

HOUSE BILL NO. 500

INTRODUCED BY G. OBLANDER, S. KLAKKEN, J. SECKINGER, D. ZOLNIKOV, E. BUTTREY, M. CUFFE,  
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A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING LAWS RELATED TO CHIROPRACTIC  
PRACTITIONERS; ESTABLISHING A CHIROPRACTIC LICENSE ENDORSEMENT FOR PRESCRIPTIVE  
AUTHORITY; PROVIDING THAT CHIROPRACTIC SERVICES BE PROVIDED BY THE MONTANA  
MEDICAID PROGRAM; PROVIDING RULEMAKING AUTHORITY; AND AMENDING SECTIONS 37-12-101,  
37-12-104, 37-12-201, AND 53-6-101, MCA."

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

**NEW SECTION. Section 1. Prescriptive authority license endorsement -- formulary --  
requirements -- rulemaking.** (1) A chiropractor may apply to the board for a license endorsement for  
prescriptive authority.

(2) A chiropractor who successfully obtains a license endorsement for prescriptive authority may  
prescribe, obtain, and administer the following ~~noncontrolled, nonscheduled~~ controlled, scheduled drugs for  
diagnostic and therapeutic use:

- (a) skeletal muscle relaxants;
- (b) cyclooxygenase-2 inhibitors;
- (c) nonsteroidal anti-inflammatory drugs;
- (d) topical nonsteroidal anti-inflammatory drugs;
- (e) glucocorticoids;
- (f) topical anesthetics; and
- (g) trigger point injections.

(3) The board shall adopt rules establishing:

- (a) the procedures for chiropractors to apply for a license endorsement;

(b) the educational qualifications required for a license endorsement, including:

(i) the number of hours of initial and ongoing pharmacology education; and

(ii) approved pharmacology education programs;

(c) standard protocols for procurement, storage, inventory control, and disposal of prescription drugs that chiropractors with a license endorsement shall follow; and

(d) other requirements deemed reasonably necessary by the board to implement a prescriptive authority license endorsement.

(4) The board may adopt rules to add drugs to or remove drugs from the list in subsection (2) consistent with the scope of chiropractic practice under 37-12-101.

(5) A chiropractor licensed under this chapter is not required to apply for the licensing endorsement available under this section. A chiropractor who has not been approved by the board for a prescriptive authority license endorsement may not promote, advertise, or imply that the chiropractor has the authority described in subsection (2).

**Section 2.** Section 37-12-101, MCA, is amended to read:

**"37-12-101. Definitions -- practice of chiropractic.** Unless the context requires otherwise, in this chapter, the following definitions apply:

- (1) "Board" means the board of chiropractors provided for in 2-15-1737.
- (2) "Department" means the department of labor and industry provided for in Title 2, chapter 15, part 17.
- (3) (a) "Chiropractic" is the system of specific adjustment or manipulation of the articulations and tissues of the body, particularly of the spinal column, for the correction of nerve interference and includes the use of recognized diagnostic and treatment methods as taught in chiropractic colleges but does not include surgery or the prescription or use of drugs means the science, art, and philosophy of things natural and the science of locating and removing interference with the transmissions or expression of nerve forces in the human body by the correction of misalignments or subluxations of the articulations and adjacent structures, especially those of the vertebral column and pelvis, for the purpose of restoring and maintaining health or for treatment of human disease primarily by adjustment and manipulation of the human structure. The term