

**FIRST ENGROSSMENT  
with Senate Amendments  
ENGROSSED HOUSE BILL NO. 1517**

Introduced by

Representatives D. Ruby, Kasper, Koppelman, Prichard, Tveit, Weisz

Senators Estenson, Larsen

1 A BILL for an Act to amend and reenact subsection 7 of section 43-06-14.1 and subsection 7 of  
2 section 43-06-15 of the North Dakota Century Code, relating to disciplinary proceedings of the  
3 state board of chiropractic examiners.

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

5 **SECTION 1. AMENDMENT.** Subsection 7 of section 43-06-14.1 of the North Dakota  
6 Century Code is amended and reenacted as follows:

7 7. All data and information, including patient records acquired by the board or the peer  
8 review committee, in the exercise of its duties and functions, are confidential and  
9 closed to the public. This subsection does not limit a licensee from accessing records  
10 related to a complaint against the licensee or limit a complainant from accessing  
11 records related to a complaint filed by the complainant. All board and peer review  
12 committee meetings ~~wherein~~ at which patient testimony or records are taken or  
13 reviewed are confidential and closed to the public. However, a board or peer review  
14 meeting at which patient records are taken or reviewed is not closed to the licensee  
15 and is not closed to the complainant to the extent the records taken or reviewed  
16 pertain to the complainant.

17 **SECTION 2. AMENDMENT.** Subsection 7 of section 43-06-15 of the North Dakota Century  
18 Code is amended and reenacted as follows:

19 7. If, based on the investigation or report from a peer review committee, the board has  
20 reasonable cause to believe there is a basis for further proceedings, the board shall  
21 prepare a complaint and serve the complaint, along with a notice of hearing, on the  
22 licensed chiropractor and thereafter proceed with a hearing on the matter under  
23 chapter 28-32. A hearing under this section is not a closed meeting to the licensee and  
24 is not closed to the complainant to the extent the records are related to a complaint

- 1            filed by the complainant. All hearings must be held in Bismarck unless the board and
- 2            the licensed chiropractor agree otherwise.