

HOUSE BILL NO. HB0222

Acupuncture Practice Act.

Sponsored by: Representative(s) Krone

A BILL

for

1 AN ACT relating to professions and occupations; providing
 2 for the licensure and regulation of acupuncture and
 3 Oriental medicine as specified; establishing the board of
 4 acupuncture and Oriental medicine as specified; providing
 5 regulatory authority; and providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 33-49-101 through 33-49-118 are
 10 created to read:

11

12

CHAPTER 49

13

ACUPUNCTURE AND ORIENTAL MEDICINE PRACTICE ACT

14

15

33-49-101. Short title; applicability.

16

1 (a) This chapter shall be known and may be cited as
2 the "Wyoming Acupuncture and Oriental Medicine Practice
3 Act".

4
5 (b) This chapter shall apply to the practice of
6 acupuncture and Oriental medicine in Wyoming on and after
7 July 1, 2013.

8

9 **33-49-102. Definitions.**

10

11 (a) As used in this chapter:

12

13 (i) "ABMA" means the American board of medical
14 acupuncture;

15

16 (ii) "ACAOM" means the accreditation commission
17 for acupuncture and Oriental medicine;

18

19 (iii) "Acupuncture and Oriental medicine" means
20 a form of primary health care based upon traditional
21 Oriental medical concepts that employs Oriental methods of
22 diagnosis, treatment and adjunctive therapies for the
23 promotion, maintenance and restoration of health and the

1 prevention of disease or the treatment of any ailment,
2 disease, pain, injury, deformity or physical condition;

3

4 (iv) "Acupuncturist" means any person who
5 provides for compensation, or holds himself out to the
6 public as providing, acupuncture and Oriental medicine
7 services;

8

9 (v) "Board" means the state board of acupuncture
10 and Oriental medicine created under this chapter;

11

12 (vi) "Licensee" means an acupuncturist licensed
13 under W.S. 33-49-108;

14

15 (viii) "NCCAOM" means the national certification
16 commission for acupuncture and Oriental medicine;

17

18 (ix) "Practice of acupuncture and Oriental
19 medicine" includes:

20

21 (A) Stimulation of points on the body
22 through the use of needles, lancets, moxibustion, Qigong,
23 thermal methods, herbal preparations, light, sound,

1 vibration, pressure, magnetism, electricity, suction, water
2 or other means;

3

4 (B) Manual therapy including massage,
5 acupressure, acupuncture, trigger point dry needling,
6 reflexology, shiatsu, mobilization, manipulation, cupping,
7 tuina and acutotement;

8

9 (C) Auricular, hand, nose, face, foot and
10 scalp microsystem therapy;

11

12 (D) Adjunctive therapies including dietary
13 and nutritional counseling, recommendation of breathing
14 techniques and therapeutic exercises and lifestyle,
15 behavioral and stress counseling;

16

17 (E) Diagnostic techniques including
18 observation, listening, smelling, inquiring, palpitation,
19 electrodermal screenings, thermography and the routine use
20 of functional testing through physical or laboratory tests;

21

22 (F) The practice of Chinese herbal medicine
23 if the acupuncturist has passed a nationally recognized
24 examination approved by the board.

1

2

(x) "Practice of acupuncture" does not include:

3

4

(A) Osteopathic medicine;

5

6

(B) "Chiropractic" as defined in W.S.

7

33-10-101;

8

9

(C) "Physical therapy" as defined in W.S.

10

33-25-101(a)(i); or

11

12

(D) Surgery, prescribing, dispensing or

13

administering any prescription drug or utilization of

14

western medical diagnostic tests and procedures including

15

magnetic resonance imaging, radiographs, computerized

16

tomography scans and ultrasound.

17

18

(xi) "Practice of Chinese herbal medicine" means

19

the sale, recommendation, prescription, administration,

20

preparation or compounding of herbs, vitamins, minerals,

21

animals, homeopathic preparations, enzymes, glandular

22

products, natural substances, dietary supplements or

23

nutritional supplements in the form of raw herbs,

1 decoctions, teas, tinctures, infusions, granules, pills or
2 powders according to Oriental medicine concepts;

3

4 (xii) "School of acupuncture" means a school in
5 which acupuncture is taught and which is accredited by
6 ACAOM or its equivalent as determined by the board;

7

8 (xiii) "This chapter" means W.S. 33-49-101
9 through 33-49-115.

