

Public Health.
March 9, 1933.

Senate File No. 451.
By TOPPING.

Rep. J. J. ...
Sen. ...

A BILL FOR

An Act to regulate the practice of Naprapathy, and providing for the examination and license of Naprapaths, and the appointment and maintenance of a board of examiners.

Be It Enacted by the General Assembly of the State of Iowa:

1 Section 1. For the purposes of this Act, the following
2 classes of persons shall be deemed to be engaged in the
3 practice of Naprapathy:

4 1. Persons publicly professing to be Naprapaths, or
5 publicly professing to assume the duties incident to the
6 practice of Naprapathy.

7 2. Persons who treat human ailments by manipulation
8 of shrunken ligaments and connective tissues.

1 Sec. 2. The preceding section shall not be construed
2 to include the following classes of persons:

3 1. Licensed physicians and surgeons, licensed "Osteopaths",
4 and licensed "osteopaths and surgeons" and licensed "chiropractors",
5 who are exclusively engaged in the practice of their respective
6 professions.

7 2. Physicians and surgeons of the U. S. army, navy or
8 public health service, when acting in the line of duty in the
9 state.

10 3. Students of naprapathy, who have entered upon a regular
11 course of study in a naprapathic college, approved by the

12 naprapathic examiners, who practice naprapathy under the
13 direction of a licensed naprapath, and in accordance with the
14 rules of said examiners.

1 Sec. 3. Every applicant for a license to practice

2 Naprapathy shall:

3 1. Present satisfactory evidence that he possesses a
4 preliminary education, equal to the requirements for
5 graduation from an accredited high school, or other
6 secondary school.

7 2. Presents a diploma issued by a college of
8 naprapathy, approved by the naprapathic examiners.

9 3. Passes an examination prescribed by the naprapathic
10 examiners in the subjects of anatomy, physiology, symptomatology,
11 and diagnosis, hygiene and sanitation, chemistry, histology,
12 pathology, and principles and practice of naprapathy, including
13 clinical demonstrations of naprapathic charted diagnosis and
14 directoplanning.

1 Sec. 4. No college of naprapathy shall be approved by
2 the naprapathic examiners, as a college of recognized standing,
3 unless said college

4 1. Requires for graduation, or for receipt of any
5 naprapathic degree, the completion of the course of study
6 covering a period of not less than three school years, of six
7 months year year, in actual, continuance attendance.

8 2. Requires an adequate course of study in the subjects
9 enumerated in paragraph three (3) of the preceding section,

10 including practical clinical instruction.

11 3. Publishes in a regularly issued catalog, the
12 requirements for graduation, and degrees, as herein specified.

1 Sec. 5. A license to practice naprapathy shall not
2 authorize the licensee to practice operative surgery, osteopathy,
3 chiropractic nor administer nor prescribe any drug or medicine
4 included in *Materia Medica*.

1 Sec. 6. Every licensee shall place upon all signs used by
2 him, and display prominently in his office, the word "Naprapath."

1 Sec. 7. For the purpose of examining applicants for
2 license as naprapaths, there is hereby created a board of
3 naprapathic examiners, which shall be appointed by the governor,
4 and shall be composed of three members who are fully equipped
5 and qualified naprapaths.

1 Sec. 8. The term of office of the membership of the board
2 of naprapathic examiners shall commence within thirty (30) days
3 from date of the taking effect of this act, and shall continue
4 for three years, provided that the term of office of one member
5 shall expire in one year, one in two years, and the other in
6 three years, and one member annually thereafter, provided,
7 however, the first board shall meet as soon as convenient after
8 their appointment and organize by electing a president and
9 secretary-treasurer and annually thereafter during the life of
10 said board; and shall adopt rules and regulations to govern
11 the making of applications and manner of conducting examinations
12 which shall be printed in pamphlet form, and thereafter one

13 copy shall be furnished to any person on applying for such
14 pamphlet, and shall adopt the forms to be used in the business
15 of the board and an official seal. Any vacancies occurring in
16 the membership of the board of examiners shall be filled by
17 appointment in the same manner and from the same classes as is
18 provided for by the creation of the board. No such appointment
19 shall be made of any person who has not been continuously engaged
20 in the practice of naprapathy within the state of Iowa for the
21 two years next preceding such appointment.

