

HOUSE BILL NO. HB0074

Nontraditional medicine.

Sponsored by: Representative(s) Zwonitzer and Senator(s) Mockler

A BILL

for

1 AN ACT relating to physicians and surgeons; providing that  
2 licenses shall not be revoked or suspended for practicing  
3 nontraditional medicine; providing for findings of the  
4 board; and providing for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 33-26-102(a)(xx), by creating new  
9 paragraphs (xxi) and (xxii) and by renumbering (xxi) as  
10 (xxiii) and 33-26-402 by creating a new subsection (c) are  
11 amended to read:

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13 **33-26-102. Definitions.**

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15 (a) As used in this chapter:

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1           (xx) "Physician-patient relationship" means a  
2 relationship between a licensee and any person formed for  
3 the purpose of the licensee providing medical diagnosis or  
4 treatment to the person, whether or not for compensation;  
5 ~~and~~

6  
7           (xxi) "Nontraditional" means a therapy that does  
8 not involve the use of prescription medicine including  
9 homeopathic medicine, naturopathic medicine, cognitive or  
10 behavioral therapies, meditation, prayer, chiropractic  
11 manipulation, massage, support groups, yoga, herbs,  
12 acupuncture, breathing exercises, aromatherapy, biofeedback  
13 and hypnosis;

14  
15           (xxii) "Experimental" means a therapy that is  
16 not of proven benefit for the particular diagnosis or  
17 treatment of the patient's condition, is not generally  
18 recognized by the medical community as effective or  
19 appropriate for the particular diagnosis or treatment of  
20 the patient's condition, or is provided or performed in  
21 special settings for research purposes under a controlled  
22 environment or clinical protocol; and

23

1           ~~(xxi)~~ (xxiii) "This act" means the Medical  
2 Practice Act.

3

4           **33-26-402. Grounds for suspension; revocation;**  
5 **restriction; imposition of conditions; refusal to renew or**  
6 **other disciplinary action.**

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8           (c) The board shall not revoke the license of or deny  
9 a license to a person solely because of that person's  
10 practice of a therapy that is experimental, nontraditional  
11 or that departs from acceptable prevailing medical  
12 practices unless, by competent evidence, the board can  
13 establish that the therapy has a safety risk greater than  
14 the prevailing medical practices or that the therapy is  
15 generally not effective.

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17           **Section 2.** This act is effective July 1, 2005.

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(END)