

1 SENATE BILL NO. 121

2 INTRODUCED BY T. JACOBSON

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4 A BILL FOR AN ACT ENTITLED: "AN ACT UPDATING THE DEFINITION OF "ACUPUNCTURE" TO
 5 REFLECT MODERN TECHNIQUES AND MODALITIES; AMENDING SECTION 37-13-103, MCA; AND
 6 PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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10 **Section 1.** Section 37-13-103, MCA, is amended to read:11 **"37-13-103. Definitions.** As used in this chapter, the following definitions apply:

12 (1) "Acupuncture" means ~~the diagnosis, treatment, or correction of human conditions, ailments,~~
 13 ~~diseases, injuries, or infirmities by means of mechanical, thermal, or electrical stimulation effected by the~~
 14 ~~insertion of solid needles. The term includes the use of acupressure and the use of oriental food remedies and~~
 15 ~~herbs.~~ a form of primary health care that is developed from traditional oriental and modern medical philosophies
 16 for providing evaluation, diagnosis, and treatment of human conditions, ailments, diseases, injuries, or
 17 infirmities. Acupuncture includes the manual, mechanical, injection, thermal, vibrational, electrical, and
 18 electromagnetic stimulation and treatment of traditional and modern acupuncture points, trigger points, motor
 19 points, and ashi points on the human body for promotion, maintenance, and restoration of health and
 20 prevention of disease. Acupuncture includes but is not limited to auricular acupuncture, body acupuncture,
 21 distal acupuncture, dry needling, point bleeding, and point injection. Adjunctive therapies included in, but not
 22 exclusive to, acupuncture include herbal and nutritional recommendations, therapeutic exercise, manual
 23 therapies, and other therapies based on traditional oriental and modern medical theory, as taught in accredited
 24 acupuncture programs.

25 (2) "Acupuncturist" means a natural person licensed by the board of medical examiners to practice
 26 acupuncture.

27 (3) "Board" means the Montana state board of medical examiners.

28 (4) "School of acupuncture" means a school in which acupuncture is taught that has been recognized

1 and designated by the board of medical examiners."

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3 NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval.

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