

1-1 By: Hinojosa, Perry S.B. No. 1867
1-2 (In the Senate - Filed March 7, 2019; March 18, 2019, read
1-3 first time and referred to Committee on Health & Human Services;
1-4 May 17, 2019, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 6, Nays 3; May 17, 2019,
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8 Kolkhorst	X			
1-9 Perry	X			
1-10 Buckingham		X		
1-11 Campbell		X		
1-12 Flores		X		
1-13 Johnson	X			
1-14 Miles	X			
1-15 Powell	X			
1-16 Seliger	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1867 By: Perry

1-19 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to the scope of practice for chiropractors.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 201.002(a), Occupations Code, is amended
1-24 by adding Subdivision (3-a) to read as follows:

1-25 (3-a) "Neuromusculoskeletal system" means the
1-26 musculoskeletal and nervous systems in relation to disorders that
1-27 manifest in both systems, including disorders of a biomechanical
1-28 or functional nature.

1-29 SECTION 2. Section 201.002(b), Occupations Code, is amended
1-30 to read as follows:

1-31 (b) A person practices chiropractic under this chapter if
1-32 the person:

1-33 (1) uses objective or subjective means to diagnose,
1-34 analyze, examine, or evaluate the biomechanical condition of the
1-35 spine and neuromusculoskeletal ~~musculoskeletal~~ system of the
1-36 human body;

1-37 (2) performs nonsurgical, nonincisive procedures,
1-38 including adjustment and manipulation, to improve the subluxation
1-39 complex or the biomechanics of the neuromusculoskeletal
1-40 ~~musculoskeletal~~ system;

1-41 (3) represents to the public that the person is a
1-42 chiropractor; or

1-43 (4) uses the term "chiropractor," "chiropractic,"
1-44 "doctor of chiropractic," "D.C.," or any derivative of those terms
1-45 or initials in connection with the person's name.

1-46 SECTION 3. Section 201.003, Occupations Code, is amended by
1-47 adding Subsection (b-1) to read as follows:

1-48 (b-1) This chapter does not permit the unauthorized
1-49 practice of medicine.

1-50 SECTION 4. The amendments made by this Act are a
1-51 clarification of existing law in light of ongoing litigation over
1-52 whether any part of the nervous system is within the scope of
1-53 chiropractic and do not imply that existing law may be construed as
1-54 inconsistent with the law as amended by this Act.

1-55 SECTION 5. This Act takes effect immediately if it receives
1-56 a vote of two-thirds of all the members elected to each house, as
1-57 provided by Section 39, Article III, Texas Constitution. If this
1-58 Act does not receive the vote necessary for immediate effect, this
1-59 Act takes effect September 1, 2019.

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