10

11 **33-49-103. Board created; members; appointment;**
12 **terms; qualification; removal; vacancies.**

13

14 (a) The state board of acupuncture and Oriental
15 medicine is created to implement and administer this
16 chapter. The board shall consist of five (5) members. The
17 initial board shall consist of one (1) member of the public
18 and four (4) members who shall have been engaged in the
19 practice of acupuncture and Oriental medicine for a period
20 of not less than five (5) years immediately preceding
21 appointment to the board. Thereafter, the four (4) members
22 engaged in the practice of acupuncture and Oriental
23 medicine shall be licensed under this chapter prior to
24 appointment to the board.

1

2 (b) The governor shall appoint the members of the
3 board. Of the initial members appointed to the board, one
4 (1) member shall be appointed for a term of three (3)
5 years, two (2) members shall be appointed for a term of two
6 (2) years and two (2) members shall be appointed for a term
7 of one (1) year. Thereafter, the terms of office of the
8 members appointed shall be for three (3) years.

9

10 (c) Vacancies in the board shall be filled by
11 appointment by the governor as provided in subsection (b)
12 of this section for the balance of an unexpired term and
13 each member shall serve until his successor is appointed
14 and qualified.

15

16 (d) The governor may remove any member from the board
17 as provided in W.S. 9-1-202.

18

19 **33-49-104. Board meetings; elections; quorum.**

20

21 (a) The board shall meet at least once each year and
22 shall elect a chairman at the first meeting each year. The
23 board may convene at the request of the chairman or as the

1 board may determine for any other meeting as may be deemed
2 necessary to transact its business.

3

4 (b) Three (3) board members shall constitute a
5 quorum.

6

7 **33-49-105. Board; reimbursement of expenses.**

8

9 Each member of the board shall receive the same per diem
10 and travel expenses provided by law for state employees
11 while engaged in official business or actual duties of the
12 board. The fees and expenses shall be paid from the funds
13 of the board.

14

15 **33-49-106. Board responsibilities; duties.**

16

17 (a) The board shall:

18

19 (i) Examine, license and renew the licenses of
20 duly qualified applicants;

21

22 (ii) Maintain an up-to-date list of every person
23 licensed to practice acupuncture and Oriental medicine
24 under this chapter. The list shall show the licensee's last

1 known place of employment, last known place of residence
2 and the date and number of his license;

3

4 (iii) Keep a record of all proceedings of the
5 board and make the record available to the public for
6 inspection during reasonable business hours;

7

8 (iv) Maintain an up-to-date list of persons
9 whose licenses have been suspended, revoked or denied. This
10 list shall include the names, type and cause of action,
11 date and penalty incurred and the length of penalty. This
12 list shall be available for public inspection during
13 reasonable business hours. This list shall be supplied to
14 similar boards in other states upon request;

15

16 (v) Establish fees for licenses, renewals and
17 reinstatements in accordance with W.S. 33-1-201;

18

19 (vi) Promulgate rules and regulations relating
20 to the proper cleaning and sterilization of needles to be
21 used in the practice of acupuncture and the sanitation of
22 acupuncture offices.

23

24 **33-49-107. Board; general powers.**

1

2 (a) The board may:

3

4 (i) In accordance with the Wyoming
5 Administrative Procedure Act, adopt rules and regulations
6 not inconsistent with the law as may be necessary to enable
7 it to carry into effect the provisions of this chapter;

8

9 (ii) Employ personnel as necessary to perform
10 the functions of the board;

11

12 (iii) Establish licensure and relicensure
13 requirements and procedures as are appropriate and
14 consistent with this chapter, including adopting and
15 publishing a code of ethics and prescribing acupuncturist
16 education program standards;

17

18 (iv) Initiate hearings related to the denial,
19 suspension or revocation of a license or as provided in
20 W.S. 33-49-116. All hearings of the board shall be
21 consistent with the procedures specified by the Wyoming
22 Administrative Procedure Act.

23

1 **33-49-108. Application for license; qualifications;**
2 **fees.**

3
4 (a) Each applicant for licensure under this chapter
5 shall apply for licensure with the board by providing an
6 application to the board in the form and manner in which
7 the board shall require. The application shall include the
8 name and address of the applicant, show that the applicant
9 has completed an educational program approved by the board,
10 include the disclosure of any act that would be grounds for
11 disciplinary action against a licensed acupuncturist under
12 this chapter and include any additional information the
13 board may require.

