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FISCAL IMPACT REPORT

ORIGINAL DATE 1/20/2006
 LAST UPDATED 2/6/2006 HB 33/aHGUAC

SPONSOR Lundstrum

SHORT TITLE Amend Chiropractic Physician Practice Act SB _____

ANALYST McOlash

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY06	FY07		
	NFI		

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

SUMMARY

Synopsis of HGUAC Amendment

The House Government and Urban Affairs Committee amendment to HB 33 adds some clarifying language for the “examination conducted by the national board of chiropractic examiners” in place of the “national boards examination.”

The amendment deletes the immunity for civil damages or criminal prosecution for any board member, investigator or representative appointed by the board or any other person who, in good faith, provides a report, complaint, or testimony to the board (Section 5, C & D).

Synopsis of Original Bill

House Bill 33 amends certain sections of the Chiropractic Physician Practice Act regarding chiropractic licensure evaluations, examinations, and revocations and adds sections on civil or criminal liability in investigations. The bill also includes some standard editing primarily related to noun and pronoun usage.

FISCAL IMPLICATIONS

None

SIGNIFICANT ISSUES

Section 1 amends Section 61-4-3 NMSA 1978 to, among other minor modifications, remove the requirement that the Chiropractic Board hold examinations at least twice a year.

Section 2 amends Section 61-4-4 NMSA 1978 to allow the Board to use the services of a professional background information service when evaluating applicants.

Section 3 amends Section 61-4-6 NMSA 1978 to allow the Board to waive the board-administered examination upon proof of the satisfactory completion of the national examination.

Section 4 amends Section 61-4-7 NMSA 1978 combines the offices of the Board Secretary and Treasurer.

Section 5 amends Section 61-4-10 NMSA 1978 allows the Board to censure, reprimand, fine or place on probation and stipulation any licensee to the penalties of refusal to issue a license, the suspension, or the revocation of a license. Section 5 also allows the Board to issue investigative subpoenas and releases the Board, investigators, and witnesses from civil or criminal prosecution. The section also declares that all written and oral communications relating to disciplinary actions are not public records until the Board acts on a complaint.

BMC/yr