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HOUSE BILL 2575

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State of Washington

56th Legislature

2000 Regular Session

By Representatives Ruderman, Campbell, Cody, Edwards, Edmonds, Conway and Santos

Read first time 01/17/2000. Referred to Committee on Health Care.

1 AN ACT Relating to naturopathic physicians; amending RCW  
2 18.36A.010, 18.36A.020, 18.36A.030, 18.36A.040, 18.36A.050, 18.36A.070,  
3 18.06.050, 18.74.010, 18.120.020, 18.130.040, and 43.70.470; adding new  
4 sections to chapter 18.36A RCW; adding a new section to chapter 19.68  
5 RCW; creating a new section; and providing an effective date.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 **Sec. 1.** RCW 18.36A.010 and 1987 c 447 s 1 are each amended to read  
8 as follows:

9 The legislature finds that it is necessary to regulate the practice  
10 of ((naturopaths)) naturopathic physicians in order to protect the  
11 public health, safety, and welfare. It is the legislature's intent  
12 that only individuals who meet and maintain minimum standards of  
13 competence and conduct may provide service to the public.

14 **Sec. 2.** RCW 18.36A.020 and 1991 c 3 s 87 are each amended to read  
15 as follows:

16 Unless the context clearly requires otherwise, the definitions in  
17 this section apply throughout this chapter.

18 (1) "Department" means the department of health.

1 (2) "Secretary" means the secretary of health or the secretary's  
2 designee.

3 (3) "~~((Naturopath))~~ Naturopathic physician" means an individual  
4 licensed under this chapter.

5 (4) "Committee" means the Washington state naturopathic practice  
6 advisory committee.

7 (5) "Educational program" means ~~((a))~~ an approved program preparing  
8 persons for the practice of ~~((naturopathy))~~ naturopathic medicine.

9 (6) "Nutrition and food science" means the prevention and treatment  
10 of disease or other human conditions through the use of foods, water,  
11 herbs, roots, bark, or natural food elements.

12 (7) "Manual manipulation" or "mechanotherapy" means manipulation of  
13 a part or the whole of the body by hand or by mechanical means.

14 (8) "Physical modalities" means use of physical, chemical,  
15 electrical, and other noninvasive modalities including, but not limited  
16 to heat, cold, air, light, water in any of its forms, sound, massage,  
17 and therapeutic exercise.

18 (9) "Homeopathy" means a system of medicine based on the use of  
19 infinitesimal doses of medicines capable of producing symptoms similar  
20 to those of the disease treated, as listed in the homeopathic  
21 pharmacopeia of the United States.

22 (10) ~~(( "Medicines of mineral, animal, and botanical origin" means~~  
23 ~~medicines derived from animal organs, tissues, and oils, minerals, and~~  
24 ~~plants administered orally and topically, excluding legend drugs with~~  
25 ~~the following exceptions: Vitamins, minerals, whole gland thyroid, and~~  
26 ~~substances as exemplified in traditional botanical and herbal~~  
27 ~~pharmacopoeia, and nondrug contraceptive devices excluding interuterine~~  
28 ~~devices. The use of intermuscular injections are limited to vitamin~~  
29 ~~B-12 preparations and combinations when clinical and/or laboratory~~  
30 ~~evaluation has indicated vitamin B-12 deficiency. The use of~~  
31 ~~controlled substances is prohibited.))~~ "Naturopathic medicines" include  
32 legend drugs and drugs in Schedules III-V of the uniform controlled  
33 substances act consistent with naturopathic medical practice and in  
34 accordance with rules adopted by the secretary, excluding controlled  
35 substances listed in Schedules I and II of the uniform controlled  
36 substances act, chapter 69.50 RCW; vitamins; minerals; botanical  
37 medicines; homeopathic medicines; hormones; and other physiologic  
38 substances as exemplified in standard naturopathic medical texts,  
39 journals, and pharmacopeia, including nondrug contraceptive devices.

1 Naturopathic physicians may administer intermuscular, intramuscular,  
2 intravenous, subcutaneous, and intradermal injections of substances  
3 appropriate to naturopathic medicine, including providing saline  
4 infusion for dehydrated patients. The secretary shall determine, by  
5 rule, which other substances are appropriate.

