

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Gilbert**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 17-81-303 TO INCREASE THE
9 PENALTY FOR VIOLATING THE ARKANSAS CHIROPRACTIC PRACTICES
10 ACT; AND FOR OTHER PURPOSES."

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12 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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14 SECTION 1. Arkansas Code 17-81-303(b) is hereby amended to read as
15 follows:

16 "(b) Any person who shall attempt to practice chiropractic, as defined
17 in this chapter, without having first been licensed or otherwise permitted
18 under the provisions of this chapter to do so, shall be deemed guilty of a
19 misdemeanor. Upon conviction, he shall be punished by a fine of not less than
20 one thousand dollars (\$1,000) nor more than five thousand dollars (\$5,000) or
21 by imprisonment in the county jail for a period of not less than one (1) month
22 nor more than
23 eleven (11) months, or by both fine and imprisonment. Each day shall
24 constitute a separate offense."

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26 SECTION 2. Arkansas Code 17-81-303(d) is hereby amended to read as
27 follows:

28 "(d)(1) It is unlawful for any person other than a physician licensed
29 to practice chiropractic under the provisions of the Arkansas Chiropractic
30 Practices Act, 17-81-101 et seq., or a physician licensed to practice medicine
31 under the Arkansas Medical Practices Act, 17-93-201 et seq., to perform spinal
32 mobilizations, spinal adjustments, or spinal manipulations as those terms are
33 defined in 17-81-102(5).

34 (2) Nothing contained in this subsection shall be construed to limit or
35 restrict the authority of a licensed physical therapist to practice physical

1 therapy as defined in 17-92-102(1).

2 (3) Any person violating the provisions of this subsection shall be
3 guilty of a misdemeanor and upon conviction shall be punished by a fine of not
4 less than one thousand dollars (\$1,000) nor more than five thousand dollars
5 (\$5,000), and each violation shall constitute a separate offense."

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7 SECTION 3. All provisions of this Act of a general and permanent nature
8 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
9 Revision Commission shall incorporate the same in the Code.

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11 SECTION 4. If any provision of this Act or the application thereof to
12 any person or circumstance is held invalid, such invalidity shall not affect
13 other provisions or applications of the Act which can be given effect without
14 the invalid provision or application, and to this end the provisions of this
15 Act are declared to be severable.

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17 SECTION 5. All laws and parts of laws in conflict with this Act are
18 hereby repealed.

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