

CHAPTER 7

PRACTICE OF CHIROPRACTIC

S. F. 306.

AN ACT to regulate the practice of chiropractic and to provide for the examination and license of chiropractors and to provide for the appointment and maintenance of a board of examiners.

Be it enacted by the General Assembly of the State of Iowa:

1 **SECTION 1. Qualifications for examination.** Any person shall
2 be eligible for examination after the passage of this act, who is a
3 graduate of a recognized incorporated school or college of chiroprac-
4 tic, giving adequate courses of anatomy, physiology, symptomatology
5 and diagnosis, hygiene and sanitation, chemistry, histology, pathology,
6 principles and practice of chiropractic, requiring actual attendance
7 for three school years of not less than six months each, provided that
8 after January first, 1923, every such applicant, for examination, shall
9 submit to the examining board here constituted, satisfactory proof of
10 his possession of a preliminary education equal to that of a standard
11 high school.

1 **SEC. 2. Applications—fee.** Such person shall at least fifteen days
2 before the date fixed for any regular meeting of the board of ex-
3 aminers make written application for examination to the secretary-
4 treasurer of said board, and shall accompany the same with a pre-
5 liminary fee of fifteen (\$15.00) dollars. The application shall con-
6 tain a statement showing the name, age, sex, and the residence of
7 the applicant; the name and location of the school or college of which
8 he graduated, the length of time devoted to the study of chiropractic,
9 the date of graduation, the experience of the applicant, if any, in the
10 care of the sick as interne or clinical assistant under any regular
11 licensed preceptor. The application shall be signed and verified by
12 the oath of the applicant.

1 **SEC. 3. Board of examiners.** For the purpose of examining ap-
2 plicants for license as chiropractors, there is hereby created a board
3 of chiropractic examiners, which shall be appointed by the governor,
4 and shall be composed of three members who are fully equipped and
5 qualified chiropractors.

1 **SEC. 4. Tenure—vacancies—rules.** The term of office of the mem-
2 bership of the board of chiropractic examiners shall commence
3 within thirty (30) days from date of the taking effect of this act,
4 and shall continue for three years, provided that the term of office
5 of one member shall expire in one year, one in two years and the
6 other in three years and one member annually thereafter, provided,
7 however, the first board shall meet as soon as convenient after their
8 appointment and organize by electing a president and secretary-
9 treasurer and annually thereafter during the life of said board; and
10 shall adopt rules and regulations to govern the making of applica-
11 tions and manner of conducting examinations which shall be printed
12 in pamphlet form, and thereafter one copy shall be furnished to any
13 person on applying for such pamphlet, and shall adopt the forms to be
14 used in the business of the board and an official seal. Any vacancies

15 occurring in the membership of the board of examiners shall be filled
16 by appointment in the same manner and from the same classes as is
17 provided for by the creation of the board. No such appointment shall
18 be made of any person who has not been continuously engaged in the
19 practice of chiropractic within the state of Iowa for the two years
20 next preceding such appointment.

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

1 **SEC. 6. Examinations—license—record.** The board shall con-
2 duct written examinations in anatomy, physiology, symptomatology
3 and diagnosis, hygiene and sanitation, chemistry, histology, path-
4 ology, and principles of chiropractic, and shall further require each
5 candidate for license to give a clinical demonstration of vertebral
6 palpation, nerve tracing and adjusting. Each candidate must answer
7 correctly at least sixty per centum of the questions propounded in
8 every subject and seventy-five per centum of all questions propounded,
9 besides making satisfactory clinical demonstration, to be entitled
10 to a license. When it shall have been determined by the board of
11 examiners that any candidate has passed successfully the examina-
12 tion and has made satisfactory demonstration of the clinical art, and
13 is a person of good moral character, there shall be issued to such
14 candidate a license to practice chiropractic, which must be counter-
15 signed by the president and the secretary-treasurer of the board of
16 examiners and authenticated by its official seal. The fee for the
17 license shall be five dollars and shall be paid to the secretary-treas-
18 urer of the board of examiners before the delivery of the license.
19 Before any chiropractor shall be allowed to practice his profession
20 in this state his license shall be recorded in the office of the recorder
21 of the county in which he resides, or practices his profession, and
22 the county recorder of such county shall record such license and
23 the fee therefor shall be fifty cents. Any one failing his examination
24 shall be entitled to a second examination without further fee, at the
25 next regular session.