6 (11) "Hygiene and immunization" means the use of such preventative  
7 techniques as personal hygiene, asepsis, public health, and  
8 immunizations, to the extent allowed by rule.

9 (12) "Minor office procedures" means minor surgical care and  
10 procedures incident thereto of superficial lacerations, lesions, and  
11 abrasions, and the removal of foreign bodies located in superficial  
12 structures, not to include the eye; trigger point therapy, dermal  
13 stimulation, and allergy testing and treatment; and the use of  
14 antiseptics and topical or local anesthetics in connection therewith.

15 (13) "Common diagnostic procedures" means the use of venipuncture  
16 ~~((to withdraw blood))~~ consistent with naturopathic medical practice,  
17 commonly used diagnostic modalities consistent with naturopathic  
18 practice, health history taking, physical examination, radiography,  
19 examination of body orifices excluding endoscopy, ~~((and))~~ laboratory  
20 medicine ~~((which obtains)),~~ and obtaining samples of human tissues  
21 ~~((products)),~~ ~~((including superficial scrapings))~~ but excluding  
22 ~~((procedures which would require))~~ surgical ~~((incision))~~ excision  
23 beyond that which is authorized as minor office procedure.

24 (14) "Suggestion" means techniques including but not limited to  
25 counseling, biofeedback, and hypnosis.

26 (15) "Radiography" means the ordering, but not the interpretation,  
27 of radiographic diagnostic and other imaging studies and the taking and  
28 interpretation of standard radiographs. Radiography includes the  
29 ordering, but not the interpretation, of ultrasonic images.

30 **Sec. 3.** RCW 18.36A.030 and 1991 c 3 s 88 are each amended to read  
31 as follows:

32 (1) No person may practice naturopathy or naturopathic medicine or  
33 represent himself or herself as a ~~((naturopath))~~ naturopathic physician  
34 without first applying for and receiving a license from the secretary  
35 to practice naturopathy or naturopathic medicine.

36 (2) A person represents himself or herself as a ~~((naturopath))~~  
37 naturopathic physician when that person adopts or uses any title or any  
38 description of services that incorporates one or more of the following

1 terms or designations: Naturopath, naturopathic physician, natural  
2 medicine practitioner, or doctor of naturopathic medicine.

3 **Sec. 4.** RCW 18.36A.040 and 1991 c 3 s 89 are each amended to read  
4 as follows:

5 Naturopathic medicine or naturopathy is the practice by  
6 ((~~naturopaths~~)) naturopathic physicians of the art and science of the  
7 diagnosis, prevention, and treatment of disorders of the body by  
8 stimulation or support, or both, of the natural processes of the human  
9 body. A ((~~naturopath~~)) naturopathic physician is responsible and  
10 accountable to the consumer for the quality of naturopathic care  
11 rendered.

12 The practice of naturopathy or naturopathic medicine includes  
13 manual manipulation (mechanotherapy), the prescription, administration,  
14 dispensing, and use, except for the treatment of malignancies ((~~or~~  
15 ~~neoplastic—disease~~)), of nutrition and food science, physical  
16 modalities, minor office procedures, homeopathy, certain medicines of  
17 mineral, animal, and botanical origin, hygiene and immunization, common  
18 diagnostic procedures, and suggestion; however, nothing in this chapter  
19 shall prohibit consultation and treatment of a patient in concert with  
20 a practitioner licensed under chapter 18.57 or 18.71 RCW. No person  
21 licensed under this chapter may employ the term "chiropractic" to  
22 describe any services provided by a ((~~naturopath~~)) naturopathic  
23 physician under this chapter. No person licensed under this chapter  
24 may employ the term "acupuncture" to describe any services provided by  
25 a naturopathic physician under this chapter.

