**South Carolina General Assembly**

118th Session, 2009-2010

**A230, R280, H4508**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Herbkersman, Lowe, Hutto, G.A. Brown and Horne

Document Path: l:\council\bills\ggs\22476sd10.docx

Introduced in the House on February 2, 2010

Introduced in the Senate on April 20, 2010

Last Amended on April 14, 2010

Passed by the General Assembly on May 25, 2010

Governor's Action: June 7, 2010, Signed

Summary: Chiropractors

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/2/2010 House Introduced and read first time [HJ](file:///h:\HJ%20Archive\2010\02-02-10.docx)‑88

2/2/2010 House Referred to Committee on **Medical, Military, Public and Municipal Affairs** [HJ](file:///h:\HJ%20Archive\2010\02-02-10.docx)‑88

3/24/2010 House Committee report: Favorable with amendment **Medical, Military, Public and Municipal Affairs** [HJ](file:///h:\HJ%20Archive\2010\03-24-10.docx)‑24

3/25/2010 Scrivener's error corrected

4/14/2010 House Amended [HJ](file:///h:\HJ%20Archive\2010\04-14-10.docx)‑30

4/14/2010 House Read second time [HJ](file:///h:\HJ%20Archive\2010\04-14-10.docx)‑33

4/15/2010 House Read third time and sent to Senate [HJ](file:///h:\HJ%20Archive\2010\04-15-10.docx)‑37

4/20/2010 Senate Introduced and read first time [SJ](file:///h:\SJ%20Archive\2010\04-20-10.docx)‑7

4/20/2010 Senate Referred to Committee on **Medical Affairs** [SJ](file:///h:\SJ%20Archive\2010\04-20-10.docx)‑7

5/11/2010 Senate Committee report: Favorable with amendment **Medical Affairs** [SJ](file:///h:\SJ%20Archive\2010\05-11-10.docx)‑8

5/12/2010 Senate Committee Amendment Adopted [SJ](file:///h:\SJ%20Archive\2010\05-12-10.docx)‑33

5/12/2010 Senate Read second time [SJ](file:///h:\SJ%20Archive\2010\05-12-10.docx)‑33

5/13/2010 Senate Read third time and returned to House with amendments [SJ](file:///h:\SJ%20Archive\2010\05-13-10.docx)‑20

5/20/2010 House Debate adjourned until Tuesday, May 25, 2010 [HJ](file:///h:\HJ%20Archive\2010\05-20-10.docx)‑53

5/25/2010 House Concurred in Senate amendment and enrolled [HJ](file:///h:\HJ%20Archive\2010\05-25-10.docx)‑66

5/25/2010 House Roll call Yeas‑91 Nays‑2 [HJ](file:///h:\HJ%20Archive\2010\05-25-10.docx)‑66

6/1/2010 Ratified R 280

6/7/2010 Signed By Governor

6/16/2010 Effective date 06/07/10

6/23/2010 Act No. 230

**VERSIONS OF THIS BILL**

[2/2/2010](file:///p:\pprever\2009-10\4508_20100202.docx)

[3/24/2010](file:///p:\pprever\2009-10\4508_20100324.docx)

[3/25/2010](file:///p:\pprever\2009-10\4508_20100325.docx)

[4/14/2010](file:///p:\pprever\2009-10\4508_20100414.docx)

[5/11/2010](file:///p:\pprever\2009-10\4508_20100511.docx)

[5/12/2010](file:///p:\pprever\2009-10\4508_20100512.docx)

(A230, R280, H4508)

**AN ACT TO AMEND SECTION 40‑9‑10, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CHIROPRACTORS AND CHIROPRACTIC PRACTICE, SO AS TO ADD CERTAIN DEFINITIONS; TO AMEND SECTION 40‑9‑20, RELATING TO LICENSES REQUIRED FOR PERSONS PRACTICING CHIROPRACTIC PROCEDURES, SO AS TO EXCLUDE STUDENTS PARTICIPATING IN A PRECEPTORSHIP OR RESIDENCY TRAINING PROGRAM UNDER SPECIFIED CONDITIONS, TO REVISE THE CIRCUMSTANCES WHEN SPECIFIC CHARGES MAY BE MADE, AND TO DELETE THE EXCEPTION FOR SENIOR STUDENTS AT A CHIROPRACTIC COLLEGE CHARTERED BY THE STATE; AND BY ADDING SECTION 40-9-25 SO AS TO PROVIDE THE CIRCUMSTANCES WHEN A STUDENT ENROLLED IN A PRECEPTORSHIP OR RESIDENCY TRAINING PROGRAM MAY PERFORM CHIROPRACTIC PROCEDURES.**

Be it enacted by the General Assembly of the State of South Carolina:

**Definitions**

SECTION 1. Section 40‑9‑10 of the 1976 Code is amended by adding:

“(e) ‘Preceptorship’ or ‘residency training program’ means a clinical program of an approved college of chiropractic in which a chiropractic intern or resident practices chiropractic under the direct supervision of a licensed chiropractor.

(f) ‘Chiropractic preceptor’ means a person licensed under this chapter who is approved by the board to supervise chiropractic students in the performance of chiropractic at a location other than the premises of a chiropractic college in which the student is enrolled. A chiropractic preceptor must:

(1) have been licensed to practice chiropractic in South Carolina for not less than five years;

(2) not have been publicly or privately sanctioned by a chiropractic licensure board in any state;

(3) sign a sworn statement that he or she has not knowingly violated state or federal rules or regulations including, but not limited to, those pertaining to the repayment of guaranteed federally funded student loans;

(4) receive written approval of the chiropractic college to serve as an adjunct faculty member for the purpose of an individual student’s preceptorship or residency training program;

(5) supervise no more than one chiropractic student at a time at a location other than the premises of the chiropractic college in which the student is enrolled.

(g) ‘Direct supervision’ means the chiropractic preceptor must be within the immediate patient treatment area and available to the student at all times.”

**Students in training program and charges**

SECTION 2. Section 40‑9‑20 of the 1976 Code is amended to read:

“Section 40‑9‑20. (A) No person may practice chiropractic in this State without a license issued by the South Carolina Board of Chiropractic Examiners as provided in this chapter, except students participating in a preceptorship or residency training program may perform without a license chiropractic procedures under the direct supervision of a chiropractic preceptor. These procedures and this supervision must be practiced within the confines of the appropriate chiropractic college or office of a licensed chiropractor.

(B) No charges for professional service may be made to any patient or to his insurance company for any work performed on the patient by the students or by the licensed chiropractor on the college staff while supervising the students or by the licensed chiropractor in an office while supervising the students. However, the chiropractic college or the office of the licensed chiropractor may charge the patient for the actual costs and expenses it incurs for the use of its clinical property or facilities by the patient.

(C) This section does not apply to any chiropractic college which has failed to attain accredited status from the Council on Chiropractic Education or its successors or from the Commission on Accreditation of the Straight Chiropractic Academic Standards Association.”

**Student may perform procedures**

SECTION 3. Chapter 9, Title 40 of the 1976 Code is amended by adding:

“Section 40‑9‑25. A student enrolled in a preceptorship or residency training program may perform chiropractic procedures only if:

(a) the student has met all academic requirements for graduation from an accredited chiropractic college approved by the board; and

(b) the chiropractic procedures are performed only under the direct supervision of the student’s chiropractic preceptor.”

**Time effective**

SECTION 4. This act takes effect upon approval by the Governor.

Ratified the 1st day of June, 2010.

Approved the 7th day of June, 2010.

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