

# VIRGINIA ACTS OF ASSEMBLY -- 1999 SESSION

## CHAPTER 639

*An Act to amend and reenact §§ 2.1-1.6, 2.1-20.4, 9-6.25:1 and 54.1-2900 of the Code of Virginia and to amend the Code of Virginia by adding in Article 4 of Chapter 29 of Title 54.1 sections numbered 54.1-2957.4, 54.1-2957.5, and 54.1-2957.6, relating to regulation of athletic trainers.*

[S 1191]

Approved March 28, 1999

**Be it enacted by the General Assembly of Virginia:**

**1. That §§ 2.1-1.6, 2.1-20.4, 9-6.25:1 and 54.1-2900 of the Code of Virginia are amended and reenacted and that the Code of Virginia is amended by adding in Article 4 of Chapter 29 of Title 54.1 sections numbered 54.1-2957.4, 54.1-2957.5, and 54.1-2957.6 as follows:**

§ 2.1-1.6. State boards.

A. There shall be, in addition to such others as may be established by law, the following permanent collegial bodies affiliated with a state agency within the executive branch:

Accountancy, Board for

~~Aging, Advisory Board on the~~

Agriculture and Consumer Services, Board of

Air Pollution, State Advisory Board on

Alcoholic Beverage Control Board, Virginia

Apple Board, Virginia State

Appomattox State Scenic River Advisory Board

Aquaculture Advisory Board

Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects, Board for

Art and Architectural Review Board

~~Athletic Board, Virginia~~

*Athletic Training, Advisory Board on*

Auctioneers Board

Audiology and Speech-Language Pathology, Board of

Aviation Board, Virginia

Barbers, Board for

Branch Pilots, Board for

Bright Flue-Cured Tobacco Board, Virginia

Building Code Technical Review Board, State

Catoctin Creek State Scenic River Advisory Board

Cattle Industry Board, Virginia

Cave Board

Cemetery Board

Certified Seed Board, State

Charity Food Assistance Advisory Board

Chesapeake Bay Local Assistance Board

Chickahominy State Scenic River Advisory Board

Child Abuse and Neglect, Advisory Board on

Chippokes Plantation Farm Foundation, Board of Trustees

Clinch Scenic River Advisory Board

Coal Mining Examiners, Board of

Coal Research and Development Advisory Board, Virginia

Coal Surface Mining Reclamation Fund Advisory Board

Conservation and Development of Public Beaches, Board on

Conservation and Recreation, Board of

Contractors, Board for

Corn Board, Virginia

Correctional Education, Board of

Corrections, State Board of

Cosmetology, Board for

Criminal Justice Services Board

Dark-Fired Tobacco Board, Virginia

Deaf and Hard-of-Hearing, Advisory Board for the Department for the

Dentistry, Board of

Design-Build/Construction Management Review Board  
 Education, State Board of  
 Egg Board, Virginia  
 Emergency Medical Services Advisory Board, State  
 Farmers Market Board, Virginia  
 Fire Services Board, Virginia  
 Forestry, Board of  
 Funeral Directors and Embalmers, Board of  
 Game and Inland Fisheries, Board of  
 Geology, Board for  
 Goose Creek Scenic River Advisory Board  
 Health Planning Board, Virginia  
 Health Professions, Board of  
 Health, State Board of  
 Hearing Aid Specialists, Board for  
 Hemophilia Advisory Board  
 Historic Resources, Board of  
 Housing and Community Development, Board of  
 Irish Potato Board, Virginia  
 Juvenile Justice, State Board of  
*Licensed Professional Counselors, Marriage and Family Therapists and Substance Abuse Treatment Professionals, Board of*  
 Litter Control and Recycling Fund Advisory Board  
 Marine Products Board, Virginia  
 Medical Advisory Board, Department of Motor Vehicles  
 Medicare and Medicaid, Advisory Board on  
 Medicine, Board of  
 Mental Health, Mental Retardation and Substance Abuse Services Board, State  
 Migrant and Seasonal Farmworkers Board  
 Military Affairs, Board of  
 Mineral Mining Examiners, Board of  
 Minority Business Enterprise, Interdepartmental Board of the Department of  
 Networking Users Advisory Board, State  
 Neurotrauma Initiative Advisory Board, Commonwealth  
 North Meherrin State Scenic River Advisory Board  
 Nottoway State Scenic River Advisory Board  
 Nursing, Board of  
 Nursing Home Administrators, Board of  
 Occupational Therapy, Advisory Board ~~on~~ of  
 Oil and Gas Conservation Board, Virginia  
 Opticians, Board for  
 Optometry, Board of  
 Peanut Board, Virginia  
 Personnel Advisory Board  
 Pesticide Control Board  
 Pharmacy, Board of  
 Physical Therapy to the Board of Medicine, Advisory Board on  
 Plant Pollination Advisory Board  
 Polygraph Examiners Advisory Board  
 Pork Industry Board, Virginia  
 Poultry Products Board, Virginia  
 Private College Advisory Board  
 Private Security Services Advisory Board  
 Professional and Occupational Regulation, Board for  
~~Professional Counselors, Board of~~  
 Professional Soil Scientists, Board for  
 Psychiatric Advisory Board  
 Psychology, Board of  
 Public Broadcasting Board, Virginia  
 Public Buildings Board, Virginia  
 Public Guardian and Conservator Advisory Board  
 Radiation Advisory Board  
 Real Estate Appraiser Board  
 Real Estate Board