26 **Sec. 5.** RCW 18.36A.050 and 1991 c 3 s 90 are each amended to read  
27 as follows:

28 Nothing in this chapter shall be construed to prohibit or restrict:

29 (1) The practice of a profession by individuals who are licensed,  
30 certified, or registered under other laws of this state who are  
31 performing services within their authorized scope of practice;

32 (2) The practice of naturopathic medicine by an individual employed  
33 by the government of the United States while the individual is engaged  
34 in the performance of duties prescribed for him or her by the laws and  
35 regulations of the United States;

36 (3) The practice of naturopathic medicine by students enrolled in  
37 a school approved by the secretary. The performance of services shall

1 be pursuant to a course of instruction or assignments from an  
2 instructor and under the supervision of the instructor. The instructor  
3 shall be a ((~~naturopath~~)) naturopathic physician licensed pursuant to  
4 this chapter; or

5 (4) The practice of oriental medicine or oriental herbology, or the  
6 rendering of other dietary or nutritional advice.

7 **Sec. 6.** RCW 18.36A.070 and 1991 c 3 s 92 are each amended to read  
8 as follows:

9 (1) There is hereby created the Washington state naturopathic  
10 advisory committee consisting of five members appointed by the  
11 secretary who shall advise the secretary concerning the administration  
12 of this chapter. Three members of the initial committee shall be  
13 persons who would qualify for licensing under this chapter. Their  
14 successors shall be ((~~naturopaths~~)) naturopathic physicians who are  
15 licensed under this chapter. Two members of the committee shall be  
16 individuals who are unaffiliated with the profession. For the initial  
17 committee, one unaffiliated member and one ((~~naturopath~~)) naturopathic  
18 physician shall serve four-year terms, one unaffiliated member and one  
19 ((~~naturopath~~)) naturopathic physician shall serve three-year terms, and  
20 one ((~~naturopath~~)) naturopathic physician shall serve a two-year term.  
21 The term of office for committee members after the initial committee is  
22 four years. Any committee member may be removed for just cause  
23 including a finding of fact of unprofessional conduct, impaired  
24 practice, or more than three unexcused absences. The secretary may  
25 appoint a new member to fill any vacancy on the committee for the  
26 remainder of the unexpired term.

27 No committee member may serve more than two consecutive terms,  
28 whether full or partial.

29 (2) Committee members shall be compensated in accordance with RCW  
30 43.03.240 and reimbursed for travel expenses in accordance with RCW  
31 43.03.050 and 43.03.060.

32 (3) The committee may elect annually a chair and vice-chair to  
33 direct the meetings of the committee. The committee shall meet at  
34 least once each year, and may hold additional meetings as called by the  
35 secretary or the chair.

36 **Sec. 7.** RCW 18.06.050 and 1991 c 3 s 7 are each amended to read as  
37 follows:

1 Any person seeking to be examined shall present to the secretary at  
2 least forty-five days before the commencement of the examination:

3 (1) A written application on a form or forms provided by the  
4 secretary setting forth under affidavit such information as the  
5 secretary may require; and

6 (2) Proof that the candidate has:

7 (a) Successfully completed a course, approved by the secretary, of  
8 didactic training in basic sciences and acupuncture over a minimum  
9 period of two academic years. The training shall include such subjects  
10 as anatomy, physiology, bacteriology, biochemistry, pathology, hygiene,  
11 and a survey of western clinical sciences. The basic science classes  
12 must be equivalent to those offered at the collegiate level. However,  
13 if the applicant is a licensed chiropractor under chapter 18.25 RCW or  
14 a ((naturopath)) naturopathic physician licensed under chapter 18.36A  
15 RCW, the requirements of this subsection relating to basic sciences may  
16 be reduced by up to one year depending upon the extent of the  
17 candidate's qualifications as determined under rules adopted by the  
18 secretary;

19 (b) Successfully completed a course, approved by the secretary, of  
20 clinical training in acupuncture over a minimum period of one academic  
21 year. The training shall include a minimum of: (i) Twenty-nine  
22 quarter credits of supervised practice, consisting of at least four  
23 hundred separate patient treatments involving a minimum of one hundred  
24 different patients, and (ii) one hundred hours or nine quarter credits  
25 of observation which shall include case presentation and discussion.

26 NEW SECTION. Sec. 8. A new section is added to chapter 18.36A RCW  
27 to read as follows:

28 A naturopathic physician may employ persons to assist in the  
29 preparation and monitoring of equipment and procedures involved in  
30 colonic therapy. The secretary shall adopt rules establishing  
31 protocols for the delegation and supervision of colonic therapy,  
32 including the qualifications of unlicensed persons performing colonic  
33 therapy.