14
15 (b) Any change in the information required by
16 subsection (a) of this section shall be reported to the
17 board within thirty (30) days of the change.

18
19 (c) In order to qualify for licensure under this
20 chapter, an acupuncturist shall have:

21
22 (i) Successfully completed a graduate level
23 education program which is accredited by ACAOM, is in ACAOM
24 candidacy status or is accredited by another accrediting

1 institution that conforms to standards approved by the
2 board;

3

4 (ii) Qualifications based on education,
5 experience or training whether inside or outside of the
6 United States which are substantially similar to those
7 provided by paragraph (i) of this subsection which are
8 documented in the form required by the board and accepted
9 by the board in lieu of the education program;

10

11 (iii) Current active status as a diplomate of
12 acupuncture or diplomate of Oriental medicine of the
13 NCCAOM; or

14

15 (iv) If the applicant is a physician or
16 osteopath, the applicant shall have:

17

18 (A) Successfully completed an education
19 program of not less than three hundred (300) hours that is
20 approved by the ABMA or equivalent or have a certification
21 from the ABMA; or

22

23 (B) Qualifications based on education,
24 experience or training whether inside or outside of the

1 United States which are substantially similar to those
2 provided by subparagraph (A) of this paragraph which are
3 documented in the form required by the board and accepted
4 by the board in lieu of the education program.

5

6 (d) An acupuncturist may also apply to the board for
7 certification to practice Chinese herbal medicine. In
8 order to qualify for certification under this subsection,
9 the acupuncturist shall have:

10

11 (i) Passed a nationally recognized examination
12 approved by the board or have current active status as a
13 diplomate of Chinese herbology or diplomate of Oriental
14 medicine of the NCCAOM; or

15

16 (ii) If the applicant is a physician or
17 osteopath and the scope of practice of the physician or
18 osteopath does not permit the practice of herbal medicine,
19 the applicant shall be subject to the requirements of
20 paragraph (i) of this subsection.

21

22 (e) Each applicant for licensure or certification
23 shall pay any required license, certification, renewal or
24 reinstatement fees established by the board under this

1 chapter. Licenses and certifications shall be renewed
2 every two (2) years or reinstated pursuant to a schedule
3 established by the board pursuant to this chapter. The
4 board may establish renewal fees and delinquency fees for
5 reinstatement. If a person fails to renew his license or
6 certification pursuant to the schedule established by the
7 board, the license or certification shall expire as
8 provided in W.S. 33-49-113. Any person whose license or
9 certification has expired shall be subject to the penalties
10 provided in this chapter.

11

12 (f) Each acupuncturist shall report to the board any
13 judgment or administrative action, as well as the terms of
14 any settlement or other disposition of any such judgment or
15 action, against the acupuncturist involving malpractice or
16 improper practice of acupuncture, whether occurring in
17 Wyoming or in any other jurisdiction. The acupuncturist
18 shall make such report either within thirty (30) days after
19 the judgment or action or upon application for licensure or
20 reinstatement, whichever occurs earlier.

21

22 (g) As a condition of licensure, every acupuncturist
23 shall purchase and maintain commercial professional

1 liability insurance with an insurance company authorized to
2 do business in this state in a minimum indemnity amount of:

3

4 (i) Fifty thousand dollars (\$50,000.00) per
5 incident and fifty thousand dollars (\$50,000.00) per year,
6 if practicing as a sole proprietor or general partnership;

7

8 (ii) Three hundred thousand dollars
9 (\$300,000.00) per incident and three hundred thousand
10 dollars (\$300,000.00) per year, if practicing as a limited
11 liability company or a corporation.

12

13 **33-49-109. Licensure by endorsement.**

14

15 (a) The board shall issue a license by endorsement to
16 engage in the practice of acupuncture and Oriental medicine
17 in this state to any applicant who has a license in good
18 standing as an acupuncturist under the laws of another
19 jurisdiction if the applicant presents satisfactory proof
20 to the board that, at the time of application for a license
21 by endorsement, the applicant possesses substantially
22 equivalent credentials and qualifications to those required
23 for licensure pursuant to this chapter.

24

1 (b) The board shall specify by rule what shall
2 constitute "substantially equivalent credentials and
3 qualifications" for the purposes of this section.

4

5 (c) The board shall establish a fee to be paid by any
6 applicant for licensure by endorsement.

7

8 (d) For the purposes of this section, "in good
9 standing" means a license that has not been revoked or
10 suspended or against which there are no disciplinary or
11 adverse actions.

