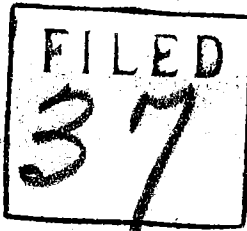


CHIROPODY
EXAMINATION:

It would not be lawful for the State Board of Chiropody to accept the examination of the National Board of Chiropody Examiners as a written examination given by the State Board and in lieu of such an examination by the State Board.



June 27, 1956

Honorable L. A. Hansen, D.S.C.
Secretary, Missouri State Board of Chiropody
800 Professional Building
Kansas City, Missouri

Dear Sir:

Your recent request for an official opinion reads:

"As Secretary of the Missouri State Board of Chiropody, I should like to get an official opinion from your office.

"Would it be lawful for this Board to accept the examination of the National Board of Chiropody Examiners as a written examination given by this Board? This examination would have to be equal to or superior to the written examination given by this Board. We would still have the applicant to fill out the regular application form, pay the examination fee, and take the practical examination that is given by this Board."

Section 330.030, Missouri Revised Statutes Cumulative Supplement 1955, reads as follows:

"Any person desiring to practice chiropody in this state, shall furnish the state board of chiropody with satisfactory proof that he or she is twenty-one years of age or over, and of good moral character, and a citizen of the United States, and that he or she has received at least four years of high school training, or the equivalent thereof, as determined by the board, and has received a diploma or certificate of graduation from a reputable school of chiropody conferring the degree of D. S. C. (doctor of surgical chiropody) and recognized and approved by the state board of

Honorable L. A. Hansen, D.S.C.

chiroprody, having a minimum requirement of one year in an accredited college and four years in a recognized and reputable chiroprody college. Upon payment of a fee of thirty-five dollars to the director of revenue, and making satisfactory proof as aforesaid, the applicant shall be examined by the state board of chiroprody, or a committee thereof, under such rules and regulations as said board may determine, and if found qualified, shall be licensed to practice chiroprody as registered, and shall receive in testimony thereof a certificate signed by the president and secretary of the board; provided, that the state board of chiroprody may under regulations established by the board, admit without examination legally qualified practitioners of chiroprody who hold certificates to practice chiroprody in any state or territory of the United States or the District of Columbia with equal educational requirements to the state of Missouri and that extend like privileges to legally qualified practitioners from this state upon the applicant paying to the division of collection a fee of one hundred dollars."

Section 330.040, RSMo 1949, reads as follows:

"Examinations shall be in the English language, and shall be written, oral or clinical, or a combination of two or more of the said methods as the board may determine. The examination shall embrace the subjects of anatomy, physiology, chemistry, bacteriology, histology, pathology diagnosis and treatment, materia medica and therapeutics as these subjects relate to antiseptics and anaesthetics, and clinical chiroprody, but said examinations shall be so limited in their scope as to cover only the minimum requirements for chiroprody educations as herein provided,

Honorable L. A. Hansen, D.S.C.

and shall not be construed to require of the applicant a medical or surgical education other than deemed necessary for the practice of chiropody. The minimum requirements for registration of applicants shall be based on a general average of seventy-five per cent of the subjects involved, and not less than sixty per cent in any one subject."

We do not see anything in the above which would permit the board of examiners to deviate from the requirements as laid down by the statutes and we do believe that the acceptance of the examination of the National Board of Chiropody Examiners would be such a deviation.

CONCLUSION

It is the conclusion of this department that it would not be lawful for the State Board of Chiropody to accept the examination of the National Board of Chiropody Examiners as a written examination given by the State Board and in lieu of such an examination by the State Board.

The foregoing opinion, which I hereby approve, was prepared by my assistant, Hugh P. Williamson.

Very truly yours

John M. Dalton
Attorney General

HPW:lc