34 NEW SECTION. Sec. 9. A new section is added to chapter 18.36A RCW  
35 to read as follows:

36 From his or her office, a naturopathic physician may compound,  
37 dispense, or sell naturopathic medicines not commonly available by

1 prescription to meet the needs of individual patients on a case-by-case  
2 basis, excluding controlled substances or legend drugs. Injectable  
3 medications shall not be compounded unless provided for by the  
4 secretary in rule under the authority granted in RCW 18.36A.020(10).

5 NEW SECTION. **Sec. 10.** A new section is added to chapter 19.68 RCW  
6 to read as follows:

7 A naturopathic physician, licensed under chapter 18.36A RCW, is  
8 exempt from this chapter when dispensing or selling naturopathic  
9 medicines or products from his or her own office in accordance with the  
10 limitations and exclusions in section 9 of this act.

11 **Sec. 11.** RCW 18.74.010 and 1997 c 275 s 8 are each amended to read  
12 as follows:

13 Unless the context otherwise requires, the definitions in this  
14 section apply throughout this chapter.

15 (1) "Board" means the board of physical therapy created by RCW  
16 18.74.020.

17 (2) "Department" means the department of health.

18 (3) "Physical therapy" means the treatment of any bodily or mental  
19 condition of any person by the use of the physical, chemical, and other  
20 properties of heat, cold, air, light, water, electricity, sound,  
21 massage, and therapeutic exercise, which includes posture and  
22 rehabilitation procedures; the performance of tests and measurements of  
23 neuromuscular function as an aid to the diagnosis or treatment of any  
24 human condition; performance of treatments on the basis of test  
25 findings after consultation with and periodic review by an authorized  
26 health care practitioner except as provided in RCW 18.74.012;  
27 supervision of selective forms of treatment by trained supportive  
28 personnel; and provision of consultative services for health,  
29 education, and community agencies. The use of Roentgen rays and radium  
30 for diagnostic and therapeutic purposes, the use of electricity for  
31 surgical purposes, including cauterization, and the use of spinal  
32 manipulation or manipulative mobilization of the spine and its  
33 immediate articulations, are not included under the term "physical  
34 therapy" as used in this chapter.

35 (4) "Physical therapist" means a person who practices physical  
36 therapy as defined in this chapter but does not include massage  
37 operators as defined in RCW 18.108.010.

1 (5) "Secretary" means the secretary of health.

2 (6) Words importing the masculine gender may be applied to females.

3 (7) "Authorized health care practitioner" means and includes  
4 licensed physicians, osteopathic physicians, chiropractors,  
5 ((naturepaths)) naturopathic physicians, podiatric physicians and  
6 surgeons, dentists, and advanced registered nurse practitioners:  
7 PROVIDED, HOWEVER, That nothing herein shall be construed as altering  
8 the scope of practice of such practitioners as defined in their  
9 respective licensure laws.

10 **Sec. 12.** RCW 18.120.020 and 1997 c 334 s 13 are each amended to  
11 read as follows:

12 The definitions contained in this section shall apply throughout  
13 this chapter unless the context clearly requires otherwise.

14 (1) "Applicant group" includes any health professional group or  
15 organization, any individual, or any other interested party which  
16 proposes that any health professional group not presently regulated be  
17 regulated or which proposes to substantially increase the scope of  
18 practice of the profession.

19 (2) "Certificate" and "certification" mean a voluntary process by  
20 which a statutory regulatory entity grants recognition to an individual  
21 who (a) has met certain prerequisite qualifications specified by that  
22 regulatory entity, and (b) may assume or use "certified" in the title  
23 or designation to perform prescribed health professional tasks.

24 (3) "Grandfather clause" means a provision in a regulatory statute  
25 applicable to practitioners actively engaged in the regulated health  
26 profession prior to the effective date of the regulatory statute which  
27 exempts the practitioners from meeting the prerequisite qualifications  
28 set forth in the regulatory statute to perform prescribed occupational  
29 tasks.