1 **SEC. 7. Present practitioners—foreign licenses.** Any person
2 who has been bona fide, regularly and continuously engaged in the
3 practice of chiropractic in the state of Iowa on the passage of this
4 act and who shall have submitted to the board of examiners proof
5 of good moral character and evidence that he possesses the degree
6 of knowledge, and skill required in section one (1) hereof, shall be
7 granted a license; and any other person who is in actual practice in
8 the state of Iowa at this time and of good moral character shall
9 receive a license to practice chiropractic in this state after having
10 passed a satisfactory examination in anatomy, physiology, symptoma-
11 tology and diagnosis, histology, pathology, hygiene and sanitation,
12 and the principles and practice of chiropractic, such license shall be
13 issued, upon the payment of the fee of twenty (\$20.00) dollars, to

14 the secretary-treasurer of the board of examiners and shall annually
15 thereafter, pay a renewal fee of two (\$2.00) dollars per annum, pro-
16 vided, however, the application for such license shall be made within
17 thirty (30) days after the appointment of board of examiners. Pro-
18 vided further that any person holding a license issued by the board
19 of any other state, having requirements equal to those provided in
20 this act, shall be entitled to license without examination at the discre-
21 tion of the board upon payment of the fee of twenty (\$20.00) dollars
22 and furnishing to said board of examiners satisfactory evidence of
23 his good moral character.

1 **SEC. 8. Standard school of chiropractic.** Any school or college
2 duly organized and incorporated giving a course of study in the fol-
3 lowing subjects; anatomy, physiology, symptomatology and diagnosis,
4 hygiene and sanitation, chemistry, histology, pathology, principles and
5 practice of chiropractic, requiring an attendance for three school
6 years of six months each, is hereby determined to be a standard school
7 of chiropractic, and subject, only, to the limitations of this act, and
8 entitled to every privilege of other schools and colleges of healing in
9 this state.

1 **SEC. 9. Refusal and revocation of license—appeal.** The board
2 of examiners may refuse to grant a license to any person otherwise
3 qualified and shall revoke any license issued by it to any chiropractor
4 who is not of good moral character, or who solicits professional pat-
5 ronage by agents, or who is guilty of false and fraudulent repre-
6 sentations as to his skill and ability, or who is guilty of gross un-
7 professional conduct, or for incompetency, or for habitual intoxica-
8 tion or use of narcotic drugs or for fraud or deception in the procure-
9 ment of his license. Before any license shall be revoked by the board,
10 the holder thereof shall be entitled to have at least twenty days' notice
11 of the charge against him and of the time and place when the board
12 will hear and determine the charges and upon such hearing he shall
13 be entitled to be represented by counsel, and have compulsory pro-
14 cess to procure the attendance of witnesses. Any person who is ag-
15 grieved by any ruling, order, or decision of the board of examiners
16 made as contemplated in this section, shall have the right of appeal
17 therefrom to the district court of the county where such hearing of
18 revocation is held. Upon receiving notice of any appeal the secretary-
19 treasurer of the board of examiners shall forthwith certify to the
20 clerk of the court in which the appeal is triable a complete transcript
21 of the entire record of the proceedings before the board and shall
22 transmit to the clerk all the original papers, documents, and records.
23 The appeal shall be heard at the next term of court commencing not
24 less than ten days after the service of the notice of appeal, and shall
25 be triable as a law action, with right of appeal to the supreme court.

1 **SEC. 10. Definition—rights of chiropractors.** The practice of
2 chiropractic shall be deemed to be the adjustment by hand of the
3 articulations of the spine and other incidental adjustments according
4 to chiropractic methods; but it shall not include operative surgery,
5 osteopathy, nor the administration or prescribing of any drug or medi-
6 cine now or hereafter included in materia medica. Chiropractors
7 shall, subject to the limitations of this act, be entitled to all the rights
8 and privileges of physicians and surgeons and shall be subject to all

9 the duties and obligations prescribed by the statutes of this state
10 in so far as the same are not inconsistent with the provisions of this
11 act. Every chiropractor shall place on all signs used by him, and dis-
12 play prominently in his office the word "Chiropractor".

