



(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, **may possibly** be found at [www.njleg.state.nj.us](http://www.njleg.state.nj.us))

**FLOOR AMENDMENT STATEMENT:** No

**LEGISLATIVE FISCAL ESTIMATE:** Yes

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** No

**FOLLOWING WERE PRINTED:**

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**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

RWH/JA



P.L. 2021, CHAPTER 355, *approved January 10, 2022*  
Assembly, No. 1194

1 AN ACT concerning the practice of chiropractic and supplementing  
2 P.L.1989, c.153 (C.45:9-41.17 et al.).

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6

7 1. a. Any person who has been examined and licensed to  
8 practice chiropractic by the examining and licensing board of  
9 another state or jurisdiction of the United States having  
10 requirements for examination and licensure substantially equivalent  
11 to those required under section 8 of P.L.1953, c.233 (C.45:9-41.5),  
12 may, in the discretion of the State Board of Chiropractic Examiners,  
13 be granted, without further examination and upon application and  
14 payment of a fee as determined by the board, a temporary travel  
15 license to practice chiropractic in this State in order to visit,  
16 examine, treat, or advise a specific patient or client, or give a  
17 demonstration of a procedure or clinic, provided that the provision  
18 of care, consultation, demonstration, clinic, or other services are  
19 within the scope of practice of chiropractic as defined in R.S.45:9-  
20 14.5.

21 b. The board shall issue a temporary travel license to a visiting  
22 chiropractor who:

23 (1) is in good standing and possesses an unencumbered license  
24 in each state or jurisdiction in which the visiting chiropractor is  
25 licensed;

26 (2) applies for the temporary travel license no less than 60 days  
27 prior to a visit in this State;

28 (3) provides to the board the following information:

29 (a) the purpose of the visit and whether the visit is for voluntary  
30 services or for a fee;

31 (b) the anticipated duration of the visit;

32 (c) the chiropractic license numbers in each state or jurisdiction  
33 in which the visiting chiropractor is licensed; and

34 (4) provides to the board an affidavit stating that the visiting  
35 chiropractor is in good standing in each state or jurisdiction in  
36 which the visiting chiropractor is licensed.

37 c. Unless otherwise determined by the board on an individual  
38 basis, the temporary travel license shall permit a visiting  
39 chiropractor to practice chiropractic in this State for no more than  
40 14 days during any calendar year.

41 d. The board may terminate the temporary travel license of any  
42 visiting chiropractor at any time for any of the following reasons:

- 1 (1) the visiting chiropractor failed to materially comply with or  
2 violated a provision of the laws, rules or regulations governing the  
3 practice of chiropractic;  
4 (2) the visiting chiropractor committed an act that would  
5 constitute grounds for discipline if committed by a person fully  
6 licensed by the board in this State; or  
7 (3) the board receives and validates a complaint indicating that  
8 the temporary licensee is unfit to practice chiropractic or has  
9 otherwise endangered the health and safety of the general public.  
10 e. If the board terminates the temporary travel license of a  
11 visiting chiropractor pursuant to subsection d. of this section, the  
12 board shall provide written notification of the termination to the  
13 visiting chiropractor detailing the basis for the termination. Upon  
14 receiving written notification of the termination, the visiting  
15 chiropractor shall immediately cease the practice of chiropractic in  
16 this State. The board shall provide a copy of the written notification  
17 of the termination to the examining or licensing board of each state  
18 or jurisdiction in which the visiting chiropractor is licensed.

19  
20 2. This act shall take effect on the 90th day following  
21 enactment.

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23  
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Provides for temporary travel license to practice chiropractic.

## CHAPTER 355

AN ACT concerning the practice of chiropractic and supplementing P.L.1989, c.153 (C.45:9-41.17 et al.).

**BE IT ENACTED** by the Senate and General Assembly of the State of New Jersey:

C.45:9-41.37 Granting travel licenses.

1. a. Any person who has been examined and licensed to practice chiropractic by the examining and licensing board of another state or jurisdiction of the United States having requirements for examination and licensure substantially equivalent to those required under section 8 of P.L.1953, c.233 (C.45:9-41.5), may, in the discretion of the State Board of Chiropractic Examiners, be granted, without further examination and upon application and payment of a fee as determined by the board, a temporary travel license to practice chiropractic in this State in order to visit, examine, treat, or advise a specific patient or client, or give a demonstration of a procedure or clinic, provided that the provision of care, consultation, demonstration, clinic, or other services are within the scope of practice of chiropractic as defined in R.S.45:9-14.5.

b. The board shall issue a temporary travel license to a visiting chiropractor who:

(1) is in good standing and possesses an unencumbered license in each state or jurisdiction in which the visiting chiropractor is licensed;

(2) applies for the temporary travel license no less than 60 days prior to a visit in this State;

(3) provides to the board the following information:

(a) the purpose of the visit and whether the visit is for voluntary services or for a fee;

(b) the anticipated duration of the visit;

(c) the chiropractic license numbers in each state or jurisdiction in which the visiting chiropractor is licensed; and

(4) provides to the board an affidavit stating that the visiting chiropractor is in good standing in each state or jurisdiction in which the visiting chiropractor is licensed.

c. Unless otherwise determined by the board on an individual basis, the temporary travel license shall permit a visiting chiropractor to practice chiropractic in this State for no more than 14 days during any calendar year.

