

TRANSMITTAL OF RULES ADOPTED

WASHINGTON STATE

FROM: CHIROPRACTIC DISCIPLINARY BOARD

(Name of Agency)

TO: CODE REVISER

LEGISLATIVE BLDG. (Southwest Corner, Ground Floor)
OLYMPIA 98504

The enclosed rules Permanent rules , being Order No. PL 235
Emergency rules

relating to (Name of rules or description of subject matter)

The practice of chiropractic, including the adoption of a Code of Ethics, with the following subjects: Privileged communications, Patient abandonment, Consultation, Unethical requests, Patient welfare, Patient disclosure, Degree of skill, Patient education material, Illegal practitioners and Excessive professional charges.

Adding as a new chapter WAC 113-10, and as new sections WAC 113-10-010, 113-10-020, 113-10-030, 113-10-040, 113-10-050, 113-10-060, 113-10-070, 113-10-080, 113-10-090, 113-10-100, 113-10-110, 113-12-045, 113-12-065, 113-12-115, and 113-12-130.

Amending WAC 113-12-050, 113-12-070 and 113-12-090.

Repealing WAC 113-12-040, 113-12-060, and 113-12-110.

A copy of said rules is attached.

(ALTERNATIVE A. Use only for adoption of permanent rules)

pursuant to Notice No. 5294, 5373, ① filed with the code reviser
6/18/75, 5588
on 7/29/75, ② were regularly adopted as permanent rules of
11/13/75(date)
this agency at Seattle, WA on 12/6/75 and are herewith
(place) (date)
filed in the office of the code reviser pursuant to chapter 34.04
RCW. The effective date of such rules shall be _____ ③

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding in the attached administrative order,
that the immediate adoption of these rules is necessary for the
preservation of the public health, safety, or general welfare and
that observance of the requirements of notice and opportunity to
present views on the proposed action would be contrary to the
public interest, were regularly adopted as emergency rules of this
agency at _____ on _____ and
(place) (date)
are herewith filed in the office of the code reviser pursuant to
chapter 34.04 RCW.

The undersigned hereby certifies that the requirements of chapter 34.04 RCW and of the Open Public Meetings Act of 1971, chapter 42.30 RCW have been fulfilled.

Dated this 6th day of December 1975.

STATE OF WASHINGTON
FILED
DEC 31 1975
CODE REVISER'S OFFICE
DOCKET 704 FILE # 37

CHIROPRACTIC DISCIPLINARY BOARD
(AGENCY)

Coyle Summers
By COY W. SUMMERS

Chairman
Title

- ① Notice number as appears on the copy of notice returned to you by reviser's office (if proceedings were continued, use no. of last notice)
- ② Stamped date as appears on the copy of notice returned to you by reviser's office (if proceedings were continued, use date of last notice)
- ③ Unless a later date is specified in this order or is prescribed in another statute, rules are effective 30 days after filing:
RCW 34.04.040. Leave this space blank except in such special cases.
[Order 9, filed 9/25/74, eff. 10/25/74] [Form CR-2; Rev. 9/21/74]

STATE OF WASHINGTON
CHIROPRACTIC DISCIPLINARY BOARD

ADMINISTRATIVE ORDER NO. PL 235

The Washington State Chiropractic Disciplinary Board, having conducted public hearings pursuant to Notices No. 5294 filed with the Code Reviser on June 18, 1975, said hearing having been conducted at the Snohomish County Administration Building, 6th Floor Board Room, Everett, Washington, on July 16, 1975; No. 5373 filed with the Code Reviser on July 29, 1975, said hearing having been conducted at the Ridpath Hotel, Terrace Room A, West 515 Sprague, Spokane, Washington, on September 27, 1975; and No. 5588 filed with the Code Reviser on November 13, 1975, said hearing having been conducted at the Sea-Tac Motor Inn, 18740 Pacific Highway South, Seattle, Washington, on December 6, 1975; and the Board having heard testimony relative to the rules and having authorized the Chairman of the Chiropractic Disciplinary Board to sign this Order adopting the said rules and to transmit the rules to the Code Reviser for filing, now, therefore, the Board:

Hereby adopts the attached rules as permanent rules of this agency in accordance with RCW 34.04.030.

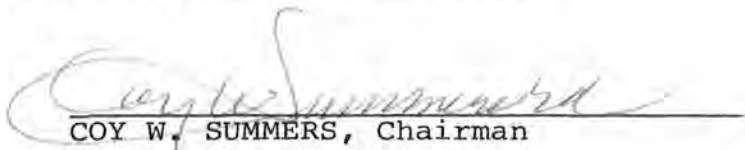
Hereby adds as a new chapter WAC 113-10, and as new sections WAC 113-10-010, 113-10-020, 113-10-030, 113-10-040, 113-10-050, 113-10-060, 113-10-070, 113-10-080, 113-10-090, 113-10-100, 113-10-110, 113-12-045, 113-12-065, 113-12-115, 113-12-130.

Hereby amends WAC 113-12-050, 113-12-070, 113-12-090.

Hereby repeals WAC 113-12-040, 113-12-060, 113-12-110.

This Order and the attached regulations, after being first recorded in the order register of this agency, shall be forwarded to the Code Reviser for filing, pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED this 6th day of December, 1975.


