

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

SENATE BILL 1725

By: Dossett

AS INTRODUCED

An Act relating to ~~protect consumer access to~~ indigenous ~~and-or~~ traditional healing therapies ~~and~~ ~~cultural preservation~~; defining terms; stating legislative ~~intent~~; granting ~~certain~~ protections to practitioners of indigenous ~~and-or~~ traditional healing therapies; prohibiting certain acts by practitioners; providing for penalties; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 732 of Title 59, unless there is created a duplication in numbering, reads as follows:

A. As used in this section:

1. "Culture" means a way of life of a group of people including, but not limited to, the behaviors, beliefs, values,

customs, traditional practices, art, music, rituals, and/or ceremonies specific to a people;

2. "Indigenous," or "native" means any individual with a distinct language, culture, and belief; and "traditional healing therapies," means any healing art, practice, ritual, ceremony, or modality that has been historically performed or utilized by indigenous, native peoples, or traditional healing practitioners;

3. "Traditional healing practitioner" means any individual with a distinct culture, or practice, or belief, or healing system, that is practiced or performed to support wellness;

B. The Legislature ~~intends~~ shall, by its enactment of this section, ~~to~~ protect and preserve by this state, unfettered public access to all indigenous ~~and~~ or traditional healing therapies; and to protect and preserve the right to practice and provide services; according to this law.

C. Notwithstanding any other state law or rule, an individual who does not hold a license, permit, certification, or registration as a health care professional issued by this state shall not be in violation of any health care professional practice act or other law or rule if that individual or agent provides care or treatment in compliance with subsection D of this section and does not falsely represent himself or herself

as a licensed practitioner of medicine or other healthcare professional as described in Title 59 of the Oklahoma Statutes, or fraudulently use any title or degree appertaining to the licensed practice thereof, or falsely claim any training, certification, or approval of any organization that he or she does not have.

D. A practitioner of indigenous ~~and-or~~ traditional healing therapies shall not:

1. Perform surgery, or any ~~other procedure that harmfully penetrates the body;~~ **intravenous medical procedure;**

2. Set fractures;

3. Prescribe or administer X or Gamma ray radiation, or any other radiation field not inherent to the human body;

4. Prescribe or administer a prescription drug or ~~device,~~ any controlled substance;

5. Recommend interruption or elimination of prescribed medications and/or treatments;

6. Conventionally diagnose a medical disease;

7. ~~Forcefully move joints,~~ or **Move** joints beyond their normal range of motion;

8. State, advertise, or otherwise falsely represent to any individual that the person is licensed by, certified by, or registered with this state to practice as a healthcare professional; or

9. Have a felony conviction of any crime involving the intentional harm of another person or moral turpitude.

E. Any person who fails to comply with this section may, as provided by law, be subject to administrative action by the appropriate licensing board, criminal prosecution, civil liability, or any other remedies provided by law.

SECTION 2. This act shall become effective November 1, 2024.

59-2-3120

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