d. The board may terminate the temporary travel license of any visiting chiropractor at any time for any of the following reasons:

(1) the visiting chiropractor failed to materially comply with or violated a provision of the laws, rules or regulations governing the practice of chiropractic;

(2) the visiting chiropractor committed an act that would constitute grounds for discipline if committed by a person fully licensed by the board in this State; or

(3) the board receives and validates a complaint indicating that the temporary licensee is unfit to practice chiropractic or has otherwise endangered the health and safety of the general public.

e. If the board terminates the temporary travel license of a visiting chiropractor pursuant to subsection d. of this section, the board shall provide written notification of the termination to the visiting chiropractor detailing the basis for the termination. Upon receiving written notification of the termination, the visiting chiropractor shall immediately cease the practice of chiropractic in this State. The board shall provide a copy of the written notification of the termination to the examining or licensing board of each state or jurisdiction in which the visiting chiropractor is licensed.

2. This act shall take effect on the 90th day following enactment.

Approved January 10, 2022.

**ASSEMBLY, No. 1194**

**STATE OF NEW JERSEY**  
**219th LEGISLATURE**

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

**Sponsored by:**

**Assemblyman ANDREW ZWICKER**

**District 16 (Hunterdon, Mercer, Middlesex and Somerset)**

**SYNOPSIS**

Provides for temporary travel license to practice chiropractic.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



A1194 ZWICKER

2

1 AN ACT concerning the practice of chiropractic and supplementing  
2 P.L.1989, c.153 (C.45:9-41.17 et al.).

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8 practice chiropractic by the examining and licensing board of  
9 another state or jurisdiction of the United States having  
10 requirements for examination and licensure substantially equivalent  
11 to those required under section 8 of P.L.1953, c.233 (C.45:9-41.5),  
12 may, in the discretion of the State Board of Chiropractic Examiners,  
13 be granted, without further examination and upon application and  
14 payment of a fee as determined by the board, a temporary travel  
15 license to practice chiropractic in this State in order to visit,  
16 examine, treat, or advise a specific patient or client, or give a  
17 demonstration of a procedure or clinic, provided that the provision  
18 of care, consultation, demonstration, clinic, or other services are  
19 within the scope of practice of chiropractic as defined in R.S.45:9-  
20 14.5.

21 b. The board shall issue a temporary travel license to a visiting  
22 chiropractor who:

23 (1) is in good standing and possesses an unencumbered license  
24 in each state or jurisdiction in which the visiting chiropractor is  
25 licensed;

26 (2) applies for the temporary travel license no less than 60 days  
27 prior to a visit in this State;

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29 (a) the purpose of the visit and whether the visit is for voluntary  
30 services or for a fee;

31 (b) the anticipated duration of the visit;

32 (c) the chiropractic license numbers in each state or jurisdiction  
33 in which the visiting chiropractor is licensed; and

34 (4) provides to the board an affidavit stating that the visiting  
35 chiropractor is in good standing in each state or jurisdiction in  
36 which the visiting chiropractor is licensed.

37 c. Unless otherwise determined by the board on an individual  
38 basis, the temporary travel license shall permit a visiting  
39 chiropractor to practice chiropractic in this State for no more than  
40 14 days during any calendar year.

41 d. The board may terminate the temporary travel license of any  
42 visiting chiropractor at any time for any of the following reasons:

43 (1) the visiting chiropractor failed to materially comply with or  
44 violated a provision of the laws, rules or regulations governing the  
45 practice of chiropractic;

46 (2) the visiting chiropractor committed an act that would  
47 constitute grounds for discipline if committed by a person fully  
48 licensed by the board in this State; or

1 (3) the board receives and validates a complaint indicating that  
2 the temporary licensee is unfit to practice chiropractic or has  
3 otherwise endangered the health and safety of the general public.

4 e. If the board terminates the temporary travel license of a  
5 visiting chiropractor pursuant to subsection d. of this section, the  
6 board shall provide written notification of the termination to the  
7 visiting chiropractor detailing the basis for the termination. Upon  
8 receiving written notification of the termination, the visiting  
9 chiropractor shall immediately cease the practice of chiropractic in  
10 this State. The board shall provide a copy of the written  
11 notification of the termination to the examining or licensing board  
12 of each state or jurisdiction in which the visiting chiropractor is  
13 licensed.

14

15 2. This act shall take effect on the 90th day following  
16 enactment.

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18

19

#### STATEMENT

20

21 This bill requires the State Board of Chiropractic Examiners to  
22 issue a temporary travel license to any person who has been  
23 examined and licensed to practice chiropractic by the examining  
24 and licensing board of another state or jurisdiction of the United  
25 States having requirements for examination and licensure  
26 substantially equivalent to those required under section 8 of  
27 P.L.1953, c.233 (C.45:9-41.5). The temporary travel license must  
28 be issued without further examination upon application and  
29 payment of a license fee, as determined by the board, and will allow  
30 the traveling chiropractor to visit, examine, treat, or advise a  
31 specific patient or client, or give a demonstration of a procedure or  
32 clinic, in this State, provided that the care, consultation,  
33 demonstration, clinic, or other services are within the scope of  
34 practice of chiropractic as defined in R.S.45:9-14.5.