30 (4) "Health professions" means and includes the following health  
31 and health-related licensed or regulated professions and occupations:  
32 Podiatric medicine and surgery under chapter 18.22 RCW; chiropractic  
33 under chapter 18.25 RCW; dental hygiene under chapter 18.29 RCW;  
34 dentistry under chapter 18.32 RCW; denturism under chapter 18.30 RCW;  
35 dispensing opticians under chapter 18.34 RCW; hearing instruments under  
36 chapter 18.35 RCW; ((naturepaths)) naturopathic physicians under  
37 chapter 18.36A RCW; embalming and funeral directing under chapter 18.39  
38 RCW; midwifery under chapter 18.50 RCW; nursing home administration



1 under chapter 18.52 RCW; optometry under chapters 18.53 and 18.54 RCW;  
2 ocularists under chapter 18.55 RCW; osteopathic medicine and surgery  
3 under chapters 18.57 and 18.57A RCW; pharmacy under chapters 18.64 and  
4 18.64A RCW; medicine under chapters 18.71 and 18.71A RCW; emergency  
5 medicine under chapter 18.73 RCW; physical therapy under chapter 18.74  
6 RCW; practical nurses under chapter 18.79 RCW; psychologists under  
7 chapter 18.83 RCW; registered nurses under chapter 18.79 RCW;  
8 occupational therapists licensed under chapter 18.59 RCW; respiratory  
9 care practitioners licensed under chapter 18.89 RCW; veterinarians and  
10 animal technicians under chapter 18.92 RCW; health care assistants  
11 under chapter 18.135 RCW; massage practitioners under chapter 18.108  
12 RCW; acupuncturists licensed under chapter 18.06 RCW; persons  
13 registered or certified under chapter 18.19 RCW; dietitians and  
14 nutritionists certified by chapter 18.138 RCW; radiologic technicians  
15 under chapter 18.84 RCW; and nursing assistants registered or certified  
16 under chapter 18.88A RCW.

17 (5) "Inspection" means the periodic examination of practitioners by  
18 a state agency in order to ascertain whether the practitioners'  
19 occupation is being carried out in a fashion consistent with the public  
20 health, safety, and welfare.

21 (6) "Legislative committees of reference" means the standing  
22 legislative committees designated by the respective rules committees of  
23 the senate and house of representatives to consider proposed  
24 legislation to regulate health professions not previously regulated.

25 (7) "License," "licensing," and "licensure" mean permission to  
26 engage in a health profession which would otherwise be unlawful in the  
27 state in the absence of the permission. A license is granted to those  
28 individuals who meet prerequisite qualifications to perform prescribed  
29 health professional tasks and for the use of a particular title.

30 (8) "Professional license" means an individual, nontransferable  
31 authorization to carry on a health activity based on qualifications  
32 which include: (a) Graduation from an accredited or approved program,  
33 and (b) acceptable performance on a qualifying examination or series of  
34 examinations.

35 (9) "Practitioner" means an individual who (a) has achieved  
36 knowledge and skill by practice, and (b) is actively engaged in a  
37 specified health profession.

38 (10) "Public member" means an individual who is not, and never was,  
39 a member of the health profession being regulated or the spouse of a

1 member, or an individual who does not have and never has had a material  
2 financial interest in either the rendering of the health professional  
3 service being regulated or an activity directly related to the  
4 profession being regulated.

5 (11) "Registration" means the formal notification which, prior to  
6 rendering services, a practitioner shall submit to a state agency  
7 setting forth the name and address of the practitioner; the location,  
8 nature and operation of the health activity to be practiced; and, if  
9 required by the regulatory entity, a description of the service to be  
10 provided.

11 (12) "Regulatory entity" means any board, commission, agency,  
12 division, or other unit or subunit of state government which regulates  
13 one or more professions, occupations, industries, businesses, or other  
14 endeavors in this state.

15 (13) "State agency" includes every state office, department, board,  
16 commission, regulatory entity, and agency of the state, and, where  
17 provided by law, programs and activities involving less than the full  
18 responsibility of a state agency.

19 **Sec. 13.** RCW 18.130.040 and 1999 c 335 s 10 are each amended to  
20 read as follows:

21 (1) This chapter applies only to the secretary and the boards and  
22 commissions having jurisdiction in relation to the professions licensed  
23 under the chapters specified in this section. This chapter does not  
24 apply to any business or profession not licensed under the chapters  
25 specified in this section.