1 **SEC. 11. Misdemeanors—revocation of license.** Any person who
2 shall practice or attempt to practice chiropractic or who shall use the
3 title of chiropractor, or any word or title having a tendency to in-
4 duce any person to believe that he is a chiropractor, without having
5 first complied with the provisions of this act, or shall be guilty of
6 any fraud, deception, or false pretense in securing or attempting to
7 secure a license as a chiropractor, shall be guilty of a misdemeanor,
8 and shall be punished by a fine of not less than three hundred dollars,
9 nor more than five hundred dollars and shall pay the costs of prose-
10 cution, and be committed to the county jail until such fine and costs
11 are paid. If any person holding a license to practice under this act
12 shall be convicted of a misdemeanor, as hereinbefore defined, or of
13 practicing contrary to the provisions of this act, or shall be convicted
14 of any felony, his license shall at once stand revoked and shall fur-
15 nish no protection thereafter against prosecution for practicing or
16 attempting to practice chiropractic without a license. It is hereby de-
17 clared to be the special duty of county attorneys to enforce the pro-
18 visions of this act within their respective counties.

1 **SEC. 12. Funds—expenditures.** At the close of each regular
2 meeting of the board of examiners, the secretary-treasurer of the
3 board shall account to and deposit with the treasurer of the state all
4 preliminary and license fees received and the same shall be kept by
5 the said treasurer of state in a separate fund and shall be paid out
6 only upon written orders, duly authenticated by the signature of the
7 president and secretary-treasurer of said board of examiners and by
8 the official seal of said board. The fund so created shall be used for
9 the payment of the compensation of the members of the board of
10 examiners which is hereby fixed at fifteen dollars per day for each
11 day actually spent in the performance of their duties and their actual
12 expense of travel while engaged in official business, and the incidental
13 expense of the board for supplies required in order to enable it to
14 perform its duties. No further appropriation shall be made for any
15 expenses or compensation of said board of examiners, and if said
16 fund in the hand of the treasurer of state shall be insufficient, at any
17 time, to pay said compensation and expenses of said board of ex-
18 aminers for any regular meeting of said board as herein provided
19 for, the fund on hand, if any, shall be first applied to the payment of
20 said expenses of said board, and the balance of said fund, if any,
21 shall be apportioned and paid to said board of examiners pro rata,
22 which shall be in full payment of the per diem and traveling expenses
23 of said examiners for any such regular or special meeting. At the
24 end of each year after the passage of this act, if there shall be a
25 surplus of said fund in the hands of the treasurer of state, exceed-
26 ing five hundred (\$500.00) dollars, it shall be covered into the treas-
27 ury of state, and on the 30th day of June in each year thereafter.
28 The funds created by section twelve of this act shall remain in the
29 hands of the treasurer of state, and the same used from time to time
30 for the maintenance of the board of examiners, as provided in this act.

1 SEC. 13. **Publication clause.** This act being deemed of immedi-
 2 ate importance shall take effect and be in force from and after its
 3 publication in the Des Moines Register and Des Moines Capital, news-
 4 papers published in Des Moines, Iowa, without expense to the state.

Approved February 24, A. D. 1921.

I hereby certify that the foregoing act was published in the Des Moines Register and the Des Moines Capital February 26, 1921.

W. C. RAMSAY, *Secretary of State.*

CHAPTER 8

SUSPENSION OF SENTENCE IN CRIMINAL CASES

S. F. 316.

AN ACT to amend section fifty-four hundred forty-seven-a (5447-a), supplement to the code, 1913, (compiled code sec. 2254), relating to parole from the bench.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. **Supervision of board of parole.** That section fifty-
 2 four hundred forty-seven-a (5447-a), supplement to the code, 1913,
 3 (compiled code sec. 2254), be amended by inserting after the word
 4 "guardianship" and before the word "such" in the eighteenth line of
 5 said section the following:

6 "Or, the trial judge may place such person under the supervision of
 7 the board of parole, subject to the rules of said board as to conduct,
 8 supervision, employment, reports, revocation of parole and final dis-
 9 charge."

Approved February 24, A. D. 1921.

CHAPTER 9

PRISON BREACH

S. F. 344.

AN ACT to amend section four thousand eight hundred ninety-seven-a (4897-a), supplement to the code, 1913, (compiled code sec. 9003), relating to punishment for escape.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. **Repeal in re violation of parole.** That section four
 2 thousand eight hundred ninety-seven-a (4897-a), supplement to the
 3 code, 1913, (compiled code sec. 9003), be amended by striking out of
 4 said section, commencing after the word "restricted" in the seven-
 5 teenth line, the words "or if he shall violate any condition of his parole,
 6 or any rule or regulation of said board of parole."

Approved February 24, A. D. 1921.