35 Under the bill, the board will issue a temporary travel license to  
36 a visiting chiropractor who:

37 (1) is in good standing and possesses an unencumbered license  
38 in each state or jurisdiction in which the visiting chiropractor is  
39 licensed;

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44 fee; the anticipated duration of the visit; and the chiropractic license  
45 numbers in each state or jurisdiction in which the visiting  
46 chiropractor is licensed; and

**A1194 ZWICKER**

1 (4) provides to the board an affidavit that the visiting  
2 chiropractor is in good standing in each state or jurisdiction in  
3 which the visiting chiropractor is licensed.

4 The bill also provides that, unless otherwise determined by the  
5 board on an individual basis, the temporary travel license will  
6 permit a visiting chiropractor to practice chiropractic in this State  
7 for not more than 14 days during any calendar year.

8 The board may terminate the temporary travel license of any  
9 visiting chiropractor at any time for any of the following reasons:

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11 violated a provision of the laws, rules or regulations governing the  
12 practice of chiropractic;

13 (2) the visiting chiropractor committed an act that would  
14 constitute grounds for discipline if committed by a person fully  
15 licensed by the board in this State; or

16 (3) the board receives and validates a complaint indicating that  
17 the temporary licensee is unfit to practice chiropractic or has  
18 otherwise endangered the health and safety of the general public.

19 Under the bill, if the board terminates the temporary travel  
20 license of a visiting chiropractor, then the board must provide  
21 written notification of the termination to the visiting chiropractor  
22 detailing the basis for the termination. Upon receiving written  
23 notification of the termination, the visiting chiropractor must  
24 immediately cease the practice of chiropractic in this State. Finally,  
25 the bill requires the board to provide a copy of the written  
26 notification of the termination to the examining or licensing board  
27 of each state or jurisdiction in which the visiting chiropractor is  
28 licensed.

# ASSEMBLY REGULATED PROFESSIONS COMMITTEE

## STATEMENT TO

### ASSEMBLY, No. 1194

# STATE OF NEW JERSEY

DATED: MARCH 5, 2020

The Assembly Regulated Professions Committee reports favorably Assembly Bill No. 1194.

This bill requires the State Board of Chiropractic Examiners to issue a temporary travel license to any person who has been examined and licensed to practice chiropractic by the examining and licensing board of another state or jurisdiction of the United States having requirements for examination and licensure substantially equivalent to those required under section 8 of P.L.1953, c.233 (C.45:9-41.5). The temporary travel license must be issued without further examination upon application and payment of a license fee, as determined by the board, and will allow the traveling chiropractor to visit, examine, treat, or advise a specific patient or client, or give a demonstration of a procedure or clinic, in this State, provided that the care, consultation, demonstration, clinic, or other services are within the scope of practice of chiropractic as defined in R.S.45:9-14.5.

Under the bill, the board will issue a temporary travel license to a visiting chiropractor who:

(1) is in good standing and possesses an unencumbered license in each state or jurisdiction in which the visiting chiropractor is licensed;

(2) applies to the board for the temporary travel license no less than 60 days prior to a visit in this State;

(3) provides to the board the following information: the purpose of the visit and whether the visit is for voluntary services or for a fee; the anticipated duration of the visit; and the chiropractic license numbers in each state or jurisdiction in which the visiting chiropractor is licensed; and

(4) provides to the board an affidavit that the visiting chiropractor is in good standing in each state or jurisdiction in which the visiting chiropractor is licensed.

The bill also provides that, unless otherwise determined by the board on an individual basis, the temporary travel license will permit a visiting chiropractor to practice chiropractic in this State for not more than 14 days during any calendar year.

The board may terminate the temporary travel license of any visiting chiropractor at any time for any of the following reasons:

(1) the visiting chiropractor failed to materially comply with or violated a provision of the laws, rules or regulations governing the practice of chiropractic;

(2) the visiting chiropractor committed an act that would constitute grounds for discipline if committed by a person fully licensed by the board in this State; or

(3) the board receives and validates a complaint indicating that the temporary licensee is unfit to practice chiropractic or has otherwise endangered the health and safety of the general public.

Under the bill, if the board terminates the temporary travel license of a visiting chiropractor, then the board must provide written notification of the termination to the visiting chiropractor detailing the basis for the termination. Upon receiving written notification of the termination, the visiting chiropractor must immediately cease the practice of chiropractic in this State. Finally, the bill requires the board to provide a copy of the written notification of the termination to the examining or licensing board of each state or jurisdiction in which the visiting chiropractor is licensed.

This bill was pre-filed for introduction in the 2020-2021 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 1194**

**STATE OF NEW JERSEY**

DATED: MARCH 17, 2021

The Assembly Appropriations Committee reports favorably Assembly Bill No. 1194.

This bill requires the State Board of Chiropractic Examiners to issue a temporary travel license to any person who has been examined and licensed to practice chiropractic by the examining and licensing board of another state or jurisdiction of the United States having requirements for examination and licensure substantially equivalent to those required under section 8 of P.L.1953, c.233 (C.45:9-41.5). The temporary travel license must be issued without further examination upon application and payment of a license fee, as determined by the board, and will allow the traveling chiropractor to visit, examine, treat, or advise a specific patient or client, or give a demonstration of a procedure or clinic, in this State, provided that the care, consultation, demonstration, clinic, or other services are within the scope of practice of chiropractic as defined in R.S.45:9-14.5.

