

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

**LEGISLATIVE BILL 710**

Introduced by Dierks, 40.

Read first time January 06, 2010

Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to the Chiropractic Practice Act; to amend  
2 sections 38-801 and 38-802, Reissue Revised Statutes of  
3 Nebraska; to define terms; to prohibit certain activities  
4 as prescribed; and to repeal the original sections.

5 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 38-801, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3           38-801 Sections 38-801 to 38-811 and sections 3 to 5  
4 of this act shall be known and may be cited as the Chiropractic  
5 Practice Act.

6           Sec. 2. Section 38-802, Reissue Revised Statutes of  
7 Nebraska, is amended to read:

8           38-802 For purposes of the Chiropractic Practice Act and  
9 elsewhere in the Uniform Credentialing Act, unless the context  
10 otherwise requires, the definitions found in sections 38-803 to  
11 38-805 and sections 3 and 4 of this act apply.

12           Sec. 3. Chiropractic adjustment means joint manipulation,  
13 including any grade V mobilization or any form of mobilization or  
14 manual therapy, which involves a high velocity thrust which carries  
15 a joint beyond the normal physiological range of motion and is  
16 accompanied by joint cavitation, whether audible or inaudible.

17           Sec. 4. Normal physiological range of motion means that  
18 degree of joint motion or movement within the active range of  
19 motion and the passive range of motion but excludes any motion  
20 that requires a high velocity thrust or is accompanied by joint  
21 cavitation. Movement beyond the normal physiological range of  
22 motion involves joint cavitation, whether audible or inaudible.

23           Sec. 5. No person may perform a chiropractic adjustment  
24 to a joint of a patient unless such person is authorized and  
25 has the discretion under his or her scope of practice to make a

1 medical diagnosis of such patient, including the use of diagnostic  
2 X-rays, physical and clinical examinations, and routine procedures,  
3 including urinalysis.

4           Sec. 6. Original sections 38-801 and 38-802, Reissue  
5 Revised Statutes of Nebraska, are repealed.