

CERTIFICATION OF ENROLLMENT

SENATE BILL 5018

67th Legislature
2021 Regular Session

Passed by the Senate February 23,
2021

Yeas 48 Nays 0

President of the Senate

Passed by the House April 5, 2021

Yeas 97 Nays 0

**Speaker of the House of
Representatives**

Approved

Governor of the State of Washington

CERTIFICATE

I, Brad Hendrickson, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5018** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SENATE BILL 5018

Passed Legislature - 2021 Regular Session

State of Washington 67th Legislature 2021 Regular Session

By Senators Rivers, Cleveland, Dhingra, Lovelett, Short, and Wilson,
C.

Prefiled 12/15/20. Read first time 01/11/21. Referred to Committee
on Health & Long Term Care.

1 AN ACT Relating to acupuncture and Eastern medicine; and amending
2 RCW 18.06.010 and 18.06.230.

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

4 **Sec. 1.** RCW 18.06.010 and 2019 c 308 s 2 are each amended to
5 read as follows:

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

8 (1) "Acupuncture(~~"or"~~) and Eastern medicine" means a health
9 care service utilizing acupuncture or Eastern medicine diagnosis and
10 treatment to promote health and treat organic or functional disorders
11 (~~and includes the following~~), which includes a variety of
12 traditional and modern acupuncture and Eastern medicine therapeutic
13 treatments, such as the practice of acupuncture techniques and herbal
14 medicine to maintain and promote wellness, prevent, manage, and
15 reduce pain, and treat substance use disorder. Acupuncture and
16 Eastern medicine includes the following:

17 (a) (~~Acupuncture, including the use~~) Use of presterilized,
18 disposable needles, such as filiform needles, and other acupuncture
19 needles, syringes, or lancets to directly and indirectly stimulate
20 meridians and acupuncture points (~~and meridians~~) including ashi

1 points, motor points, trigger points, and other nonspecific points
2 throughout the body;

3 (b) Use of electrical, mechanical, or magnetic devices to
4 stimulate meridians and acupuncture points ((and—meridians))
5 including ashi points, motor points, trigger points, and other
6 nonspecific points throughout the body;

7 (c) Intramuscular needling and dry needling of trigger points and
8 other nonspecific points throughout the body in accordance with
9 acupuncture and Eastern medicine training;

10 (d) All points and protocols for ear acupuncture including
11 auricular acupuncture, national acupuncture detoxification
12 association protocol, battlefield acupuncture, and the Nogier system;

13 (e) Use of contact needling and noninsertion tools such as
14 teishin, enshin, or zanshin;

15 (f) Moxibustion;

16 ((d)) (g) Acupressure;

17 ((e)) (h) Cupping;

18 ((f)) (i) Dermal friction technique;

19 ((g)) (j) Infra-red;

20 ((h)) (k) Sonopuncture;

21 ((i)) (l) Laserpuncture;

22 ((j)) (m) Point injection therapy, as defined in rule by the
23 department. Point injection therapy includes injection of substances,
24 limited to saline, sterile water, herbs, minerals, vitamins in liquid
25 form, and homeopathic and nutritional substances, consistent with the
26 practice of acupuncture or Eastern medicine. Point injection therapy
27 also includes injection of local anesthetics, such as lidocaine and
28 procaine, for reduction of pain during point injection therapy,
29 consistent with the practice of acupuncture and Eastern medicine and
30 training requirements as defined in rule. An acupuncturist or
31 acupuncture and Eastern medicine practitioner using point injection
32 therapy who has met the training and education requirements
33 established pursuant to RCW 18.06.230 may use oxygen, and epinephrine
34 for potential emergency purposes, such as an allergic or adverse
35 reaction, for patient care and safety. Point injection therapy does
36 not include injection of controlled substances contained in Schedules
37 I through V of the uniform controlled substances act, chapter 69.50
38 RCW or steroids as defined in RCW 69.41.300;

39 ((k)) (n) Dietary advice and health education based on
40 acupuncture or Eastern medical theory, including the recommendation

1 and sale of herbs, vitamins, minerals, and dietary and nutritional
2 supplements;

3 ~~((l))~~ (o) Breathing, relaxation, and Eastern exercise
4 techniques;

5 ~~((m))~~ (p) Qi gong;

6 ~~((n))~~ (q) Eastern massage and Tui na, which is a method of
7 Eastern bodywork, characterized by the kneading, pressing, rolling,
8 shaking, and stretching of the body and does not include spinal
9 manipulation; and

10 ~~((o))~~ (r) Superficial heat and cold therapies.

11 (2) "Acupuncturist" or "acupuncture and Eastern medicine
12 practitioner" means a person licensed under this chapter.

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

14 (4) "Secretary" means the secretary of health or the secretary's
15 designee.

16 Nothing in this chapter requires individuals to be licensed as an
17 acupuncturist or acupuncture and Eastern medicine practitioner in
18 order to provide the techniques and services in subsection (1) ~~((k))~~
19 (n) through ~~((o))~~ (r) of this section or to sell herbal products.

20 **Sec. 2.** RCW 18.06.230 and 2019 c 308 s 12 are each amended to
21 read as follows:

22 (1) Prior to providing point injection therapy services, an
23 acupuncturist or acupuncture and Eastern medicine practitioner must
24 obtain the education and training necessary to provide the service.

25 (2) Any acupuncturist or acupuncture and Eastern medicine
26 practitioner performing point injection therapy prior to June 9,
27 2016, must be able to demonstrate, upon request of the department of
28 health, successful completion of education and training in point
29 injection therapy.

30 (3) Prior to administering local anesthetics, epinephrine, or
31 oxygen in providing point injection therapy services, an
32 acupuncturist or acupuncture and Eastern medicine practitioner must
33 satisfy education and training requirements established by the
34 department. The department must adopt rules establishing these
35 requirements by July 1, 2022.

--- END ---