Under the bill, the board will issue a temporary travel license to a visiting chiropractor who:

(1) is in good standing and possesses an unencumbered license in each state or jurisdiction in which the visiting chiropractor is licensed;

(2) applies to the board for the temporary travel license no less than 60 days prior to a visit in this State;

(3) provides to the board the following information: the purpose of the visit and whether the visit is for voluntary services or for a fee; the anticipated duration of the visit; and the chiropractic license numbers in each state or jurisdiction in which the visiting chiropractor is licensed; and

(4) provides to the board an affidavit that the visiting chiropractor is in good standing in each state or jurisdiction in which the visiting chiropractor is licensed.

The bill also provides that, unless otherwise determined by the board on an individual basis, the temporary travel license will permit a visiting chiropractor to practice chiropractic in this State for not more than 14 days during any calendar year.

The board may terminate the temporary travel license of any visiting chiropractor at any time for any of the following reasons:

(1) the visiting chiropractor failed to materially comply with or violated a provision of the laws, rules or regulations governing the practice of chiropractic;

(2) the visiting chiropractor committed an act that would constitute grounds for discipline if committed by a person fully licensed by the board in this State; or

(3) the board receives and validates a complaint indicating that the temporary licensee is unfit to practice chiropractic or has otherwise endangered the health and safety of the general public.

Under the bill, if the board terminates the temporary travel license of a visiting chiropractor, then the board must provide written notification of the termination to the visiting chiropractor detailing the basis for the termination. Upon receiving written notification of the termination, the visiting chiropractor must immediately cease the practice of chiropractic in this State. Finally, the bill requires the board to provide a copy of the written notification of the termination to the examining or licensing board of each state or jurisdiction in which the visiting chiropractor is licensed.

**FISCAL IMPACT:**

The Office of Legislative Services (OLS) finds that the bill will cause indeterminate increases in annual State revenues and expenditures to issue temporary travel licenses to out-of-state chiropractors to practice and treat patients in New Jersey. The OLS, however, cannot assess the net effect of the two increases given the absence of information on the future cost of regulating the temporary travel license program and on future license fee and penalty collections.

# SENATE BUDGET AND APPROPRIATIONS COMMITTEE

## STATEMENT TO

### ASSEMBLY, No. 1194

# STATE OF NEW JERSEY

DATED: DECEMBER 6, 2021

The Senate Budget and Appropriations Committee reports favorably Assembly Bill No. 1194.

This bill requires the State Board of Chiropractic Examiners to issue a temporary travel license to any person who has been examined and licensed to practice chiropractic by the examining and licensing board of another state or jurisdiction of the United States having requirements for examination and licensure substantially equivalent to those required under section 8 of P.L.1953, c.233 (C.45:9-41.5). The temporary travel license would be issued without further examination upon application and payment of a license fee, as determined by the board, and would allow the traveling chiropractor to visit, examine, treat, or advise a specific patient or client, or give a demonstration of a procedure or clinic, in this State, provided that the care, consultation, demonstration, clinic, or other services are within the scope of practice of chiropractic as defined in R.S.45:9-14.5.

Under the bill, the board would issue a temporary travel license to a visiting chiropractor who: (1) is in good standing and possesses an unencumbered license in each state or jurisdiction in which the visiting chiropractor is licensed; (2) applies to the board for the temporary travel license no less than 60 days prior to a visit in this State; (3) provides to the board the following information: the purpose of the visit and whether the visit is for voluntary services or for a fee; the anticipated duration of the visit; and the chiropractic license numbers in each state or jurisdiction in which the visiting chiropractor is licensed; and (4) provides to the board an affidavit that the visiting chiropractor is in good standing in each state or jurisdiction in which the visiting chiropractor is licensed.

The bill also provides that, unless otherwise determined by the board on an individual basis, the temporary travel license would permit a visiting chiropractor to practice chiropractic in this State for not more than 14 days during any calendar year.

The board may terminate the temporary travel license of any visiting chiropractor at any time for any of the following reasons: (1) the visiting chiropractor failed to materially comply with or violated a provision of the laws, rules or regulations governing the practice of chiropractic; (2) the visiting chiropractor committed an act that would constitute grounds for discipline if committed by a person fully licensed by the board in this State; or (3) the board receives and

validates a complaint indicating that the temporary licensee is unfit to practice chiropractic or has otherwise endangered the health and safety of the general public.

Under the bill, if the board terminates the temporary travel license of a visiting chiropractor, then the board would be required to provide written notification of the termination to the visiting chiropractor detailing the basis for the termination. Upon receiving written notification of the termination, the visiting chiropractor would be required to immediately cease the practice of chiropractic in this State. Finally, the bill requires the board to provide a copy of the written notification of the termination to the examining or licensing board of each state or jurisdiction in which the visiting chiropractor is licensed.

As reported, this bill is identical to Senate Bill No. 897, as also reported by the committee on this date.

**FISCAL IMPACT:**

The Office of Legislative Services (OLS) finds that the bill will cause indeterminate increases in annual State revenues and expenditures to issue temporary travel licenses to out-of-state chiropractors to practice and treat patients in New Jersey. The OLS, however, cannot assess the net effect of the two increases given the absence of information on the future cost of regulating the temporary travel license program and on future license fee and penalty collections.