Reciprocity Board, Department of Motor Vehicles  
~~Recreation Specialists, Board of~~  
 Recreational Fishing Advisory Board, Virginia  
 Reforestation Board  
 Rehabilitation Providers, Advisory Board on  
 Rehabilitative Services, Board of  
 Respiratory ~~Therapy~~ Care, Advisory Board on  
 Rockfish State Scenic River Advisory Board  
 Safety and Health Codes Board  
 Seed Potato Board, *State*  
 Sewage Handling and Disposal Appeal Review Board, State Health Department  
 Shenandoah State Scenic River Advisory Board  
 Small Business Advisory Board  
 Small Business Environmental Compliance Advisory Board  
 Small Grains Board, Virginia  
 Social Services, Board of  
 Social Work, Board of  
 Soil and Water Conservation Board, Virginia  
 Soybean Board, Virginia  
 State Air Pollution Control Board  
 Substance Abuse Certification Board  
 Surface Mining Review, Board of  
 Sweet Potato Board, Virginia  
 T & M Vehicle Dealers' Advisory Board  
 Teacher Education and Licensure, Advisory Board on  
 Transportation Board, Commonwealth  
 Transportation Safety, Board of  
 Treasury Board, The, Department of the Treasury  
 Veterans' Affairs, Board on  
 Veterinary Medicine, Board of  
 Virginia Board for Asbestos and Lead  
 Virginia Coal Mine Safety Board  
 Virginia Correctional Enterprises Advisory Board  
 Virginia Cotton Board  
 Virginia Employment Commission, State Advisory Board for the  
 Virginia Geographic Information Network Advisory Board  
 Virginia Horse Industry Board  
 Virginia Manufactured Housing Board  
 Virginia Retirement System, Board of Trustees  
 Virginia Schools for the Deaf and the Blind, Advisory Commission on the  
 Virginia Sheep Industry Board  
 Virginia Veterans Cemetery Board  
 Virginia Waste Management Board  
 Visually Handicapped, Virginia Board for the  
 Voluntary Formulary Board, Virginia  
 War Memorial Foundation, Virginia, Board of Trustees  
 Waste Management Facility Operators, Board for  
 Water Resources Research Center Statewide Advisory Board, Virginia  
 Waterworks and Wastewater Works Operators, Board for  
 Well Review Board, Virginia.

B. Notwithstanding the definition for "board" as provided in § 2.1-1.2, the following entities shall be referred to as boards:

Compensation Board  
 State Board of Elections  
 State Water Control Board  
 Virginia Parole Board  
 Virginia Veterans Care Center Board of Trustees.

§ 2.1-20.4. Bodies receiving compensation.

Notwithstanding any other provision of law, members of the commissions, boards, committees, councils and other similar bodies listed below, and members of any other board, committee, council, or similar body who are appointed at the state level, shall receive compensation from state funds pursuant to § 2.1-20.3:

Accountancy, Board for  
 Agriculture and Consumer Services, Board of

Air Pollution Control Board, State  
 Airports Authority, Virginia  
 Apprenticeship Council  
 Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape  
 Architects, Board for  
~~Athletic Board, Virginia~~  
*Athletic Training, Advisory Board on*  
 Auctioneers Board  
 Audiology and Speech-Language Pathology, Board of  
 Aviation Board, Virginia  
 Barbers, Board for  
 Branch Pilots, Board for  
 Building Code Technical Review Board, State  
 Charitable Gaming Commission  
 Chesapeake Bay Local Assistance Board  
 Coal Mining Examiners, Board of  
 College Building Authority  
 Commonwealth Competition Council  
 Commonwealth Transportation Board  
 Conservation and Development of Public Beaches, Board on  
 Conservation and Recreation, Board of  
 Contractors, Board for  
 Correctional Education, Board of  
 Corrections, Board of  
 Cosmetology, Board for  
 Criminal Justice Services Board  
 Deaf and Hard-of-Hearing, Advisory Board for the  
 Dentistry, Board of  
 Education, State Board of  
~~Education Loan Authority, Virginia - Board of Directors~~  
 Elections, State Board of  
~~Environment, Council on the~~  
 Fire Services Board, Virginia  
 Funeral Directors and Embalmers, Board of  
 Game and Inland Fisheries, Board of  
 Geology, Board for  
 Health, State Board of  
 Health Professions, Board of  
 Hearing Aid Specialists, Board for  
 Higher Education, State Council of  
 Historic Resources, Board of  
 Housing and Community Development, Board of  
 Information Management, Council on  
 Juvenile Justice, State Board of  
*Licensed Professional Counselors, Marriage and Family Therapists and Substance Abuse Treatment*  
*Professionals, Board of*  
 Marine Resources Commission  
 Medical Assistance Services, Board of  
 Medical Complaint Investigation Committee  
 Medicine, Board of  
 Mental Health, Mental Retardation and Substance Abuse Services Board, State  
 Milk Commission  
 Mineral Mining Examiners, Board of  
 Motor Vehicle Dealer Board  
 Nursing, Board of  
 Nursing Home Administrators, Board of  
 Occupational Therapy, Advisory Board ~~on~~ of  
 Oil and Gas Conservation Board, Virginia  
 Opticians, Board for  
 Optometry, Board of  
 Pesticide Control Board  
 Pharmacy, Board of  
 Physical Therapy, Advisory Board on  
 Port Authority, Board of Commissioners of the Virginia

Professional and Occupational Regulation, Board for  
~~Professional Counselors, Board of~~  
Professional Soil Scientists, Board for  
Psychology, Board of  
Public Defender Commission  
Public School Authority, Virginia  
Purchases and Supply Appeals Board  
Real Estate Appraiser Board  
Real Estate Board  
~~Recreation Specialists, Board of~~  
Rehabilitative Services, Board of  
Respiratory ~~Therapy~~ Care, Advisory Board on  
Safety and Health Codes Board  
Seed Potato Board, *State*  
Social Services, Board of  
Social Work, Board of  
State Health Department Sewage Handling and Disposal Appeal Review Board  
Substance Abuse Certification Board  
Surface Mining Review, Board of  
Treasury Board  
Veterans' Affairs, Board on  
Veterinary Medicine, Board of  
Virginia Advanced Shipbuilding and Carrier Integration Center Board  
Virginia Board for Asbestos ~~Licensing and Lead~~  
Virginia Health Planning Board  
Virginia Manufactured Housing Board  
Virginia Veterans Care Center Board of Trustees  
Virginia Waste Management Board  
Visually Handicapped, Virginia Board for the  
Waste Management Facility Operators, Board for  
Water Control Board, State  
Waterworks and Wastewater Works Operators, Board for  
Well Review Board, Virginia.

§ 9-6.25:1. Advisory boards, commissions and councils.

There shall be, in addition to such others as may be designated in accordance with § 9-6.25, the following advisory boards, commissions and councils within the executive branch:

Advisory Board for the Department for the Deaf and Hard-of-Hearing  
*Advisory Board on Athletic Training*  
Advisory Board on Child Abuse and Neglect  
Advisory Board on Medicare and Medicaid  
Advisory Board ~~on~~ of Occupational Therapy  
Advisory Board on Physical Therapy to the Board of Medicine  
Advisory Board on Rehabilitation Providers  
Advisory Board on Respiratory ~~Therapy~~ Care to the Board of Medicine  
Advisory Board on Teacher Education and Licensure  
Advisory Commission on the Virginia Schools for the Deaf and the Blind  
Advisory Council on Revenue Estimates  
Advisory Council on the Virginia Business-Education Partnership Program  
Appomattox State Scenic River Advisory Board  
Aquaculture Advisory Board  
Art and Architectural Review Board  
Board for the Visually Handicapped, *Virginia*  
Board of Directors, Virginia Truck and Ornamentals Research Station  
Board of Forestry  
Board of Military Affairs  
Board of Rehabilitative Services  
Board of Transportation Safety  
Board of Trustees of the Family and Children's Trust Fund  
Board of Visitors, Gunston Hall Plantation  
Board on Veterans' Affairs  
Catoctin Creek State Scenic River Advisory Board  
Cave Board  
Charity Food Assistance Advisory Board  
Chickahominy State Scenic River Advisory Board