26 (2)(a) The secretary has authority under this chapter in relation  
27 to the following professions:

28 (i) Dispensing opticians licensed under chapter 18.34 RCW;

29 (ii) (~~Naturopaths~~) Naturopathic physicians licensed under chapter  
30 18.36A RCW;

31 (iii) Midwives licensed under chapter 18.50 RCW;

32 (iv) Ocularists licensed under chapter 18.55 RCW;

33 (v) Massage operators and businesses licensed under chapter 18.108  
34 RCW;

35 (vi) Dental hygienists licensed under chapter 18.29 RCW;

36 (vii) Acupuncturists licensed under chapter 18.06 RCW;

37 (viii) Radiologic technologists certified and X-ray technicians  
38 registered under chapter 18.84 RCW;

1 (ix) Respiratory care practitioners licensed under chapter 18.89  
2 RCW;

3 (x) Persons registered or certified under chapter 18.19 RCW;

4 (xi) Persons registered as nursing pool operators under chapter  
5 18.52C RCW;

6 (xii) Nursing assistants registered or certified under chapter  
7 18.88A RCW;

8 (xiii) Health care assistants certified under chapter 18.135 RCW;

9 (xiv) Dietitians and nutritionists certified under chapter 18.138  
10 RCW;

11 (xv) Chemical dependency professionals certified under chapter  
12 18.205 RCW;

13 (xvi) Sex offender treatment providers certified under chapter  
14 18.155 RCW;

15 (xvii) Persons licensed and certified under chapter 18.73 RCW or  
16 RCW 18.71.205;

17 (xviii) Persons registered as adult family home providers and  
18 resident managers under RCW 18.48.020;

19 (xix) Denturists licensed under chapter 18.30 RCW;

20 (xx) Orthotists and prosthetists licensed under chapter 18.200 RCW;  
21 and

22 (xxi) Surgical technologists registered under chapter 18.215 RCW.

23 (b) The boards and commissions having authority under this chapter  
24 are as follows:

25 (i) The podiatric medical board as established in chapter 18.22  
26 RCW;

27 (ii) The chiropractic quality assurance commission as established  
28 in chapter 18.25 RCW;

29 (iii) The dental quality assurance commission as established in  
30 chapter 18.32 RCW;

31 (iv) The board of hearing and speech as established in chapter  
32 18.35 RCW;

33 (v) The board of examiners for nursing home administrators as  
34 established in chapter 18.52 RCW;

35 (vi) The optometry board as established in chapter 18.54 RCW  
36 governing licenses issued under chapter 18.53 RCW;

37 (vii) The board of osteopathic medicine and surgery as established  
38 in chapter 18.57 RCW governing licenses issued under chapters 18.57 and  
39 18.57A RCW;

1 (viii) The board of pharmacy as established in chapter 18.64 RCW  
2 governing licenses issued under chapters 18.64 and 18.64A RCW;

3 (ix) The medical quality assurance commission as established in  
4 chapter 18.71 RCW governing licenses and registrations issued under  
5 chapters 18.71 and 18.71A RCW;

6 (x) The board of physical therapy as established in chapter 18.74  
7 RCW;

8 (xi) The board of occupational therapy practice as established in  
9 chapter 18.59 RCW;

10 (xii) The nursing care quality assurance commission as established  
11 in chapter 18.79 RCW governing licenses issued under that chapter;

12 (xiii) The examining board of psychology and its disciplinary  
13 committee as established in chapter 18.83 RCW; and

14 (xiv) The veterinary board of governors as established in chapter  
15 18.92 RCW.

16 (3) In addition to the authority to discipline license holders, the  
17 disciplining authority has the authority to grant or deny licenses  
18 based on the conditions and criteria established in this chapter and  
19 the chapters specified in subsection (2) of this section. This chapter  
20 also governs any investigation, hearing, or proceeding relating to  
21 denial of licensure or issuance of a license conditioned on the  
22 applicant's compliance with an order entered pursuant to RCW 18.130.160  
23 by the disciplining authority.

