



General Assembly

**Substitute Bill No. 5327**

February Session, 2014



**AN ACT CONCERNING THE PROVISION OF SERVICES BY  
CLASSICAL HOMEOPATHS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2014*) (a) For purposes of this  
2 section:

3 (1) "Homeopathy" means advice and services: (A) Based on a system  
4 that involves administration of minute doses of substances that in  
5 massive amounts produce symptoms in healthy persons similar to  
6 those of the disease; and (B) that are not prohibited under subsection  
7 (b) of this section;

8 (2) "Classical homeopath" means a person who provides  
9 homeopathy and is certified by the Council for Homeopathic  
10 Certification; and

11 (3) "Client" means the recipient or potential recipient of homeopathy  
12 from a classical homeopath.

13 (b) (1) A classical homeopath who is not otherwise licensed or  
14 certified by the Department of Public Health to provide health care  
15 services may provide homeopathy, provided a classical homeopath  
16 shall not: (A) Conduct surgery or any other procedure that punctures  
17 the skin or harmfully invades the body; (B) administer or order the

18 taking of x-rays; (C) set a fracture; (D) prescribe or administer a legend  
19 drug, as defined in section 20-571 of the general statutes, or a  
20 controlled substance; (E) recommend the discontinuance of a legend  
21 drug or controlled substance that is prescribed by an appropriately  
22 licensed health care provider; or (F) hold out, state, indicate, advertise  
23 or imply to another person that he or she is a physician.

24 (2) A person who is licensed or certified by the department to  
25 provide health care services may provide homeopathy outside the  
26 scope of practice for which such person is licensed or certified,  
27 provided such person is certified by the Council for Homeopathic  
28 Certification.

29 (c) A classical homeopath who provides homeopathy in accordance  
30 with this section shall, prior to providing such services: (1) Provide  
31 written notification, using plain language, to each client or potential  
32 client, that includes (A) a statement that the classical homeopath is not  
33 a licensed physician, if applicable, (B) a statement that the services to  
34 be provided are not regulated by the state, if applicable, (C) a  
35 description of the nature of the services to be provided, (D) an  
36 explanation of the theory upon which the services to be provided are  
37 based, and (E) a description of the classical homeopath's education,  
38 training, experience and other qualifications relating to the services to  
39 be provided; and (2) obtain a written acknowledgment signed by the  
40 client stating that such recipient has received the information  
41 described in subdivision (1) of this subsection. The classical  
42 homeopath shall, prior to providing services, provide each client with  
43 a copy of the signed, written acknowledgment described in  
44 subdivision (2) of this subsection. The classical homeopath shall retain  
45 such acknowledgment for a period of not less than three years from  
46 the date on which the acknowledgment was signed.

47 (d) Any person who is not licensed pursuant to title 19a or 20 of the  
48 general statutes to provide health care services and who advertises  
49 homeopathy shall disclose in such advertisement that he or she is not a  
50 health care provider licensed by the state.

51       Sec. 2. Subsection (b) of section 20-9 of the 2014 supplement to the  
52 general statutes, as amended by section 138 of public act 13-234, is  
53 repealed and the following is substituted in lieu thereof (*Effective*  
54 *October 1, 2014*):

55       (b) The provisions of this chapter shall not apply to:

56       (1) Dentists while practicing dentistry only;

57       (2) Any person in the employ of the United States government while  
58 acting in the scope of his employment;

59       (3) Any person who furnishes medical or surgical assistance in cases  
60 of sudden emergency;

61       (4) Any person residing out of this state who is employed to come  
62 into this state to render temporary assistance to or consult with any  
63 physician or surgeon who has been licensed in conformity with the  
64 provisions of this chapter;

65       (5) Any physician or surgeon residing out of this state who holds a  
66 current license in good standing in another state and who is employed  
67 to come into this state to treat, operate or prescribe for any injury,  
68 deformity, ailment or disease from which the person who employed  
69 such physician, or the person on behalf of whom such physician is  
70 employed, is suffering at the time when such nonresident physician or  
71 surgeon is so employed, provided such physician or surgeon may  
72 practice in this state without a Connecticut license for a period not to  
73 exceed thirty consecutive days;

