



2020 South Dakota Legislature

Senate Bill 152

Introduced by: **Senator Blare**

1 **An Act to delineate activities not constituting the corporate practice of chiropractic.**

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 **Section 1.** That a NEW SECTION be added:

4 **36-5-14.4. Corporate practice of chiropractic--Activities not included.**

5 Except as otherwise provided in chapters 47-11A and 47-11F, a corporation may
6 not practice chiropractic.

7 A corporation is not engaged in the practice of chiropractic and is not in violation
8 of § 36-5-2 if the corporation enters into an employment contract with a chiropractor
9 licensed in accordance with this chapter provided the contract does not:

10 (1) Directly or indirectly, supplant, diminish, or regulate the chiropractor's independent
11 judgment concerning the practice of chiropractic or the diagnosis and treatment of
12 a patient;

13 (2) Result in profit to the corporation from the practice of chiropractic, such as by the
14 corporation charging a greater fee for a chiropractor's services than that which the
15 chiropractor would otherwise reasonably charge as an independent practitioner,
16 but not including additional charges reasonably associated with the services
17 rendered such as facility, equipment, or administrative charges; or

18 (3) Have an initial term of more than three years, nor renewable terms thereafter that
19 are greater than one year.

20 **Section 2.** That § 47-11A-15 be AMENDED:

21 **47-11A-15. Corporate practice of chiropractic restricted--Application of**
22 **canons of ethics.**

23 Except as provided in this chapter, ~~corporations shall~~ a corporation may not engage
24 in the practice of chiropractic. ~~Professional service corporations~~

1 A professional service corporation organized and operated in accordance with ~~the~~
2 ~~provisions of this chapter shall is not be deemed to be a lay agencies-agency~~ within the
3 meaning of the canons of professional ethics.