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**IDAPA 24
TITLE 17
Chapter 01**

24.17.01 - RULES OF THE STATE BOARD OF ACUPUNCTURE

000. LEGAL AUTHORITY (Rule 0).

These rules are hereby prescribed and established pursuant to the authority vested in the State Board of Acupuncture by the provisions of Section 54-4705, Idaho Code. (3-10-00)

001. TITLE AND SCOPE (Rule 1).

01. Title. These rules shall be cited as IDAPA 24.17.01, "Rules of the State Board of Acupuncture". (3-10-00)

02. Scope. These rules review and establish the minimum requirements for licensure/certification of acupuncturists. (3-10-00)

002. (RESERVED).

003. WRITTEN INTERPRETATIONS (Rule 3).

The Board may, from time to time, issue written statements pertaining to the interpretation of the rules of this chapter. Such interpretations, if any, shall be available for public inspection and copying, at cost, in the main office of the Bureau of Occupational Licenses. (3-10-00)

004. ADMINISTRATIVE APPEALS (Rule 4).

Administrative Appeals shall be governed by the Administrative Procedure Act, Title 67, Chapter 52, Idaho Code. (3-10-00)

005. -- 009. (RESERVED).

010. DEFINITIONS (Rule 10).

01. Board. The State Board of Acupuncture as prescribed in Section 54-4704, Idaho Code. (3-10-00)

02. Technician Certificate. The category of license granted to a qualified applicant for Acupuncture Technician pursuant to Section 54-4708, Idaho Code, and other Board approved criteria. (3-10-00)

03. Certification. The category of license granted to a qualified applicant who meets the requirements for full or associate membership of the American Academy of Medical Acupuncture, or fellowship of the International Academy of Medical Acupuncture, Inc. and other Board approved criteria pursuant to Sections 54-4703 and 54-4707, Idaho Code. (3-10-00)

04. License. Any license, certification or technician certificate issued to a qualified applicant pursuant to IDAPA 24.17.01, "Rules of the State Board of Acupuncture," promulgated by the Board, permitting said applicant to practice acupuncture in the state of Idaho. (3-10-00)

05. Practitioner. A person to whom a license, certification or technician certificate has been issued pursuant to these rules. (3-10-00)

06. Licensure/Licensed. The category of license granted to a qualified applicant who meets NCCAOM (National Certification Commission for Acupuncture and Oriental Medicine) eligibility criteria, and other Board approved criteria pursuant to Sections 54-4703 and 54-4706, Idaho Code. (3-10-00)

011. -- 099. (RESERVED).

100. APPLICATIONS (Rule 100).

Applications for licensure, certification and technician certificate shall be on forms to be prepared and approved by

the Board. (3-10-00)

101. -- 199. (RESERVED).

200. QUALIFICATIONS FOR LICENSURE (Rule 200).

01. Requirements For Licensure. Applicants for licensure shall meet the following requirements: (3-10-00)

a. Submittal of a complete application and fee. (3-10-00)

b. For July 1, 1999, through June 30, 2000, qualification for NCCAOM eligibility criteria for certification. (3-10-00)

c. After July 1, 2000, qualification for NCCAOM eligibility criteria for acupuncture certification; or (3-10-00)

i. Similar requirements as approved by the Board; and (3-10-00)

ii. Demonstrated successful completion of an acupuncture internship, or other equivalent experience as approved by the Board; and (3-10-00)

iii. Received a passing grade on an NCCAOM Acupuncture certification examination; or (3-10-00)

iv. Other demonstration of proficiency as uniformly required by the Board for other similarly qualified applicants for certification. (3-10-00)

02. Requirements For Certification. Applicants for certification shall meet the following requirements: (3-10-00)

a. Submittal of a complete application and fee. (3-10-00)

b. For July 1, 1999, through June 30, 2000, full or associate membership of the American Academy of Medical Acupuncture or fellowship of the International Academy of Medical Acupuncture, Inc.; or (3-10-00)

i. Such other comparable requirements as approved by the Board; (3-10-00)

c. After July 1, 2000, full membership of the American Academy of Medical Acupuncture or fellowship of the International Academy of Medical Acupuncture, Inc.; or (3-10-00)

i. Such other comparable requirements as approved by the Board; and (3-10-00)

ii. Received a passing grade on an examination; or (3-10-00)

iii. Other demonstration of proficiency as uniformly required by the Board for other similarly qualified applicants for certification. (3-10-00)

03. Requirements For Acupuncture Technician Certificate. Applicants for Acupuncture technician Certificate shall meet the following requirements: (3-10-00)

a. Submittal of a complete application and fee. (3-10-00)

b. Successful completion of the requirements for clinical technician certificate from the International Academy of Medical Acupuncture, Inc.; or (3-10-00)

i. Such other comparable requirements as are approved by the Board; and (3-10-00)

ii. Successful completion of a clean or sterile needle technique course approved by the Board; and (3-10-00)

iii. Receipt of a passing grade on an examination leading to an Acupuncture Technician Certificate, or other demonstration of proficiency as may be uniformly required for other similarly qualified applicants as approved by the Board. (3-10-00)

201. -- 225. (RESERVED).

