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RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 99-040

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated September 1998.]

1. Statutory Authority

Section Chir 3.08 (2) provides that a chiropractor may not practice with or in a business organized so that a person other than a chiropractor has the right to direct or control the chiropractor’s professional judgment. The rule states that this does not prohibit working in a business in which someone other than the patient pays the chiropractor’s fee or salary.

Would this rule preclude a chiropractor from being employed by a staff model health maintenance organization or a peer review organization?

If the board has specific authority for this rule, it should be cited.

2. Form, Style and Placement in Administrative Code

- a. In s. Chir 3.08 (2), “may not” should replace “shall not.” [See s. 1.01 (2), Manual.]
- b. In s. Chir 3.08 (3) and (4), “section” should replace “rule.” [See s. 1.07 (1) (a), Manual.]