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SENATE BILL 5605

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State of Washington

59th Legislature

2005 Regular Session

By Senators Thibaudeau, Pflug, Keiser, Deccio, Kohl-Welles, Parlette, Shin and McAuliffe

Read first time 01/31/2005. Referred to Committee on Health & Long-Term Care.

1 AN ACT Relating to naturopathic physicians; amending RCW 18.36A.020  
2 and 18.36A.040; and creating a new section.

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

4 **Sec. 1.** RCW 18.36A.020 and 1991 c 3 s 87 are each amended to read  
5 as follows:

6 Unless the context clearly requires otherwise, the definitions in  
7 this section apply throughout this chapter.

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

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

11 (3) "Naturopath" means an individual licensed under this chapter.

12 (4) "Committee" means the Washington state naturopathic practice  
13 advisory committee.

14 (5) "Educational program" means ((a)) an accredited program  
15 preparing persons for the practice of ((naturopathy)) naturopathic  
16 medicine.

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

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

3 (8) "Physical modalities" means use of physical, chemical,  
4 electrical, and other noninvasive modalities, including((~~7~~)) but not  
5 limited to heat, cold, air, light, water in any of its forms, sound,  
6 massage, and therapeutic exercise.

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

11 (~~("Medicines of mineral, animal, and botanical origin" means~~  
12 ~~medicines derived from animal organs, tissues, and oils, minerals, and~~  
13 ~~plants administered orally and topically, excluding legend drugs with~~  
14 ~~the following exceptions: Vitamins, minerals, whole gland thyroid, and~~  
15 ~~substances as exemplified in traditional botanical and herbal~~  
16 ~~pharmacopoeia, and nondrug contraceptive devices excluding interuterine~~  
17 ~~devices. The use of intermuscular injections are limited to vitamin~~  
18 ~~B-12 preparations and combinations when clinical and/or laboratory~~  
19 ~~evaluation has indicated vitamin B-12 deficiency. The use of~~  
20 ~~controlled substances is prohibited.)) "Naturopathic medicines" means  
21 vitamins; minerals; botanical medicines; homeopathic medicines;  
22 hormones; and those legend drugs and controlled substances consistent  
23 with naturopathic medical practice in accordance with rules established  
24 by the secretary. Controlled substances are limited to codeine and  
25 testosterone products that are contained in Schedules III, IV, and V in  
26 chapter 69.50 RCW.~~

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

30 (12) "Minor office procedures" means care and procedures incident  
31 thereto of superficial lacerations, lesions, and abrasions, and the  
32 removal of foreign bodies located in superficial structures, not to  
33 include the eye; and the use of antiseptics and topical or local  
34 anesthetics in connection therewith. "Minor office procedures" also  
35 includes intramuscular, intravenous, subcutaneous, and intradermal  
36 injections of substances consistent with the practice of naturopathic  
37 medicine and in accordance with rules established by the secretary.

1 (13) "Common diagnostic procedures" means the use of venipuncture  
2 (~~to withdraw blood~~) consistent with the practice of naturopathic  
3 medicine, commonly used diagnostic modalities consistent with  
4 naturopathic practice, health history taking, physical examination,  
5 radiography, examination of body orifices excluding endoscopy, (~~and~~)  
6 laboratory medicine (~~which obtains~~), and obtaining samples of human  
7 tissues (~~products~~), (~~including superficial scrapings~~) but excluding  
8 (~~procedures which would require surgical~~) incision or excision beyond  
9 that which is authorized as a minor office procedure.

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

12 (15) "Radiography" means the ordering, but not the interpretation,  
13 of radiographic diagnostic and other imaging studies and the taking and  
14 interpretation of standard radiographs.

15 **Sec. 2.** RCW 18.36A.040 and 1991 c 3 s 89 are each amended to read  
16 as follows:

17 Naturopathic medicine (~~or naturopathy~~) is the practice by  
18 naturopaths of the art and science of the diagnosis, prevention, and  
19 treatment of disorders of the body by stimulation or support, or both,  
20 of the natural processes of the human body. A naturopath is  
21 responsible and accountable to the consumer for the quality of  
22 naturopathic care rendered.

23 The practice of (~~naturopathy~~) naturopathic medicine includes  
24 manual manipulation (mechanotherapy), the prescription, administration,  
25 dispensing, and use, except for the treatment of malignancies (~~or~~  
26 ~~neoplastic disease~~), of nutrition and food science, physical  
27 modalities, minor office procedures, homeopathy, (~~certain~~)  
28 naturopathic medicines (~~of mineral, animal, and botanical origin~~),  
29 hygiene and immunization, nondrug contraceptive devices, common  
30 diagnostic procedures, and suggestion; however, nothing in this chapter  
31 shall prohibit consultation and treatment of a patient in concert with  
32 a practitioner licensed under chapter 18.57 or 18.71 RCW. No person  
33 licensed under this chapter may employ the term "chiropractic" to  
34 describe any services provided by a naturopath under this chapter.

35 NEW SECTION. **Sec. 3.** The secretary, in consultation with the  
36 naturopathic advisory committee and the Washington state board of

1 pharmacy, shall develop education and training requirements for the use  
2 of controlled substances authorized under this act. The requirements  
3 must be met by the naturopath prior to being authorized to prescribe  
4 controlled substances under this act.

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