12

13 **33-49-110. Licensure required; exceptions.**

14

15 (a) Nothing in this chapter shall interfere with, or
16 be interpreted to interfere with or prevent, any other
17 licensed health care professional from practicing within
18 the scope of his practice as specified in this title,
19 provided that no licensed health care professional shall
20 hold themselves out as an acupuncturist or use any title
21 under subsection (c) of this section unless the person is
22 licensed under this chapter.

23

1 (b) No person shall practice acupuncture and Oriental
2 medicine without a valid and current license on file with
3 the board, unless the acupuncturist has met the
4 requirements of subsection (d) of this section. No person
5 shall practice Chinese herbal medicine in this state unless
6 the person has obtained a certification from the board
7 under this chapter.

8
9 (c) It is unlawful for any person to hold himself out
10 in any manner as being authorized to practice acupuncture,
11 Oriental medicine or Chinese herbology or use the title
12 "licensed acupuncturist," "registered acupuncturist,"
13 "doctor of Oriental medicine," or "doctor of acupuncture
14 and Oriental medicine" or use the designation "L.Ac.,"
15 "R.Ac.," "D.O.M." or "O.M.D." or any variant thereof,
16 unless the person is licensed under this chapter. It is
17 unlawful for any person to use the title of "diplomate of
18 acupuncture," "diplomate of Chinese herbology," or
19 "diplomate of Oriental medicine" or the designation of
20 "Dipl. Ac.," "Dipl. C.H.," or "Dipl. O.M." unless the
21 person is nationally certified with NCCAOM and licensed
22 under this chapter.

23

1 (d) Notwithstanding the provisions of this section to
2 the contrary, a person in training may practice acupuncture
3 and Oriental medicine without a valid and current license
4 on file with the division if such practice takes place in
5 the course of a bona fide training program and:

6

7 (i) All acupuncture acts and services performed
8 by the person are performed under the direct, on-site
9 supervision of a licensed acupuncturist, who shall be
10 responsible for all such acts and services as though the
11 licensed acupuncturist had personally performed them; and

12

13 (ii) The name and current residence address of
14 the person has been reported to the board by the licensed
15 acupuncturist supervising the person.

16

17 **33-49-111. Temporary licensure.**

18

19 (a) Notwithstanding the provisions of this chapter to
20 the contrary, a person may practice acupuncture and
21 Oriental medicine without a valid and current license if
22 the person has been issued a temporary license by the board
23 under this section.

24

1 (b) The board may issue a temporary license to a
2 person who has a license in good standing as an
3 acupuncturist under the laws of another jurisdiction or who
4 has a license in another health care profession if the
5 person possesses the knowledge and skills that are included
6 in the scope of the practice of acupuncture and Oriental
7 medicine in Wyoming.

8

9 (c) The board shall only issue a temporary license to
10 a person who is under the sponsorship of an acupuncturist
11 licensed in this state and who submits an application and
12 fee as provided by rule and regulation of the board,
13 provided that no fee shall be charged if the license is for
14 not more than seven (7) days in any three (3) month period.
15 A temporary license shall only be valid for the limited
16 purpose specified in the license and shall not exceed one
17 (1) year. The board shall only issue a temporary license
18 for one (1) of the following purposes:

19

20 (i) Teaching acupuncture and Oriental medicine;

21

22 (ii) Consulting, in association with the
23 sponsoring acupuncturist, regarding any patient of the
24 sponsoring acupuncturist;

1

2 (iii) Performing specialized diagnostic or
3 treatment techniques in association with the sponsoring
4 acupuncturist for any patient of the sponsoring
5 acupuncturist;

6

7 (iv) Assisting in the conducting of research in
8 acupuncture and Oriental medicine;

9

10 (v) Assisting in the implementation of new
11 techniques and technology related to acupuncture and
12 Oriental medicine;

13

14 (vi) In an emergency situation or for disaster
15 relief as determined by the board.

16

17 (d) A temporary license may be renewed upon
18 submission of an application and fee as provided by rule
19 and regulation of the board.

20

21 (e) The chairman of the board or his designee may
22 issue an interim temporary license to a person who meets
23 the requirements of this section. An interim temporary

1 license under this subsection shall be valid as a temporary
2 license until the next meeting of the board.

