

As Reported by the House Health and Aging Committee

131st General Assembly

Regular Session

2015-2016

Sub. H. B. No. 276

Representative Schuring

**Cosponsors: Representatives Dever, Sprague, Schaffer, Hackett, Duffey, Perales,
Johnson, T., Stinziano, Antani, DeVitis, Blessing, Smith, K., Antonio, Barnes,
Brown**

A BILL

To amend section 4734.15 of the Revised Code to 1
authorize chiropractors to engage in certain 2
activities involving nutrition-related items and 3
therapies, nonprescription drugs, and medical 4
goods and devices. 5

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 4734.15 of the Revised Code be 6
amended to read as follows: 7

Sec. 4734.15. (A) The license provided for in this chapter 8
shall entitle the holder thereof to practice chiropractic in 9
this state. All of the following apply to the practice of 10
chiropractic in this state: 11

(1) A chiropractor is authorized to examine, diagnose, and 12
assume responsibility for the care of patients, any or all of 13
which is included in the practice of chiropractic. 14

(2) (a) Subject to division (A) (2) (b) of this section, a 15
chiropractor may administer, sell, distribute, recommend, or 16

provide advice regarding any of the following to restore or 17
maintain the health of the chiropractor's patients: vitamins, 18
minerals, phytonutrients, antioxidants, enzymes, glandular 19
extracts, botanical substances, herbal therapies, homeopathic 20
remedies, drugs that are available without a prescription, or 21
durable and nondurable medical goods and devices other than home 22
medical equipment, as defined in section 4752.01 of the Revised 23
Code. 24

(b) A chiropractor may engage in the activities described 25
in division (A) (2) (a) of this section only if the product is 26
prepackaged for use by consumers and labeled in accordance with 27
state and federal law. 28

(c) A chiropractor shall not delegate any of the 29
activities described in division (A) (2) (a) of this section to an 30
individual who is not licensed or otherwise specifically 31
authorized by the Revised Code to engage in the activity. 32

(d) The authority of a chiropractor to engage in the 33
activities described in division (A) (2) (a) of this section does 34
not affect the authority of any other health care professional, 35
including a dietitian licensed under Chapter 4759. of the 36
Revised Code, to engage in any of the same activities. 37

(3) The practice of chiropractic does not permit a 38
chiropractor to ~~treat~~ do any of the following: 39

(a) ~~Treat~~ infectious, contagious, or venereal disease, ~~to~~ 40
~~perform~~; 41

(b) ~~Perform surgery, or to prescribe or administer~~; 42

(c) ~~Prescribe drugs for treatment, as defined in section~~ 43
4729.01 of the Revised Code; 44

(d) Administer any drug not described in division (A) (2) 45
(a) of this section, including a dangerous drug, as defined in 46
section 4729.01 of the Revised Code. 47

~~(3)~~(4) Except as provided in division (B) of this section, 48
the practice of chiropractic does not permit a chiropractor to 49
perform acupuncture. 50

~~(4)~~(5) A chiropractor may use roentgen rays only for 51
diagnostic purposes. 52

~~(5)~~(6) The practice of chiropractic does not include the 53
performance of abortions. 54

(B) A chiropractor who holds a valid certificate to 55
practice acupuncture issued under section 4734.283 of the 56
Revised Code is authorized to perform acupuncture. 57

(C) An individual holding a valid, current license to 58
practice chiropractic is entitled to use the title "doctor," 59
"doctor of chiropractic," "chiropractic physician," or 60
"~~chiropractic~~chiropractor" and is a "physician" for the purposes 61
of Chapter 4123. of the Revised Code. 62

Section 2. That existing section 4734.15 of the Revised 63
Code is hereby repealed. 64