**LEGISLATIVE FISCAL ESTIMATE**  
**ASSEMBLY, No. 1194**  
**STATE OF NEW JERSEY**  
**219th LEGISLATURE**

DATED: MARCH 18, 2021

**SUMMARY**

**Synopsis:** Provides for temporary travel license to practice chiropractic.

**Type of Impact:** Annual State revenue and expenditure increases.

**Agencies Affected:** Department of Law and Public Safety

**Office of Legislative Services Estimate**

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>	<b><u>Year 2</u></b>	<b><u>Year 3</u></b>
<b>State Cost Increase</b>		Indeterminate	
<b>State Revenue Increase</b>		Indeterminate	

- The Office of Legislative Services (OLS) finds that the bill will cause indeterminate increases in annual State revenues and expenditures to issue temporary travel licenses to out-of-state chiropractors to practice and treat patients in New Jersey. The OLS, however, cannot assess the net effect of the two increases given the absence of information on the future cost of regulating the temporary travel license program and on future license fee and penalty collections.

**BILL DESCRIPTION**

This bill requires the State Board of Chiropractic Examiners in the Division of Consumer Affairs to issue a temporary travel license to any person who has been examined and licensed to practice chiropractic by the examining and licensing board of another state or jurisdiction of the United States having requirements for examination and licensure substantially equivalent to those required in New Jersey.

The temporary travel license must be issued without further examination upon application and payment of a license fee and will allow the traveling chiropractor to visit, examine, treat, or advise a specific patient or client, or give a demonstration of a procedure or clinic provided that the care, consultation, demonstration, clinic, or other services are within the scope of practice of chiropractic.

Under the bill, the board may issue a temporary travel license for not more than 14 days during any calendar year to a visiting chiropractor who meets specific requirements. The board has the discretion to extend the temporary travel license.

In addition, the bill sets forth certain provisions in which the board may terminate the temporary travel license of any visiting chiropractor at any time. If the board terminates the temporary travel license, then the board must provide written notification of the termination to the visiting chiropractor detailing the basis for the termination. Upon receiving written notification of the termination, the visiting chiropractor must immediately cease the practice of chiropractic in this State. Finally, the bill requires the board to provide a copy of the written notification of the termination to the examining or licensing board of each state or jurisdiction in which the visiting chiropractor is licensed.

## FISCAL ANALYSIS

### *EXECUTIVE BRANCH*

None received.

### *OFFICE OF LEGISLATIVE SERVICES*

The OLS finds that the bill will cause indeterminate increases in annual State revenues and expenditures to issue temporary travel licenses to out-of-state chiropractors to practice and treat patients in New Jersey. The OLS, however, cannot assess the net effect of the two increases given the absence of information on the future cost of regulating the temporary travel license program and on future license fee and penalty collections. The bill permits the State Board of Chiropractic Examiners to charge a reasonable fee for the issuance of the temporary travel license.

The New Jersey Division of Consumer Affairs website indicates that there are over 3,000 active licensed chiropractors in the State. In 2017, the American Chiropractic Association Sports Council indicated that over 34 states issued a variation of a temporary travel or “travel-to-treat” license for chiropractors. In many cases, these chiropractors were providing services for specific athletic and performing arts events.

**State Revenue Increases:** The bill will increase annual State revenue collections from licensure fees, fines, and penalties by indeterminate amounts.

The OLS cannot quantify the licensure fee payments the board will collect from the temporary travel license because the bill leaves the setting of the specific fee levels to the board’s discretion and because the number of future license issuances is unknown.

Additionally, it is unknown how many active out-of-state licensees may have registered differently if these provisions had been previously available. For example, under this bill, if an out-of-state chiropractor paid for a two-year professional license at the established fee and the temporary license fee is set at a lower rate, the chiropractor may change the method of licensure in the State resulting in lower revenue collections from licenses.

Moreover, the OLS anticipates that the State may annually collect indeterminate fine and penalty payments from violations of statutory and regulatory requirements applicable to the established temporary license.

**State Expenditure Increase:** The State will incur an annual expenditure increase with the establishment of the licensure. The board’s regulatory activities may lead to additional, likely marginal, increases in State expenditures. The OLS, however, cannot determine the magnitude of the increase due to uncertainty regarding the number of professionals who will be regulated and the operational decisions the board will make.

*Section: Law and Public Safety*

*Analyst: Kristin Brunner Santos  
Senior Fiscal Analyst*

*Approved: Thomas Koenig  
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

# SENATE, No. 897

## STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED JANUARY 27, 2020

**Sponsored by:**

**Senator JOSEPH P. CRYAN**

**District 20 (Union)**

**Senator PAUL A. SARLO**

**District 36 (Bergen and Passaic)**

**SYNOPSIS**

Provides for temporary travel license to practice chiropractic.

**CURRENT VERSION OF TEXT**

As introduced.