3

4 **33-49-112. Continuing education.**

5

6 (a) Each licensed acupuncturist shall complete thirty
7 (30) hours of continuing education every two (2) years.
8 Each continuing education course shall be sponsored by
9 NCCAOM or another accrediting institution upon approval
10 from the board.

11

12 (b) An instructor in a course of continuing education
13 which is approved by the board may receive continuing
14 education credit as approved by the board at the rate of
15 one (1) hour of credit for every twelve (12) hours of
16 instruction. No person shall receive more than eighteen
17 (18) hours of instruction credit in any two (2) year
18 period.

19

20 **33-49-113. License renewal.**

21

22 (a) Each licensee shall renew his license every two
23 (2) years by submitting prior to the date established by
24 the board the fee and application required by rule and

1 regulation of the board. The application shall include
2 proof of continuing education as required under W.S.
3 33-49-112 and other information as the board may require.

4

5 (b) The board shall allow a sixty (60) day grace
6 period following the expiration of a license. A person may
7 renew a license during the grace period under this
8 subsection if the person complies with the requirements of
9 subsection (a) of this section and pays a late fee as
10 determined by the board.

11

12 (c) A license which is not renewed following the
13 expiration of the sixty (60) day grace period under
14 subsection (b) of this section is expired and the licensee
15 shall not practice acupuncture in this state. The board
16 may through rule and regulation allow for reinstatement of
17 an expired license within one (1) year of expiration. If a
18 license has been expired for more than one (1) year, the
19 board shall require the person to apply as a new applicant.

20

21 **33-49-114. Mandatory disclosure to patients; record**
22 **retention.**

23

1 (a) Each acupuncturist shall provide the following
2 information in writing to each patient during the initial
3 patient contact:

4

5 (i) The name, business address and business
6 phone number of the acupuncturist;

7

8 (ii) A fee schedule;

9

10 (iii) A statement indicating that:

11

12 (A) The patient is entitled to receive
13 information about the methods of therapy, the techniques
14 used and the duration of therapy, if known;

15

16 (B) The patient may seek a second opinion
17 from another health care professional or may terminate
18 therapy at any time;

19

20 (C) In a professional relationship, sexual
21 intimacy is never appropriate and should be reported to the
22 board.

23

1 (iv) A listing of the acupuncturist's education,
2 experience, degrees, membership in a professional
3 organization whose membership includes not less than one-
4 third (1/3) of the persons licensed pursuant to this
5 chapter, certificates or credentials related to acupuncture
6 awarded by such organizations, the length of time required
7 to obtain said degrees or credentials and experience;

8
9 (v) A statement indicating any license,
10 certificate or registration in acupuncture or any other
11 health care profession which was issued to the
12 acupuncturist by any local, state or national health care
13 agency, and indicating whether any such license,
14 certificate or registration was suspended or revoked.

15
16 (b) Any changes in the information required by
17 subsection (a) of this section shall be made in the
18 mandatory disclosure within five (5) days of the change.

19
20 (c) The acupuncturist shall retain a copy of the
21 written information specified in subsection (a) of this
22 section, dated and signed by the patient, from the time of
23 the initial evaluation until at least five (5) years after
24 the termination of treatment.

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33-49-115. License revocation; discipline.

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(a) The board may revoke, suspend or refuse to renew any license or permit or place on probation, or otherwise reprimand a licensee or permit holder or deny a license to an applicant if, after hearing, it finds that the person:

(i) Violated the provisions of W.S. 33-49-110;

(ii) Failed to provide the mandatory disclosure required by W.S. 33-49-114 or provided false, deceptive or misleading information to patients in the disclosure;

(iii) Failed to provide the information required by W.S. 33-49-108(a) or provided false, deceptive or misleading information to the board during application for initial licensure or certification, temporary licensure or renewal of a license under this chapter;

(iv) Committed, or advertised in any manner that he will commit, any act constituting a fraudulent insurance act as determined by the board;

1 (v) Failed to refer a patient to an appropriate
2 practitioner when the problem of the patient is beyond the
3 training, experience or competence of the acupuncturist;

4
5 (vi) Accepted commissions or rebates or other
6 forms of remuneration for referring clients to other
7 professionals;

8
9 (vii) Offered or gave commissions, rebates or
10 other forms of remuneration for the referral of clients;
11 except that, notwithstanding the provisions of this
12 paragraph, an acupuncturist may pay an independent
13 advertising or marketing agent compensation for advertising
14 or marketing services rendered on his behalf by such agent,
15 including compensation which is paid for the results of
16 performance of such services, on a per patient basis;