1 Sec. 9. The board of examiners shall hold regular sessions
2 for examinations of candidates for examination and license to
3 practice naprapathy, and the transaction of such other business
4 as may properly come before it, commencing on the first Monday
5 of February, July and October in each year at the capitol building
6 in the city of Des Moines, and it is hereby made the duty of the
7 custodian of said building to furnish the board with a suitable
8 room in which to hold its sessions.

1 Sec. 10. The board shall conduct written examinations in
2 anatomy, physiology, symtomatology and diagnosis, hygiene and
3 sanitation, chemistry, histology, pathology and principles of
4 naprapathy, and shall further require each candidate for
5 license to give a clinical demonstration of naprapathic charted
6 diagnosis and directoplanning. Each candidate must answer
7 correctly at least sixty-five per centum of all questions
8 propounded, besides making satisfactory clinical demonstration,
9 to be entitled to a license. When it shall have been determined

10 by the board of examiners that any candidate has passed success-
11 fully the examination and has made satisfactory demonstration of
12 the clinical art, as provided herein, and is a person of good
13 moral character, there shall be issued to such candidate a
14 license to practice naprapathy, which must be countersigned by
15 the president and the secretary-treasurer of the board of
16 examiners and authenticated by its official seal. The fee for
17 the license shall be five dollars (\$5.00) and shall be paid to
18 the secretary-treasurer of the board of examiners before the
19 delivery of the license. Before any naprapath shall be allowed
20 to practice his profession in this state his license shall be
21 recorded in the office of the recorder of the county in which he
22 resides, or practices his profession, and the county recorder of
23 such county shall record such license and the fee therefor shall
24 be fifty cents (.50c). Anyone failing his examination shall be
25 entitled to a second examination without further fee, at the
26 next regular session.

1 Sec. 11. Any person who has been bona fide, regularly and
2 continuously engaged in the practice of naprapathy in the state
3 of Iowa on the passage of this act and who shall have submitted
4 to the board of examiners proof of good moral character and
5 evidence that he possesses the degree of knowledge, and skill
6 required in this act, shall be granted a license; and any other
7 person who is in actual practice in the state of Iowa at this
8 time and of good moral character shall receive a license to
9 practice naprapathy in this state after having passed a

10 satisfactory examination in anatomy, physiology, symptomatology,
11 and diagnosis, histology, pathology, hygiene and sanitation,
12 chemistry and the principles and practice of naprapathy, charted
13 and diagnosis and directplanning; such license shall be issued,
14 upon the payment of the fee of twenty (\$20.00) dollars, to the
15 secretary-treasurer of the board of examiners, and said petitioner
16 shall annually thereafter, pay a renewal fee of two (\$2.00)
17 dollars per annum. Provided that any person holding a license
18 issued by the board of any other state, having requirements
19 equal to those provided in this act, shall be entitled to
20 license without examination at the discretion of the board upon
21 payment of the fee of twenty (\$20.00) dollars and furnishing to
22 said board of examiners satisfactory evidence of his good moral
23 character.

1 Sec. 12. Any school or college duly organized and incor-
2 porated giving a course of study in the subjects specified in
3 paragraph three (3) of section three (3) above, and requiring
4 an attendance for three (3) school years of six (6) months each,
5 is hereby determined to be a standard school of naprapathy, and
6 subject, only, to the limitations of this act, and entitled to
7 every privilege of other schools and colleges of healing in
8 this state.

1 Sec. 13. The board of examiners may refuse to grant a
2 license to any person otherwise qualified and shall revoke any
3 license issued by it to any naprapath who is not of good moral
4 character, or who solicits professional patronage by agents, or

5 who is guilty of false and fraudulent representations as to his
6 skill and ability, or who is guilty of gross unprofessional
7 conduct, or for incompetency, or for habitual intoxication or
8 use of narcotic drugs or for fraud or deception in the procurement
9 of his license. Before any license shall be revoked by the board,
10 the holder thereof shall be entitled to have at least twenty (20)
11 days' notice of the charge against him and of the time and place
12 when the board will hear and determine the charges and upon
13 such hearing he shall be entitled to be represented by counsel,
14 and have compulsory process to procure the attendance of
15 witnesses. Any person who is aggrieved by any ruling, order,
16 or decision of the board of examiners made as contemplated in
17 this section, shall have the right of appeal therefrom to the
18 district court of the county where such hearing of revocation
19 is held. Upon receiving notice of any appeal the secretary-
20 treasurer of the board of examiners shall forthwith certify to
21 the clerk of the court in which the appeal is triable a complete
22 transcript of the entire record of the proceedings before the
23 board and shall transmit to the clerk all the original papers,
24 documents and records. The appeal shall be heard at the next
25 term of court commencing not less than ten (10) days after the
26 service of the notice of appeal, and shall be triable as a law
27 action, with right of appeal to the supreme court.