(Sponsorship Updated As Of: 3/5/2020)

1 AN ACT concerning the practice of chiropractic and supplementing  
2 P.L.1989, c.153 (C.45:9-41.17 et al.).

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

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9 another state or jurisdiction of the United States having  
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11 to those required under section 8 of P.L.1953, c.233 (C.45:9-41.5),  
12 may, in the discretion of the State Board of Chiropractic Examiners,  
13 be granted, without further examination and upon application and  
14 payment of a fee as determined by the board, a temporary travel  
15 license to practice chiropractic in this State in order to visit,  
16 examine, treat, or advise a specific patient or client, or give a  
17 demonstration of a procedure or clinic, provided that the provision  
18 of care, consultation, demonstration, clinic, or other services are  
19 within the scope of practice of chiropractic as defined in R.S.45:9-  
20 14.5.

21 b. The board shall issue a temporary travel license to a visiting  
22 chiropractor who:

23 (1) is in good standing and possesses an unencumbered license  
24 in each state or jurisdiction in which the visiting chiropractor is  
25 licensed;

26 (2) applies for the temporary travel license no less than 60 days  
27 prior to a visit in this State;

28 (3) provides to the board the following information:

29 (a) the purpose of the visit and whether the visit is for voluntary  
30 services or for a fee;

31 (b) the anticipated duration of the visit;

32 (c) the chiropractic license numbers in each state or jurisdiction  
33 in which the visiting chiropractor is licensed; and

34 (4) provides to the board an affidavit stating that the visiting  
35 chiropractor is in good standing in each state or jurisdiction in  
36 which the visiting chiropractor is licensed.

37 c. Unless otherwise determined by the board on an individual  
38 basis, the temporary travel license shall permit a visiting  
39 chiropractor to practice chiropractic in this State for no more than  
40 14 days during any calendar year.

41 d. The board may terminate the temporary travel license of any  
42 visiting chiropractor at any time for any of the following reasons:

43 (1) the visiting chiropractor failed to materially comply with or  
44 violated a provision of the laws, rules or regulations governing the  
45 practice of chiropractic;

46 (2) the visiting chiropractor committed an act that would  
47 constitute grounds for discipline if committed by a person fully  
48 licensed by the board in this State; or

1 (3) the board receives and validates a complaint indicating that  
2 the temporary licensee is unfit to practice chiropractic or has  
3 otherwise endangered the health and safety of the general public.

4 e. If the board terminates the temporary travel license of a  
5 visiting chiropractor pursuant to subsection d. of this section, the  
6 board shall provide written notification of the termination to the  
7 visiting chiropractor detailing the basis for the termination. Upon  
8 receiving written notification of the termination, the visiting  
9 chiropractor shall immediately cease the practice of chiropractic in  
10 this State. The board shall provide a copy of the written  
11 notification of the termination to the examining or licensing board  
12 of each state or jurisdiction in which the visiting chiropractor is  
13 licensed.

14

15 2. This act shall take effect on the 90th day following  
16 enactment.

17

18

19

#### STATEMENT

20

21 This bill requires the State Board of Chiropractic Examiners to  
22 issue a temporary travel license to any person who has been  
23 examined and licensed to practice chiropractic by the examining  
24 and licensing board of another state or jurisdiction of the United  
25 States having requirements for examination and licensure  
26 substantially equivalent to those required under section 8 of  
27 P.L.1953, c.233 (C.45:9-41.5). The temporary travel license must  
28 be issued without further examination upon application and  
29 payment of a license fee, as determined by the board, and will allow  
30 the traveling chiropractor to visit, examine, treat, or advise a  
31 specific patient or client, or give a demonstration of a procedure or  
32 clinic, in this State, provided that the care, consultation,  
33 demonstration, clinic, or other services are within the scope of  
34 practice of chiropractic as defined in R.S.45:9-14.5.

35 Under the bill, the board will issue a temporary travel license to  
36 a visiting chiropractor who:

37 (1) is in good standing and possesses an unencumbered license  
38 in each state or jurisdiction in which the visiting chiropractor is  
39 licensed;

40 (2) applies to the board for the temporary travel license no less  
41 than 60 days prior to a visit in this State;

42 (3) provides to the board the following information: the purpose  
43 of the visit and whether the visit is for voluntary services or for a  
44 fee; the anticipated duration of the visit; and the chiropractic license  
45 numbers in each state or jurisdiction in which the visiting  
46 chiropractor is licensed; and

1 (4) provides to the board an affidavit that the visiting  
2 chiropractor is in good standing in each state or jurisdiction in  
3 which the visiting chiropractor is licensed.

4 The bill also provides that, unless otherwise determined by the  
5 board on an individual basis, the temporary travel license will  
6 permit a visiting chiropractor to practice chiropractic in this State  
7 for not more than 14 days during any calendar year.

8 The board may terminate the temporary travel license of any  
9 visiting chiropractor at any time for any of the following reasons:

10 (1) the visiting chiropractor failed to materially comply with or  
11 violated a provision of the laws, rules or regulations governing the  
12 practice of chiropractic;

13 (2) the visiting chiropractor committed an act that would  
14 constitute grounds for discipline if committed by a person fully  
15 licensed by the board in this State; or

16 (3) the board receives and validates a complaint indicating that  
17 the temporary licensee is unfit to practice chiropractic or has  
18 otherwise endangered the health and safety of the general public.

