

As Passed by the Senate

126th General Assembly
Regular Session
2005-2006

Sub. S. B. No. 40

Senators Jordan, Spada, Gardner, Schuler, Schuring, Hagan

—

A BILL

To enact section 4734.162 of the Revised Code 1
regarding solicitation of chiropractic business. 2

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 4734.162 of the Revised Code be 3
enacted to read as follows: 4

Sec. 4734.162. (A) As used in this section: 5

(1) "Accident" means an unplanned incident that results in 6
physical injury to an individual and includes a motor vehicle 7
accident or other accident related to transportation, an accident 8
with machinery, a disaster, or any similar incident. 9

(2) "Agent" means any person who represents or acts on behalf 10
of a chiropractor, including a chiropractor's employer, employee, 11
or representative. 12

(3) "Telephone" includes any form of verbal communication 13
through electronic means. 14

(B) A chiropractor shall not, sooner than the end of the 15
first thirty days following the occurrence of an accident or the 16
filing of a claim under Chapter 4123. of the Revised Code, solicit 17
chiropractic business related to the accident or claim by 18
contacting the residence or workplace of a victim of the accident, 19
the claimant, or a relative of the victim or claimant in person, 20

by telephone, or by facsimile transmission, or by having an agent 21
contact the victim, claimant, or relative by any of those means. 22

(C) Division (B) of this section does not prohibit a 23
chiropractor or agent of a chiropractor from engaging in written 24
solicitation of chiropractic business by direct mail or electronic 25
mail sent to a victim of an accident, a claimant, or a relative of 26
the victim or claimant within the first thirty days following the 27
occurrence of the accident or the filing of the claim under 28
Chapter 4123. of the Revised Code. 29