COY W. SUMMERS, Chairman

CHAPTER 113-10

CHIROPRACTIC DISCIPLINARY BOARD
CODE OF ETHICS

NEW

WAC 113-10-010 PRIVILEGED COMMUNICATIONS. A chiropractor shall not, without the consent of the patient, reveal any information acquired in attending such patient, which was necessary to enable the chiropractor to treat the patient: PROVIDED, That this shall not apply to the release of information in an official proceeding where the release of information may be compelled by law.

NEW

WAC 113-10-020 PATIENT ABANDONMENT. The chiropractor shall always be free to accept or reject a particular patient, bearing in mind that whenever possible a chiropractor should respond to any reasonable request for his services in the interest of public health and welfare.

NEW

WAC 113-10-030 CONSULTATION. In difficult or protracted cases consultations are advisable, and the chiropractor should be ready to act upon any desire the patient may express for a consultation, even though the chiropractor may not personally feel the need for it.

NEW

WAC 113-10-040 UNETHICAL REQUESTS. A chiropractor shall not assist in any immoral practice such as aiding in the pretense of disability in order to avoid jury or military duty, or the concealment of physical disability in order to secure favorable insurance.

NEW

WAC 113-10-050 PATIENT WELFARE. The health and welfare of the patient shall always be paramount, and expectation of remuneration or lack thereof shall not in any way affect the quality of service rendered the indigent patient.

NEW

WAC 113-10-060 PATIENT DISCLOSURE. Absolute honesty shall characterize all transactions with patients. The chiropractor should neither intentionally exaggerate nor minimize the gravity of the patient's condition, nor offer any false hope or prognosis.

NEW

WAC 113-10-070 DEGREE OF SKILL. The chiropractor owes his or her patient(s) the highest degree of skill and care of which he or she is capable. To this end the chiropractor shall endeavor to keep abreast of new developments in chiropractic and shall constantly endeavor to improve his or her knowledge

and skill in the science and art or philosophy of chiropractic, as defined in chapter 18.25 RCW.

NEW

WAC 113-10-080 EDUCATIONAL MATERIAL. (1) Mailing or any distribution of educational material to the general public shall be prohibited.

(2) Direct mail to a doctor's own patient list containing educational material is permitted. At no time will patient educational material be flamboyant or showy, make promise of cure, free examination, free x-rays, free consultation, special techniques or methods, or imply superiority in any manner. Further, the patient educational material must not castigate or falsely impugn other health sciences or make claims that cannot be substantiated. The material should never contain statements of any kind that might be construed as false or misleading.

NEW

WAC 113-10-090 ILLEGAL PRACTITIONERS. Chiropractors should safeguard their profession by exposing those who might attempt to practice without proper credentials, and by reporting violations of the laws regulating chiropractic to the proper authorities.

NEW

WAC 113-10-100 EXCESSIVE PROFESSIONAL CHARGES. (1) A chiropractor shall not charge a patient fees which are unreasonable or excessive. The measure of value of chiropractic services is not the value to the patient but rather is the reasonable value of the services in the community where they are rendered by the chiropractor who rendered them.

(2) A chiropractor shall not prescribe nor perform any services which are not reasonably necessary in consideration of the patient's condition and shall furnish an explanation of charges for chiropractic services upon request of the board.

NEW

WAC 113-10-110 DISPARAGING OTHER PRACTITIONERS. No chiropractor shall falsely malign another practitioner or a practitioner's method of practice.

NEW

WAC 113-12-045 ANNOUNCEMENTS. (1) Newspaper announcements of office openings, change in location, or association of another chiropractor shall not exceed a maximum of two columns wide and three inches high. In addition to the description of the notice of the announcement, the announcement shall not contain any other information except that permitted on a professional card.

(2) No other announcements to the general public by newspaper or by any other form of mass communication shall be made, including announcements of change in office hours, or returns from vacation or educational leaves.

AMD

WAC 113-12-050 MATERIAL FOR DISTRIBUTION. No chiropractor shall distribute or mail or have distributed or mailed to the members of the general public material bearing information as to location or description of his chiropractic practice.

NEW

WAC 113-12-065 PROFESSIONAL CARDS. Professional cards shall not contain any material other than the name, address, office hours, telephone number, name of clinic if applicable, professional identification, and professional associations.

AMD

WAC 113-12-070 REPRESENTATIONS AS TO FREE SERVICES. No chiropractor shall make any representation as to free x-rays or other services when the patient or his insurance carrier is charged for any services by the chiropractor.

AMD

WAC 113-12-090 PUBLIC RELATIONS ADVERTISING. (1) Public relations advertising or program refers to advertising or programs which provide the public with information about chiropractic but do not promote any chiropractors individually.

(2) No public relations advertising or public relations program shall be considered as unprofessional conduct which has received prior endorsement of either the Washington Chiropractors Association, Inc. or the Chiropractic Society of Washington, and the final approval of the chiropractic disciplinary board.

NEW

WAC 113-12-115 ACUPUNCTURE. No chiropractor shall:
(1) Employ the use of needles in the treatment of a patient; or
(2) Hold himself out as practicing acupuncture in any form.

NEW

WAC 113-12-130 CIVIC AND CHARITABLE CONTRIBUTION RECOGNITION. A chiropractor shall be permitted to allow his or her name and the designation "D.C." to be included in a listing of individuals supporting civic or charitable activities or organizations.

REP

WAC 113-12-040, 113-12-060 and 113-12-110 be and the same are each hereby repealed.