

5 Strike everything after the enacting clause and insert the
6 following:

7 "Sec. 1. RCW 18.06.010 and 1991 c 3 s 4 are each amended to read
8 as follows:

9 The following terms in this chapter shall have the meanings set
10 forth in this section unless the context clearly indicates otherwise:

11 (1) "Acupuncture" means a health care service based on a
12 traditional Oriental system of medical theory utilizing Oriental
13 diagnosis and treatment to promote health and treat organic or
14 functional disorders by treating specific acupuncture points or
15 meridians. Acupuncture includes but is not necessarily limited to the
16 following techniques:

17 (a) Use of acupuncture needles to stimulate acupuncture points and
18 meridians;

19 (b) Use of electrical, mechanical, or magnetic devices to stimulate
20 acupuncture points and meridians;

21 (c) Moxibustion;

22 (d) Acupressure;

23 (e) Cupping;

24 (f) Dermal friction technique (~~((gwa-hsa))~~);

25 (g) Infra-red;

26 (h) Sonopuncture;

27 (i) Laserpuncture;

1 (j) Dietary advice based on traditional ((Chinese)) Oriental
2 medical theory; and

3 (k) Point injection therapy (aquapuncture).

4 (2) "Acupuncturist" means a person certified under this chapter.

5 (3) "Department" means the department of health.

6 (4) "Secretary" means the secretary of health or the secretary's
7 designee."

8 "NEW SECTION. **Sec. 2.** A new section is added to chapter 18.06 RCW
9 to read as follows:

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

11 (1) The practice licensed, certified, or registered under the laws
12 of this state and performing services within such individual's
13 authorized scope of practice;

14 (2) The practice by an individual employed by the government of the
15 United States while engaged in the performance of duties prescribed by
16 the laws of the United States;

17 (3) The practice by a person who is a regular student in an
18 educational program approved by the secretary, and whose performance of
19 services is pursuant to a regular course of instruction or assignments
20 from an instructor and under the general supervision of the instructor;

21 (4) The practice of acupuncture by any person licensed or certified
22 to perform acupuncture in any other jurisdiction where such person is
23 doing so in the course of regular instruction of a school of
24 acupuncture approved by the secretary or in an educational seminar by
25 a professional organization of acupuncture, provided that in the latter
26 case, the practice is supervised directly by a person certified
27 pursuant to this chapter or licensed under any other healing art whose
28 scope of practice includes acupuncture."

1 **"Sec. 3.** RCW 18.06.080 and 1991 c 3 s 10 are each amended to read
2 as follows:

3 (1) The secretary is hereby authorized and empowered to execute the
4 provisions of this chapter and shall offer examinations in acupuncture
5 at least twice a year at such times and places as the secretary may
6 select. The examination shall be a written examination (~~((in English))~~)
7 and may include a practical examination.

8 (2) The secretary shall develop or approve a (~~((license))~~)
9 certification examination in the subjects that the secretary determines
10 are within the scope of and commensurate with the work performed by
11 certified acupuncturists and shall include but not necessarily be
12 limited to anatomy, physiology, (~~((bacteriology))~~) microbiology,
13 biochemistry, pathology, hygiene, and acupuncture. All application
14 papers shall be deposited with the secretary and there retained for at
15 least one year, when they may be destroyed.

16 (3) If the examination is successfully passed, the secretary shall
17 confer on such candidate the title of Certified Acupuncturist."

18 **"Sec. 4.** RCW 18.06.120 and 1991 c 3 s 12 are each amended to read
19 as follows:

20 (1) Every person certified in acupuncture shall register with the
21 secretary annually and pay an annual renewal registration fee
22 determined by the secretary as provided in RCW 43.70.250 on or before
23 the certificate holder's birth anniversary date. The certificate of
24 the person shall be renewed for a period of one year or longer in the
25 discretion of the secretary. A person whose practice is exclusively
26 out-of-state or who is on sabbatical shall be granted an inactive
27 certification status and pay a reduced registration fee. The reduced
28 fee shall be set by the secretary under RCW 43.70.250.

1 (2) Any failure to register and pay the annual renewal registration
2 fee shall render the certificate invalid. The certificate shall be
3 reinstated upon: (a) Written application to the secretary; (b) payment
4 to the state of a penalty fee determined by the secretary as provided
5 in RCW 43.70.250; and (c) payment to the state of all delinquent annual
6 certificate renewal fees.

7 (3) Any person who fails to renew his or her certification for a
8 period of three years shall not be entitled to renew such certification
9 under this section. Such person, in order to obtain a certification in
10 acupuncture in this state, shall file a new application under this
11 chapter, along with the required fee, and shall meet examination or
12 continuing education requirements as the secretary, by rule, provides.

13 (4) All fees collected under this section and RCW (~~18.06.060~~)
14 18.06.070 shall be credited to the health professions account as
15 required under RCW 43.70.320."

16 "NEW SECTION. **Sec. 5.** The following acts or parts of acts are
17 each repealed:

18 (1) RCW 18.06.030 and 1991 c 3 s 6 and 1985 c 326 s 3;

19 (2) RCW 18.06.040 and 1985 c 326 s 4;

20 (3) RCW 18.06.910 and 1990 c 297 s 15; and

21 (4) RCW 18.06.911 and 1990 c 297 s 16."

22 **SHB 1392** - S COMM AMD

23 By Committee on Health & Long-Term Care

24 ADOPTED 3/2/92

25 On page 1, line 1 of the title, after "acupuncture;" strike the
26 remainder of the title and insert "amending RCW 18.06.010, 18.06.080,
27 and 18.06.120; adding a new section to chapter 18.06 RCW; and repealing
28 RCW 18.06.030, 18.06.040, 18.06.910, and 18.06.911."