19 Under the bill, if the board terminates the temporary travel  
20 license of a visiting chiropractor, then the board must provide  
21 written notification of the termination to the visiting chiropractor  
22 detailing the basis for the termination. Upon receiving written  
23 notification of the termination, the visiting chiropractor must  
24 immediately cease the practice of chiropractic in this State. Finally,  
25 the bill requires the board to provide a copy of the written  
26 notification of the termination to the examining or licensing board  
27 of each state or jurisdiction in which the visiting chiropractor is  
28 licensed.

# SENATE COMMERCE COMMITTEE

## STATEMENT TO

### SENATE, No. 897

# STATE OF NEW JERSEY

DATED: JANUARY 27, 2020

The Senate Commerce Committee reports favorably Senate Bill No. 897.

This bill requires the State Board of Chiropractic Examiners to issue a temporary travel license to any person who has been examined and licensed to practice chiropractic by the examining and licensing board of another state or jurisdiction of the United States having requirements for examination and licensure substantially equivalent to those required under section 8 of P.L.1953, c.233 (C.45:9-41.5). The temporary travel license must be issued without further examination upon application and payment of a license fee, as determined by the board, and will allow the traveling chiropractor to visit, examine, treat, or advise a specific patient or client, or give a demonstration of a procedure or clinic, in this State, provided that the care, consultation, demonstration, clinic, or other services are within the scope of practice of chiropractic as defined in R.S.45:9-14.5.

Under the bill, the board will issue a temporary travel license to a visiting chiropractor who:

(1) is in good standing and possesses an unencumbered license in each state or jurisdiction in which the visiting chiropractor is licensed;

(2) applies to the board for the temporary travel license no less than 60 days prior to a visit in this State;

(3) provides to the board the following information: the purpose of the visit and whether the visit is for voluntary services or for a fee; the anticipated duration of the visit; and the chiropractic license numbers in each state or jurisdiction in which the visiting chiropractor is licensed; and

(4) provides to the board an affidavit that the visiting chiropractor is in good standing in each state or jurisdiction in which the visiting chiropractor is licensed.

The bill also provides that, unless otherwise determined by the board on an individual basis, the temporary travel license will permit a visiting chiropractor to practice chiropractic in this State for not more than 14 days during any calendar year.

The board may terminate the temporary travel license of any visiting chiropractor at any time for any of the following reasons:

(1) the visiting chiropractor failed to materially comply with or violated a provision of the laws, rules or regulations governing the practice of chiropractic;

(2) the visiting chiropractor committed an act that would constitute grounds for discipline if committed by a person fully licensed by the board in this State; or

(3) the board receives and validates a complaint indicating that the temporary licensee is unfit to practice chiropractic or has otherwise endangered the health and safety of the general public.

Under the bill, if the board terminates the temporary travel license of a visiting chiropractor, then the board must provide written notification of the termination to the visiting chiropractor detailing the basis for the termination. Upon receiving written notification of the termination, the visiting chiropractor must immediately cease the practice of chiropractic in this State. Finally, the bill requires the board to provide a copy of the written notification of the termination to the examining or licensing board of each state or jurisdiction in which the visiting chiropractor is licensed.

# SENATE BUDGET AND APPROPRIATIONS COMMITTEE

## STATEMENT TO

### SENATE, No. 897

# STATE OF NEW JERSEY

DATED: DECEMBER 6, 2021

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 897.

This bill requires the State Board of Chiropractic Examiners to issue a temporary travel license to any person who has been examined and licensed to practice chiropractic by the examining and licensing board of another state or jurisdiction of the United States having requirements for examination and licensure substantially equivalent to those required under section 8 of P.L.1953, c.233 (C.45:9-41.5). The temporary travel license would be issued without further examination upon application and payment of a license fee, as determined by the board, and would allow the traveling chiropractor to visit, examine, treat, or advise a specific patient or client, or give a demonstration of a procedure or clinic, in this State, provided that the care, consultation, demonstration, clinic, or other services are within the scope of practice of chiropractic as defined in R.S.45:9-14.5.

Under the bill, the board would issue a temporary travel license to a visiting chiropractor who: (1) is in good standing and possesses an unencumbered license in each state or jurisdiction in which the visiting chiropractor is licensed; (2) applies to the board for the temporary travel license no less than 60 days prior to a visit in this State; (3) provides to the board the following information: the purpose of the visit and whether the visit is for voluntary services or for a fee; the anticipated duration of the visit; and the chiropractic license numbers in each state or jurisdiction in which the visiting chiropractor is licensed; and (4) provides to the board an affidavit that the visiting chiropractor is in good standing in each state or jurisdiction in which the visiting chiropractor is licensed.

The bill also provides that, unless otherwise determined by the board on an individual basis, the temporary travel license would permit a visiting chiropractor to practice chiropractic in this State for not more than 14 days during any calendar year.

The board may terminate the temporary travel license of any visiting chiropractor at any time for any of the following reasons: (1) the visiting chiropractor failed to materially comply with or violated a provision of the laws, rules or regulations governing the practice of chiropractic; (2) the visiting chiropractor committed an act that would constitute grounds for discipline if committed by a person fully licensed by the board in this State; or (3) the board receives and

validates a complaint indicating that the temporary licensee is unfit to practice chiropractic or has otherwise endangered the health and safety of the general public.