1 Sec. 14. The practice of naprapathy shall be deemed to be
2 the examination for, and charting of shrunken ligaments and
3 connective tissues, and the scientific relaxation of such

4 ligaments and connective tissues in accordance with Naprapathic
5 Principles and Directoplanning ; but it shall not include operative
6 surgery, osteopathy, nor chiropractic, nor the administration
7 or prescribing of any drug or medicine now or hereafter included
8 in materia medica. Naprapaths shall, subject to the limitations
9 of this act, be entitled to all rights and privileges of physicians
10 and surgeons and shall be subject to all the duties and obligations
11 prescribed by the statutes of this state in so far as the same are
12 not inconsistent with the provisions of this act.

1 Sec. 15. Any person who shall practice or attempt to
2 practice naprapathy, or who shall use the title of naprapath, or
3 any word or title having a tendency to induce any person to
4 believe that he is a naprapath, without having first complied
5 with the provisions of this act, or shall be guilty of any fraud,
6 deception, or false pretense in securing or attempting to secure
7 a license as a naprapath, shall be guilty of a misdemeanor, and
8 shall be punished by a fine of not less than three hundred (\$300)
9 dollars, nor more than five hundred (\$500,) dollars and shall pay
10 the costs of prosecution, and be committed to the county jail
11 until such fine and costs are paid. If any person holding a
12 license to practice under this act shall be convicted of a
13 misdemeanor, as hereinbefore defined, or of practicing contrary
14 to the provisions of this act, or shall be convicted of a felony,
15 his license shall at once stand revoked and shall furnish no
16 protection thereafter against prosecution for practicing or
17 attempting to practice naprapathy without a license. It is

18 hereby declared to be the special duty of county attorneys to
19 enforce the provisions of this act within their respective counties.

1 Sec. 16. At the close of each regular meeting of the board
2 of examiners, the secretary-treasurer of the board shall account
3 to and deposit with the treasurer of the state all preliminary
4 and license fees received and the same shall be kept by the said
5 treasurer of state in a separate fund and shall be paid out only
6 upon written orders, duly authenticated by the signature of the
7 president and secretary-treasurer of said board of examiners and
8 by the official seal of said board. The fund so created shall
9 be used for the payment of the compensation of members of the
10 board of examiners which is hereby fixed at fifteen (\$15.00)
11 dollars per day for each day actually spent in the performance
12 of their duties, and their actual expense of travel while
13 engaged in official business, and the incidental expense of the
14 board for supplies required in order to enable it to perform its
15 duties. No appropriation shall be made for any expenses or
16 compensation of said board of examiners, and if said fund in the
17 hand of the treasurer of state shall be insufficient, at any time,
18 to pay said compensation and expenses of said board of examiners
19 for any regular meeting of said board as herein provided for, the
20 fund on hand, if any, shall be first applied to the payment of said
21 expenses of said board, and the balance of said fund, if any,
22 shall be apportioned and paid to said board of examiners pro
23 rata, which shall be in full payment of the per diem and
24 traveling expenses of said examiners for any such regular or

25 special meeting. At the end of each year after the passage
26 of this act, if there shall be a surplus of said fund in the
27 hands of the treasurer of state, exceeding five hundred (\$500.00)
28 dollars, it shall be covered into the treasury of state, and on
29 the thirtieth (30th) day of June in each year thereafter. The
30 funds created by this act shall remain in the hands of the
31 treasurer of state, and the same used from time to time for the
32 maintenance of the board of examiners, as provided in this act.

1 Sec. 17. This act being deemed of immediate importance
2 shall take effect and be in force from and after its publication
3 in the....., a newspaper published at....., Iowa,
4 and in the....., a newspaper published at.....,
5 Iowa, without expense to the state.