

SENATE BILL NO. 2369

Introduced by

Senator Lee

Representative Svedjan

1 A BILL for an Act to create and enact a new chapter to title 43 of the North Dakota Century
2 Code, relating to the practice of acupuncture; and to provide a penalty.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new chapter to title 43 of the North Dakota Century Code is created and
5 enacted as follows:

6 **Definitions.** As used in this chapter:

- 7 1. "Acupuncture" means a form of health care developed from traditional and modern
8 Oriental medical concepts which employs Oriental medical diagnosis and treatment
9 and adjunctive therapies and diagnostic techniques for the promotion,
10 maintenance, and restoration of health and the prevention of disease.
11 2. "Practice of acupuncture" means the insertion of acupuncture needles and the
12 application of moxibustion to specific areas of the human body based on Oriental
13 medical diagnosis as a primary mode of therapy. Adjunctive therapies within the
14 scope of acupuncture may include manual, mechanical, thermal, electrical, and
15 electromagnetic treatment; recommendation of dietary guidelines; and therapeutic
16 exercise based on traditional Oriental medicine concepts.

17 **Practice of acupuncture.** An individual may not practice acupuncture unless the
18 individual holds current active status as a diplomate in acupuncture by the national certification
19 commission for acupuncture and Oriental medicine. However, a student enrolled in a college
20 that is accredited by or is in candidacy status by the accreditation commission for acupuncture
21 and Oriental medicine may practice acupuncture under the supervision of an individual
22 practicing acupuncture under this chapter.

23 **Individuals exempt from chapter.** This chapter does not apply to chiropractors
24 licensed under chapter 43-06 nor to physicians licensed under chapter 43-17.

1 **Penalty.** Any person violating this chapter is guilty of a class B misdemeanor.