Under the bill, if the board terminates the temporary travel license of a visiting chiropractor, then the board would be required to provide written notification of the termination to the visiting chiropractor detailing the basis for the termination. Upon receiving written notification of the termination, the visiting chiropractor would be required to immediately cease the practice of chiropractic in this State. Finally, the bill requires the board to provide a copy of the written notification of the termination to the examining or licensing board of each state or jurisdiction in which the visiting chiropractor is licensed.

As reported, this bill is identical to Assembly Bill No. 1194, as also reported by the committee on this date.

**FISCAL IMPACT:**

The Office of Legislative Services (OLS) finds that the bill will cause indeterminate increases in annual State revenues and expenditures to issue temporary travel licenses to out-of-state chiropractors to practice and treat patients in New Jersey. The OLS, however, cannot assess the net effect of the two increases given the absence of information on the future cost of regulating the temporary travel license program and on future license fee and penalty collections.

**LEGISLATIVE FISCAL ESTIMATE**  
**SENATE, No. 897**  
**STATE OF NEW JERSEY**  
**219th LEGISLATURE**

DATED: FEBRUARY 13, 2020

**SUMMARY**

**Synopsis:** Provides for temporary travel license to practice chiropractic.

**Type of Impact:** Annual State revenue and expenditure increases.

**Agencies Affected:** Department of Law and Public Safety

**Office of Legislative Services Estimate**

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>	<b><u>Year 2</u></b>	<b><u>Year 3</u></b>
<b>State Cost Increase</b>		Indeterminate	
<b>State Revenue Increase</b>		Indeterminate	

- The Office of Legislative Services (OLS) finds that the bill will cause indeterminate increases in annual State revenues and expenditures to issue temporary travel licenses to out-of-state chiropractors to practice and treat patients in New Jersey. The OLS, however, cannot assess the net effect of the two increases given the absence of information on the future cost of regulating the temporary travel license program and on future license fee and penalty collections.

**BILL DESCRIPTION**

This bill requires the State Board of Chiropractic Examiners in the Division of Consumer Affairs to issue a temporary travel license to any person who has been examined and licensed to practice chiropractic by the examining and licensing board of another state or jurisdiction of the United States having requirements for examination and licensure substantially equivalent to those required in New Jersey.

The temporary travel license must be issued without further examination upon application and payment of a license fee and will allow the traveling chiropractor to visit, examine, treat, or advise a specific patient or client, or give a demonstration of a procedure or clinic provided that the care, consultation, demonstration, clinic, or other services are within the scope of practice of chiropractic.

Under the bill, the board may issue a temporary travel license for not more than 14 days during any calendar year to a visiting chiropractor who meets specific requirements. The board has the discretion to extend the temporary travel license.

In addition, the bill sets forth certain provisions in which the board may terminate the temporary travel license of any visiting chiropractor at any time. If the board terminates the temporary travel license, then the board must provide written notification of the termination to the visiting chiropractor detailing the basis for the termination. Upon receiving written notification of the termination, the visiting chiropractor must immediately cease the practice of chiropractic in this State. Finally, the bill requires the board to provide a copy of the written notification of the termination to the examining or licensing board of each state or jurisdiction in which the visiting chiropractor is licensed.

## FISCAL ANALYSIS

### *EXECUTIVE BRANCH*

None received.

### *OFFICE OF LEGISLATIVE SERVICES*

The OLS finds that the bill will cause indeterminate increases in annual State revenues and expenditures to issue temporary travel licenses to out-of-state chiropractors to practice and treat patients in New Jersey. The OLS, however, cannot assess the net effect of the two increases given the absence of information on the future cost of regulating the temporary travel license program and on future license fee and penalty collections. The bill permits the State Board of Chiropractic Examiners to charge a reasonable fee for the issuance of the temporary travel license.

The New Jersey Division of Consumer Affairs website indicates that there are over 3,000 active licensed chiropractors in the State. In 2017, the American Chiropractic Association Sports Council indicated that over 34 states issued a variation of a temporary travel or “travel-to-treat” license for chiropractors. In many cases, these chiropractors were providing services for specific athletic and performing arts events.

**State Revenue Increases:** The bill will increase annual State revenue collections from licensure fees, fines, and penalties by indeterminate amounts.

The OLS cannot quantify the licensure fee payments the board will collect from the temporary travel license because the bill leaves the setting of the specific fee levels to the board’s discretion and because the number of future license issuances is unknown.

Additionally, it is unknown how many active out-of-state licensees may have registered differently if these provisions had been previously available. For example, under this bill if an out-of-state chiropractor paid for a two-year professional license at the established fee and the temporary license fee is set at a lower rate, the chiropractor may change the method of licensure in the State resulting in lower revenue collections from licenses.

Moreover, the OLS anticipates that the State may annually collect indeterminate fine and penalty payments from violations of statutory and regulatory requirements applicable to the established temporary license.

**State Expenditure Increase:** The State will incur an annual expenditure increase with the establishment of the licensure. The board’s regulatory activities may lead to additional, likely marginal, increases in State expenditures. The OLS, however, cannot determine the magnitude of

the increase due to uncertainty regarding the number of professionals who will be regulated and the operational decisions the board will make.

*Section: Law and Public Safety*

*Analyst: Kristin Brunner Santos  
Senior Fiscal Analyst*

*Approved: Frank W. Haines III  
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).