24 (4) All disciplining authorities shall adopt procedures to ensure  
25 substantially consistent application of this chapter, the Uniform  
26 Disciplinary Act, among the disciplining authorities listed in  
27 subsection (2) of this section.

28 **Sec. 14.** RCW 43.70.470 and 1993 c 492 s 277 are each amended to  
29 read as follows:

30 The department may establish by rule the conditions of  
31 participation in the liability insurance program by retired primary  
32 care providers at clinics utilizing retired (~~(physicians [primary care~~  
33 ~~providers])~~) primary care providers for the purposes of this section  
34 and RCW 43.70.460. These conditions shall include, but not be limited  
35 to, the following:

36 (1) The participating primary care provider associated with the  
37 clinic shall hold a valid license to practice as a physician under  
38 chapter 18.71 or 18.57 RCW, a (~~(naturopath)~~) naturopathic physician

1 under chapter 18.36A RCW, a physician assistant under chapter 18.71A or  
2 18.57A RCW, an advanced registered nurse practitioner under chapter  
3 18.88 RCW, a dentist under chapter 18.32 RCW, or other health  
4 professionals as may be deemed in short supply in the health personnel  
5 resource plan under chapter 28B.125 RCW. All primary care providers  
6 must be in conformity with current requirements for licensure as a  
7 retired primary care provider, including continuing education  
8 requirements;

9 (2) The participating primary care provider shall limit the scope  
10 of practice in the clinic to primary care. Primary care shall be  
11 limited to noninvasive procedures and shall not include obstetrical  
12 care, or any specialized care and treatment. Noninvasive procedures  
13 include injections, suturing of minor lacerations, and incisions of  
14 boils or superficial abscesses. Primary dental care shall be limited  
15 to diagnosis, oral hygiene, restoration, and extractions and shall not  
16 include orthodontia, or other specialized care and treatment;

17 (3) The provision of liability insurance coverage shall not extend  
18 to acts outside the scope of rendering medical services pursuant to  
19 this section and RCW 43.70.460;

20 (4) The participating primary care provider shall limit the  
21 provision of health care services to primarily low-income persons  
22 provided that clinics may, but are not required to, provide means tests  
23 for eligibility as a condition for obtaining health care services;

24 (5) The participating primary care provider shall not accept  
25 compensation for providing health care services from patients served  
26 pursuant to this section and RCW 43.70.460, nor from clinics serving  
27 these patients. "Compensation" shall mean any remuneration of value to  
28 the participating primary care provider for services provided by the  
29 primary care provider, but shall not be construed to include any  
30 nominal copayments charged by the clinic, nor reimbursement of related  
31 expenses of a participating primary care provider authorized by the  
32 clinic in advance of being incurred; and

33 (6) The use of mediation or arbitration for resolving questions of  
34 potential liability may be used, however any mediation or arbitration  
35 agreement format shall be expressed in terms clear enough for a person  
36 with a sixth grade level of education to understand, and on a form no  
37 longer than one page in length.

1        NEW SECTION.    **Sec. 15.**    The department of health shall conduct an  
2 analysis of the appropriateness of naturopathic physicians using  
3 naturopathic techniques including, but not limited to, auricular, hand  
4 therapy, and other practices that may overlap with the acupuncture  
5 scope of practice.    The secretary of health shall appoint a work group  
6 of affected parties which shall identify areas that should require an  
7 endorsement to the naturopathic license and what the requirements for  
8 such an endorsement should be.    The secretary shall report to the  
9 legislature on any needed legislative changes.    In addition, this  
10 report shall include an evaluation of the following:

11        (1) Establishing an endorsement process to allow naturopaths to  
12 perform specific acupuncture-related practices if they can demonstrate  
13 competency;

14        (2) Increasing the naturopathic scope of practice to include these  
15 acupuncture-related practices consistent with naturopathic medicine;  
16 and

17        (3) The appropriate level of education, training, and experience to  
18 needed to support any increase in the scope of practice and any  
19 endorsement.

20        The report and proposed legislation shall be provided to the  
21 appropriate committees of the legislature by January 8, 2001.

22        NEW SECTION.    **Sec. 16.**    Sections 1 through 14 of this act take  
23 effect July 1, 2001.

--- END ---