

## **PROPOSED REGULATIONS**

Title of Regulation: **18 VAC 85-110-10 et seq.** (VR 465-11-01) Regulations Governing the Practice of Licensed Acupuncturists

Statutory Authority: § 54.1-2400 and Chapter 29 (§ 54.1-2900 et. seq.) of Title 54.1 of the Code of Virginia

Effective Date:

**Summary:** These regulations protect the health, safety and welfare of the citizens of the Commonwealth by establishing requirements and fees for licensure, renewal of license, reinstatement of a lapsed license, and for foreign educated graduates practicing as licensed acupuncturists.

**18 VAC 85-110-150. Biennial renewal of ~~certification~~ licensure.**

A. A licensed acupuncturist shall renew his ~~certification~~ license biennially during his birth month in each odd-numbered year by:

1. Paying to the board the renewal fee as prescribed in subdivision 2 of VAC 85-110-35;  
and

2. ~~Providing proof of recertification~~ Attesting to having documentation of current certification by the NCCAOM. ~~If the licensee was not originally NCCAOM certified, his license may be renewed by providing evidence of continuing competency which is substantially equivalent to requirements for NCCAOM recertification and which is satisfactory to the board.~~

B. A licensed acupuncturist whose license has not been renewed by the first day of the month following the month in which renewal is required shall ~~be dropped from the registration roll~~ not be licensed in Virginia.

C. An additional fee to cover administrative costs for processing a late application shall be imposed by the board as prescribed by subdivision 3 of 18 VAC 85-110-35.

**18 VAC 85-110-155. Inactive licensure.**

A. A licensed acupuncturist who holds a current, unrestricted license in Virginia shall, upon a request on the renewal application and submission of the required fee, be issued an inactive license.

1. The holder of an inactive license shall not be required to maintain certification by the NCCAOM.

2. An inactive licensee shall not be entitled to perform any act requiring a license to practice acupuncture in Virginia.

B. An inactive licensee may reactivate his license by:

1. Submission of the required application;

2. Payment of the difference between the current renewal fee for inactive licensure and the renewal fee for active licensure for the biennium in which in which the license is being reactivated;

3. Submission of documentation of having maintained current certification or having been recertified by the NCCAOM; and

4. Provide information on practice and licensure in other jurisdictions for the period in which the license was inactive in Virginia.

C. The board reserves the right to deny a request for reactivation to any licensee who has been determined to have committed an act in violation of § 54.1-2914 of the Code of Virginia or any provisions of this chapter.

**18 VAC 85-110-160. Reinstatement.**

A. A licensed acupuncturist who allows his license to lapse for a period of two years or more and chooses to resume his practice shall submit to the board a ~~new~~ reinstatement application, information on practice and licensure in other jurisdictions for the period in which the license was lapsed in Virginia, proof of ~~recertification~~ current certification by the NCCAOM ~~or if not originally NCCAOM certified, other evidence of continuing competency satisfactory to the board,~~ and the fee for reinstatement of his license as prescribed in subdivision 4 of 18 VAC 85-110-35.

B. A licensed acupuncturist whose license has been revoked by the board and who wishes to be reinstated must make a new application to the board, ~~be certified or recertified~~ hold current certification by the NCCAOM, and pay the fee for reinstatement of his license as prescribed in subdivision 6 of 18 VAC 85-100-35.