226. REQUEST FOR APPROVAL OF QUALIFICATION (Rule 226).

01. Course Review. A person or entity may request approval of a course of study in acupuncture that will be offered to qualify applicants for a credential to practice acupuncture. The request shall include a complete description of the required hours, scope and extent of academic and other training and clinical experience offered through the course along with appropriate supporting documentation and course materials. The request shall also designate whether approval is sought for compliance with standards for licensure, certification or technician certificate. (3-10-00)

02. Individual Qualification. An applicant may request approval of his individual qualification for licensure or certification in acupuncture. The request shall include a complete description of the number of hours, scope and extent of academic and other training and clinical experience the individual has received along with available supporting documentation. The request shall also designate whether qualification is sought for licensure, certification or technician certificate. A demonstration of proficiency or examination may be required as a part of the determination of the individual's qualification. (3-10-00)

227. -- 299. (RESERVED).

300. FEES (Rule 300).

- 01. Application Fee.** Application fee for original license – two hundred fifty dollars (\$250). (3-10-00)
- 02. Original License Fee.** Original license fee – two hundred fifty dollars (\$250). (3-10-00)
- 03. Annual Renewal Fee.** (3-10-00)
 - a. Annual renewal fee for Licensure – two hundred fifty dollars (\$250). (3-10-00)
 - b. Annual renewal fee for Certification – two hundred fifty dollars (\$250). (3-10-00)
 - c. Annual renewal fee for Technician Certification – one hundred fifty dollars (\$150). (3-10-00)
- 04. Inactive License.** Inactive license fee – fifty dollars (\$50). (3-10-00)
- 05. Non-refundable.** All fees are non-refundable. (3-10-00)
- 06. Yearly Fees.** With the exception of Subsection 300.01 and 300.02 all fees provided under these rules are yearly fees. (3-10-00)

301. RENEWAL OR REINSTATEMENT OF LICENSE (Rule 301).

- 01. Expiration Date.** All Acupuncture licenses expire on June 30th of each year and must be renewed annually on or before July 1st on forms provided by the Board. Licenses not so renewed will be cancelled. (3-10-00)
- 02. Reinstatement.** Any license cancelled for failure to renew may be reinstated upon payment of two hundred fifty dollars (\$250) renewal application fee accompanied by an application and two hundred fifty dollars (\$250) license fee. (3-10-00)

302. RENEWAL REQUIREMENT (Rule 302).

01. Active Status. Each renewal application must be accompanied by: (3-10-00)

a. The established fee; and (3-10-00)

b. Renewal application. (3-10-00)

02. Inactive Status. A practitioner may request in writing to be placed on inactive status and pay the inactive status fee. Such request must be made no later than July 1st, otherwise the license shall be deemed cancelled for failure to renew. (3-10-00)

03. Definition Of Inactive Status. "Inactive" status means a holder of an Idaho Acupuncture license which may be made active by paying the renewal application fee. Until payment of said fee, such individual may not practice acupuncture in the state of Idaho. (3-10-00)

303. -- 399. (RESERVED).

400. SCOPE OF PRACTICE OF ACUPUNCTURE (Rule 400).

The Board recognizes that the practice of acupuncture is widely utilized as a treatment modality and that acupuncture may be appropriately and effectively utilized within various disciplines. The Board also finds that regulation of the scope of practice for practitioners is appropriate to protect the health, safety and welfare of the people of Idaho. Upon being granted a credential to practice acupuncture, a practitioner is authorized to provide only acupuncture services and treatments for which that practitioner has been appropriately trained and prepared by Board approved education or practical experience. Information contained within the application or otherwise included in the credential file maintained by the Board for that practitioner shall be prima facie evidence of the practitioner's education and experience. It is the responsibility of the individual practitioner to ensure that the information in his credential file is accurate, complete and supplemented timely. (3-10-00)

401. RECORDS (Rule 401).

A practitioner shall keep accurate records of each patient the practitioner treats. The records shall include the name of the patient, the indication and nature of treatment given, and any other relevant data deemed important by the practitioner. Records shall be kept on file for a minimum of five (5) years and shall be open to inspection at any time by the Board or its duly authorized representative and shall be made available to the patient on request. (3-10-00)

402. -- 499. (RESERVED).

500. USE OF BUSINESS NAME OR TRADE NAME (Rule 500).

A business name or trade name used by a practitioner shall be registered with the Board within five (5) business days from commencement of using such name. (3-10-00)

501. -- 524. (RESERVED).

525. DISPLAY OF LICENSE (Rule 525).

The license shall be conspicuously displayed in the office of the Practitioner. (3-10-00)

526. -- 550. (RESERVED).

551. CHANGE OF ADDRESS (Rule 551).

A practitioner shall notify the Board of any change of address within thirty (30) days of the change. (3-10-00)

552. -- 999. (RESERVED).

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