

ARTICLE 50-06 NATUROPATHIC LICENSURE

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CHAPTER 50-06-01 ADMISSION TO PRACTICE NATUROPATHIC MEDICINE

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50-06-01-01. Definitions.

Unless specifically stated otherwise, all definitions found in North Dakota Century Code chapter 43-58 are applicable to this title. In this title, unless the context or subject matter otherwise requires:

1. "Administration" means the intradermal, intramuscular, intravenous, oral, rectal, subcutaneous, sublingual, topical, auricular, nasal, ocular, or vaginal routes of administration in accordance with naturopathic medical training.
2. "Council" means the council on naturopathic medical education or its successor. The successor must be an accrediting agency recognized by the United States department of education.
3. "In accordance with naturopathic medical training" means the practice of naturopathic medicine by means that are consistent with the education of an approved naturopathic medical college, are generally recognized as safe and effective, and generally considered to be within the accepted practice standards for the naturopathic profession.
4. "Manipulation of the spine" means therapeutic osseous manipulation techniques to realign the cervical, thoracic, and lumbar vertebrae and sacrum.
5. "National board" means the North American board of naturopathic examiners or its successor.
6. "National board examinations" means the naturopathic physicians licensing examinations (NPLEX) or its successor.
7. "Nondrug prescription device" includes diabetic supplies, intrauterine devices, cold lasers, orthotics, and transcutaneous electrical stimulation units.
8. "Nonprescription topical drug" means a topical analgesic, antibacterial, antifungal, antiseptic, antipruritic, or hormone that is not a prescription drug.

9. "Prescription drug" means a legend drug as defined by section 503(b) of the Act of Congress entitled the Federal Food, Drug and Cosmetic Act [21 U.S.C. 353 et seq.] and under its definitions its label is required to state "Rx only".

History: Effective April 1, 2024.

General Authority: NDCC 43-58-03.1

Law Implemented: NDCC 43-58-03.1

50-06-01-02. Approval of schools.

The board shall approve a naturopathic medical school if it meets the definition pursuant to North Dakota Century Code section 43-58-01 and is accredited by the council.

History: Effective April 1, 2024.

General Authority: NDCC 43-58-03.1

Law Implemented: NDCC 43-58-05

50-06-01-03. Applications for licensure.

Application must be made on the official form issued by the board.

1. Applicants seeking licensure pursuant to North Dakota Century Code section 43-58-05 must be considered when all of the following have been received:
 - a. A signed and dated completed official application form.
 - b. An official transcript of the national board examinations sent directly to the board from the national board verifying satisfactory passage of both part one and part two.
 - c. An official complete transcript sent directly to the board from the approved naturopathic medical school from which the applicant graduated verifying date of graduation and completion of clinical training.
 - d. The license fee.
2. Applicants seeking a license or limited license pursuant to North Dakota Century Code section 43-58-06 shall submit the following documents for consideration:
 - a. A signed and dated completed official application form.
 - b. An official school transcript verifying graduation from a school of naturopathy.
 - c. Documentation of supervised clinical training and practical postgraduate clinical experience, including dates, clinic contact information, and supervisor contact information for verification purposes.
 - d. Documentation of North Dakota residency throughout calendar year 2011.
 - e. Documentation of the practice of naturopathy in North Dakota in 2011.
 - f. The initial licensing fee.

History: Effective April 1, 2024.

General Authority: NDCC 43-58-03.1

Law Implemented: NDCC 43-58-04, 43-58-05, 43-58-06

50-06-01-04. Licensure by reciprocity.

An application for license by reciprocity shall be considered by the board if the following conditions are met:

1. The candidate has graduated from and holds a degree from an approved naturopathic medical school.
2. The candidate holds a current valid license in good standing to practice as a naturopath in another state or jurisdiction. Official written verification of licensure status must be received by the board from the other state or jurisdiction.
3. The examination requirements of the other state or jurisdiction are substantially similar as in North Dakota.
4. The candidate has filed with the board an official application for licensure by reciprocity, a copy of the diploma from an approved naturopathic medical school, a copy of the current valid license, and the required initial licensure fee.

History: Effective April 1, 2024.

General Authority: NDCC 43-58-03.1

Law Implemented: NDCC 43-58-07

50-06-01-05. Photograph.

An unmounted passport photograph of the applicant must be provided with the application. The photograph must have been taken within one year of the date of application.

History: Effective April 1, 2024.

General Authority: NDCC 43-58-03.1

Law Implemented: NDCC 43-58-05

50-06-01-06. Examination requirements.

1. Those applicants for licensure who have obtained a passing score on the naturopathic physicians licensing examinations (NPLEX) part one and part two or its successor must be deemed to have met the examination requirement specified in North Dakota Century Code section 43-58-05.
2. The examination requirements for licensure must be successfully completed within four years from graduation. The board may grant an exception to this requirement for applicants who have concurrently pursued another graduate degree, and the applicant presents a verifiable, rational, and compelling explanation for not meeting the four-year time limit.
3. An applicant is permitted a maximum of three attempts to pass each part or component of the national board examination. Upon review of an individual applicant, the board may allow an exception to this rule if it finds it is in the best interest of the state and the applicant shows a documented disability as determined by the board, or the applicant:
 - a. Is validly licensed as a naturopath in another state;
 - b. Has practiced a minimum of five years; and
 - c. Has no disciplinary actions imposed by any other state licensing board.

