of the
17 body with or without the palpation of specific points on the body and with
18 or without the application of electric current or heat to the needles or skin
19 or both to treat human disease and impairment and to relieve pain.

20 (g) "Minor office procedures" means care incidental to superficial
21 lacerations and abrasions, superficial lesions and the removal of foreign
22 bodies located in the superficial tissues, except eyes, and not involving
23 blood vessels, tendons, ligaments or nerves. "Minor office procedures"
24 includes use of antiseptics, but shall not include the suturing, repairing,
25 alteration or removal of tissue or the use of general or spinal anesthesia.
26 Minor office procedures does not include anesthetics or surgery.

27 (h) "Naturopathic physical applications" means the therapeutic use by
28 naturopathic doctors of the actions or devices of electrical muscle
29 stimulation, galvanic, diathermy, ultrasound, ultraviolet light,
30 constitutional hydrotherapy, naturopathic musculoskeletal technique and
31 therapeutic exercise.

32 (i) "Topical drugs" means topical analgesics, antiseptics, scabicides,
33 antifungals and antibacterials but does not include prescription only drugs.

34 (j) "Physician" means a person licensed to practice medicine and
35 surgery.

36 (k) "Written protocol" means a formal written agreement between a
37 naturopathic doctor licensed under this act and a person licensed to
38 practice medicine and surgery. Any licensee of the board entering into a
39 written protocol with a licensed naturopathic doctor shall notify the board
40 in writing of such relationship by providing such information as the board
41 may require.

42 Sec. 2. K.S.A. 65-7202 is hereby repealed.

43 Sec. 3. This act shall take effect and be in force from and after its

- 1 publication in the Kansas register.