17
18 (viii) Failed to comply with, or aided or
19 abetted a failure to comply with, the requirements of this
20 chapter or any lawful rules or regulations adopted by the
21 board, including those regulations governing the proper
22 cleaning and sterilization of acupuncture needles or the
23 sanitary conditions of acupuncture offices;

24

1 (ix) Engaged in sexual contact as defined in
2 W.S. 6-2-301(a)(vi) or sexual intrusion as defined in W.S.
3 6-2-301(a)(vii) with a patient during the period of time
4 beginning with the initial patient evaluation and ending
5 with the termination of treatment;

6

7 (x) Departed from, or failed to conform to,
8 minimal standards of care of similar practitioners under
9 the same or similar circumstances, whether or not actual
10 injury to a patient is established;

11

12 (xi) Continued in the practice of acupuncture
13 and Oriental medicine while subject to any physical or
14 mental disability which renders the acupuncturist unable to
15 treat patients with reasonable skill and safety or which
16 may endanger a patient's health or safety, or continued in
17 the practice of acupuncture and Oriental medicine while
18 afflicted with a communicable, infectious or contagious
19 disease of such a serious nature as to render the
20 acupuncturist unable to treat patients with reasonable
21 skill and safety or which may endanger a patient's health
22 or safety;

23

1 (xii) Continued in the practice of acupuncture
2 and Oriental medicine while addicted to or dependent upon
3 alcohol or upon any habit-forming drug or while abusing or
4 habitually or excessively using any such habit-forming drug
5 or any controlled substance as defined in W.S.
6 35-7-102(a)(iv);

7

8 (xiii) Committed and been convicted of a felony
9 or entered a plea of guilty or nolo contendere to a felony;

10

11 (xiv) Published or circulated, directly or
12 indirectly, any fraudulent, false, deceitful or misleading
13 claims or statements relating to acupuncture and Oriental
14 medicine or to the acupuncturist's practice, capabilities,
15 services, methods or qualifications.

16

17 (b) The board may accept, as prima facie evidence of
18 the commission of any act enumerated in subsection (a) of
19 this section, evidence of disciplinary action taken by
20 another jurisdiction against an acupuncturist's license or
21 other authorization to practice if such disciplinary action
22 was based upon acts or practices substantially similar to
23 those enumerated in subsection (a) of this section.

24

1 **33-49-116. Board hearings; investigations.**

2

3 (a) Upon receipt of written complaint by the board
4 charging a person with having been guilty of any of the
5 acts described in W.S. 33-49-115, the board shall make an
6 investigation. If the board finds reasonable grounds for
7 the complaint, a time and place for a hearing shall be set,
8 notice of which shall be served on the licensee or
9 applicant at least fifteen (15) calendar days prior
10 thereto. The notice shall be by personal service or by
11 certified or registered mail sent to the last known address
12 of the person.

13

14 (b) The board may issue subpoenas for the attendance
15 of witnesses and the production of necessary evidence in
16 any hearing before it. Upon request of the respondent or
17 his counsel, the board shall issue subpoenas on behalf of
18 the respondent.

19

20 (c) Hearing procedures shall be promulgated in
21 accordance with, and a person aggrieved by a decision of
22 the board may take an appeal pursuant to, the Wyoming
23 Administrative Procedure Act.

24

1 **33-49-117. Disposition of fees.**

2

3 Fees received by the board and any monies collected under
4 this chapter shall be deposited with the state treasurer,
5 who shall credit the money to a separate account which
6 shall only be used by the board to defray costs incurred in
7 the administration of this chapter.

8

9 **33-49-118. Violations; penalties; proceedings.**

10

11 (a) Any person who violates any of the provisions of
12 this chapter is guilty of a misdemeanor and upon conviction
13 shall be fined not more than seven hundred fifty dollars
14 (\$750.00) or imprisoned in the county jail not more than
15 six (6) months, or both. If the board has reason to believe
16 that any individual is liable under this section, it may
17 certify the facts to the attorney general of Wyoming who
18 may take appropriate action.

19

20 (b) Nothing in this section shall limit any
21 additional civil or criminal liability under the laws of
22 this state.

23

1 **Section 2.** This act is effective immediately upon
2 completion of all acts necessary for a bill to become law
3 as provided by Article 4, Section 8 of the Wyoming
4 Constitution.

5

6

(END)