History: Effective April 1, 2024.

General Authority: NDCC 43-58-03.1

Law Implemented: NDCC 43-58-05

50-06-01-07. License issued.

When the board determines any candidate has successfully completed all requirements by law and rule for licensure, the board shall issue to such candidate a license to practice naturopathy.

An officer of the board and the board's executive director or deputy executive director may issue a provisional temporary license to an applicant who is seeking a permanent North Dakota naturopathic license if in their judgment the applicant meets all the requirements for a license. The board's executive director or deputy executive director may issue a provisional temporary license if the application is routine, complete, and meets all other requirements for licensure. A provisional temporary license is valid from the date of issue until the time of the next regularly scheduled meeting of the board.

History: Effective April 1, 2024; amended effective January 1, 2026.

General Authority: NDCC 43-58-03.1

Law Implemented: NDCC 43-51.1-03, 43-58-05, 43-58-07

50-06-01-08. Change of location - License displayed.

Each licensed naturopath shall maintain a permanent electronic mail or mailing address with the board to which all communications from the board to the licensee will be sent. A licensee who changes an address shall notify the board in writing of the new contact information within thirty days. A current certificate or duplicate certificate issued by the board must be displayed at all times in each office location of the naturopath.

History: Effective April 1, 2024.

General Authority: NDCC 43-58-03.1

Law Implemented: NDCC 43-58-03.1

50-06-01-09. License renewal.

1. Every naturopath who has been licensed by the board shall renew the license by remitting a renewal fee on or before December thirty-first of each odd-numbered year and completing the renewal application provided by the board. For applicants who receive an initial license after July first in an odd-numbered year, the license will be deemed to be automatically renewed on December thirty-first for an additional two years without payment of an additional renewal fee.
2. The applicant for renewal shall certify on the renewal application that the continuing education requirements have been or will be met by December thirty-first. The applicant must keep records of completed continuing education. The board shall conduct random compliance audits of licensees. Failure to complete continuing education is considered unprofessional conduct.
3. A license renewal application received on or after January first of an even-numbered year is an expired renewal and requires the renewal fee plus a late fee set by the board. Proof of appropriate continuing education hours must be presented. A license that has not been renewed within two years of expiration is a lapsed license requiring submission of a new application for licensure.

History: Effective April 1, 2024.

General Authority: NDCC 43-58-03.1

Law Implemented: NDCC 43-58-03.1

50-06-01-10. Expired licenses.

Once a license has expired, the individual who held the license may not practice naturopathic medicine or use a title reserved under state law for individuals who are licensed by the board until the license is renewed or a new license is issued. An individual whose license has expired but who

continues to practice naturopathic medicine or use a restricted title violates state law and this chapter. Such a violation may be considered grounds for denying an application by the former licensee for renewal of the lapsed license or for a new license.

History: Effective April 1, 2024.

General Authority: NDCC 43-58-03.1

Law Implemented: NDCC 43-58-11, 43-58-03, 43-58-03.1

50-06-01-11. Fees.

The board charges the following nonrefundable fees:

1. **Initial license.** The fee for application and an initial license is four hundred dollars. The licensing period is biennial, ending on December thirty-first every odd-numbered year.
2. **Renewal.** Licenses renew on December thirty-first every odd-numbered year. The renewal fee is four hundred dollars.
3. **Late filing.** A naturopath seeking to renew a license who has failed to complete the renewal process within two years from the expiration date must be assessed a late fee of five hundred dollars in addition to the renewal fee and such other penalties as are authorized by law, if that naturopath is found to have been practicing in this state after the naturopath's license expired. A naturopath with an expired license who has not practiced without a license may renew their license within two years of the expiration date upon payment of the four hundred dollars renewal fee.

History: Effective April 1, 2024.

General Authority: NDCC 43-58-03.1

Law Implemented: NDCC 43-58-03.1, 43-58-05

50-06-01-12. Administrative sanction.

An administrative sanction must be imposed in the amount of five hundred dollars for any applicant or licensed naturopath who provides false or deceptive information with regard to any material fact concerning eligibility for initial licensure or renewal after verifying or certifying that the information provided is true. This includes all material information provided in an initial license application, renewal, or report of compliance with mandatory continuing education requirements.

The imposition of the administrative sanction under this section is not disciplinary action of the board; however, it does not preclude the board from also imposing disciplinary action, or other penalties provided by law, for the same conduct in appropriate cases.

An applicant or licensed naturopath may challenge the imposition of an administrative sanction under this section under North Dakota Century Code chapter 28-32.

History: Effective April 1, 2024.

General Authority: NDCC 43-58-03.1

Law Implemented: NDCC 43-58-03.1, 43-58-05