

Bill Summary
1st Session of the 57th Legislature

Bill No.:	SB 190
Version:	INT
Request No.:	157
Author:	Sen. Rader
Date:	01/07/2019

Bill Analysis

SB 190 creates the Oklahoma Qigong Practice Act. The measure creates a licensing and regulatory structure surrounding the practice of qigong, defined in the measure as the practice of traditional Chinese medicine (TCM) and classical Chinese medicine (CCM), and similar modalities within the TCM/CCM scope.

The measure creates a new board, the Oklahoma Board of Qigong, to regulate the practice of qigong in the state. The Board will be comprised of five members and will not receive compensation, but are entitled to mileage and a per diem. Under the measure, the Board is empowered to determine the standards associated with qigong practice in the state will accordingly certify qualified practitioners. The Board is authorized to charge up to \$300.00 for the licensure fee, may investigate possible violations of this measure, and may hold hearings leading to the suspension or revocation of a license. All fees collected by the Board will be deposited in a newly created revolving fund.

The measure prohibits the practice of qigong in the state unless the person is properly licensed by the Board. Additionally, a person may not present himself or herself as a practitioner of qigong. The measure exempts persons licensed in other jurisdictions for up to sixty days. Licenses will be granted on a tiered basis depending on the amount of hours the practitioner completed in a certified qigong. Those who are found to violate the provisions of this measure are subject to a fine of not more than \$5,000.00. The Board may also establish administrative penalties ranging from \$500.00 to \$5,000.00.

A license for the practice of qigong will need to be renewed on a schedule determined by the Board. The Board may also issue a license to a practitioner who holds a license in another state so long as the other state has substantively similar regulations to Oklahoma and the applicant does not have any judgments or disciplinary actions pending in other states. Applicants for a qigong license must furnish proof that they:

- 1) Paid the required fees
- 2) Graduated from a recognized qigong program
- 3) Graduated from an accredited qigong program
- 4) Completed other examination, education or apprenticeship processes deemed important by the Board

Prepared by: Kalen Taylor

Fiscal Analysis

FY'20 Impact: Pending; Revenue from fees and fines

Full Year Impact: Pending; Revenue from fees and fines

SB 190 creates the Oklahoma Board of Qigong. The Board is directed to create a license for the practice of Qigong. The license will have a fee and the Board is directed to create administrative fines.

Prepared by: Fiscal Staff