74       (6) Any person rendering service as (A) an advanced practice  
75 registered nurse if such service is rendered in collaboration with a  
76 licensed physician, or (B) an advanced practice registered nurse  
77 maintaining classification from the American Association of Nurse  
78 Anesthetists if such service is under the direction of a licensed  
79 physician;

80 (7) Any nurse-midwife practicing nurse-midwifery in accordance  
81 with the provisions of chapter 377;

82 (8) Any podiatrist licensed in accordance with the provisions of  
83 chapter 375;

84 (9) Any Christian Science practitioner who does not use or prescribe  
85 in his practice any drugs, poisons, medicines, chemicals, nostrums or  
86 surgery;

87 (10) Any person licensed to practice any of the healing arts named  
88 in section 20-1, who does not use or prescribe in his practice any drugs,  
89 medicines, poisons, chemicals, nostrums or surgery;

90 (11) Any graduate of any school or institution giving instruction in  
91 the healing arts who has been issued a permit in accordance with  
92 subsection (a) of section 20-11a and who is serving as an intern,  
93 resident or medical officer candidate in a hospital;

94 (12) Any student participating in a clinical clerkship program who  
95 has the qualifications specified in subsection (b) of section 20-11a;

96 (13) Any person, otherwise qualified to practice medicine in this  
97 state except that he is a graduate of a medical school located outside of  
98 the United States or the Dominion of Canada which school is  
99 recognized by the American Medical Association or the World Health  
100 Organization, to whom the Connecticut Medical Examining Board,  
101 subject to such regulations as the Commissioner of Public Health, with  
102 advice and assistance from the board, prescribes, has issued a permit  
103 to serve as an intern or resident in a hospital in this state for the  
104 purpose of extending his education;

105 (14) Any person rendering service as a physician assistant licensed  
106 pursuant to section 20-12b, a registered nurse, a licensed practical  
107 nurse or a paramedic, as defined in subdivision (15) of section 19a-175,  
108 acting within the scope of regulations adopted pursuant to section 19a-  
109 179, if such service is rendered under the supervision, control and

110 responsibility of a licensed physician;

111 (15) Any student enrolled in an accredited physician assistant  
112 program or paramedic program approved in accordance with  
113 regulations adopted pursuant to section 19a-179, who is performing  
114 such work as is incidental to his course of study;

115 (16) Any person who, on June 1, 1993, has worked continuously in  
116 this state since 1979 performing diagnostic radiology services and who,  
117 as of October 31, 1997, continued to render such services under the  
118 supervision, control and responsibility of a licensed physician solely  
119 within the setting where such person was employed on June 1, 1993;

120 (17) Any person practicing athletic training, as defined in section 20-  
121 65f;

122 (18) When deemed by the Connecticut Medical Examining Board to  
123 be in the public's interest, based on such considerations as academic  
124 attainments, specialty board certification and years of experience, to a  
125 foreign physician or surgeon whose professional activities shall be  
126 confined within the confines of a recognized medical school;

127 (19) Any technician engaging in tattooing in accordance with the  
128 provisions of section 20-266o or 20-266p and any regulations adopted  
129 thereunder;

130 (20) Any person practicing perfusion, as defined in section 20-162aa;  
131 [or]

132 (21) Any foreign physician or surgeon (A) participating in  
133 supervised clinical training under the direct supervision and control of  
134 a physician or surgeon licensed in accordance with the provisions of  
135 this chapter, and (B) whose professional activities are confined to a  
136 licensed hospital that has a residency program accredited by the  
137 Accreditation Council for Graduate Medical Education or that is a  
138 primary affiliated teaching hospital of a medical school accredited by  
139 the Liaison Committee on Medical Education. Such hospital shall

140 verify that the foreign physician or surgeon holds a current valid  
141 license in another country; [.] or

142 (22) Any person who is a classical homeopath providing  
143 homeopathy in accordance with section 1 of this act.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2014	New section
Sec. 2	October 1, 2014	20-9(b)

**Statement of Legislative Commissioners:**

In sections 1(c)(A) and (B), the phrase "if applicable," was inserted at the end of the phrase, for clarity.

**PH**            *Joint Favorable Subst.*