Clinch Scenic River Advisory Board  
 Coal Surface Mining Reclamation Fund Advisory Board  
 Coastal Land Management Advisory Council, Virginia  
 Commonwealth Competition Council  
 Commonwealth Council on Aging  
 Council on Indians  
 Council on the Status of Women  
 Debt Capacity Advisory Committee  
 Emergency Medical Services Advisory Board  
 Falls of the James Committee  
 Goose Creek Scenic River Advisory Board  
 Governor's Mined Land Reclamation Advisory Committee  
 Hemophilia Advisory Board  
 Human Services Information and Referral Advisory Council  
 Interagency Coordinating Council on Housing for the Disabled  
 Interdepartmental Board of the State Department of Minority Business Enterprise  
 Litter Control and Recycling Fund Advisory Board  
 Local Advisory Board to the Blue Ridge Community College  
 Local Advisory Board to the Central Virginia Community College  
 Local Advisory Board to the Dabney S. Lancaster Community College  
 Local Advisory Board to the Danville Community College  
 Local Advisory Board to the Eastern Shore Community College  
 Local Advisory Board to the Germanna Community College  
 Local Advisory Board to the J. Sargeant Reynolds Community College  
 Local Advisory Board to the John Tyler Community College  
 Local Advisory Board to the Lord Fairfax Community College  
 Local Advisory Board to the Mountain Empire Community College  
 Local Advisory Board to the New River Community College  
 Local Advisory Board to the Northern Virginia Community College  
 Local Advisory Board to the Patrick Henry Community College  
 Local Advisory Board to the Paul D. Camp Community College  
 Local Advisory Board to the Piedmont Virginia Community College  
 Local Advisory Board to the Rappahannock Community College  
 Local Advisory Board to the Southside Virginia Community College  
 Local Advisory Board to the Southwest Virginia Community College  
 Local Advisory Board to the Thomas Nelson Community College  
 Local Advisory Board to the Tidewater Community College  
 Local Advisory Board to the Virginia Highlands Community College  
 Local Advisory Board to the Virginia Western Community College  
 Local Advisory Board to the Wytheville Community College  
 Maternal and Child Health Council  
 Medical Advisory Board, Department of Motor Vehicles  
 Migrant and Seasonal Farmworkers Board  
 Motor Vehicle Dealer's Advisory Board  
 North Meherrin State Scenic River Advisory Board  
 Nottoway State Scenic River Advisory Board  
 Personnel Advisory Board  
 Plant Pollination Advisory Board  
 Private College Advisory Board  
 Private Security Services Advisory Board  
 Psychiatric Advisory Board  
 Public Guardian and Conservator Advisory Board  
 Radiation Advisory Board  
 Rappahannock Scenic River Advisory Board  
 Recreational Fishing Advisory Board, Virginia  
 Reforestation Board  
 Rockfish State Scenic River Advisory Board  
 Shenandoah State Scenic River Advisory Board  
 Small Business Advisory Board  
 Small Business Environmental Compliance Advisory Board  
 St. Mary's Scenic River Advisory Committee  
 State Advisory Board for the Virginia Employment Commission  
 State Advisory Board on Air Pollution  
 State Building Code Technical Review Board

State Health Benefits Advisory Council  
 State Land Evaluation Advisory Council  
 State Networking Users Advisory Board  
 State Public Records Advisory Council  
 Statewide Independent Living Council  
 Statewide Rehabilitation Advisory Council  
 Statewide Rehabilitation Advisory Council for the Blind  
 Statewide Workforce Training Council  
 Staunton Scenic River Advisory Committee  
 Substance Abuse Services Council  
 Telecommunications Relay Service Advisory Board  
 Virginia-Israel Advisory Board  
 Virginia Advisory Commission on Intergovernmental Relations  
 Virginia Advisory Council for Adult Education and Literacy  
 Virginia Coal Mine Safety Board  
 Virginia Coal Research and Development Advisory Board  
 Virginia Commission for the Arts  
~~Virginia Commission on the Bicentennial of the United States Constitution~~  
 Virginia Correctional Enterprises Advisory Board  
 Virginia Council on Coordinating Prevention  
 Virginia Equal Employment Opportunity Council  
 Virginia Geographic Information Network Advisory Board  
 Virginia Interagency Coordinating Council  
 Virginia Military Advisory Council  
 Virginia Public Buildings Board  
 Virginia Recycling Markets Development Council  
 Virginia Technology Council  
 Virginia Transplant Council  
 Virginia Veterans Cemetery Board  
 Virginia Water Resources Research Center, Statewide Advisory Board  
 Virginia Winegrowers Advisory Board.

§ 54.1-2900. Definitions.

As used in this chapter, unless the context requires a different meaning:

"Acupuncturist" means individuals approved by the Board to practice acupuncture. This is limited to "licensed acupuncturist" which means an individual other than a doctor of medicine, osteopathy or podiatry, who has successfully completed the requirements for licensure established by the Board (approved titles are limited to: Licensed Acupuncturist, Lic.Ac., and L.Ac.) and "physician acupuncturist" which means doctors of medicine, osteopathy, chiropractic and podiatry who have fulfilled the physician requirements for licensure to practice acupuncture established by the Board.

"Auricular acupuncture" means the subcutaneous insertion of sterile, disposable acupuncture needles in predetermined, bilateral locations in the outer ear when used exclusively and specifically in the context of an approved chemical dependency treatment program, under the appropriate supervision of a licensed physician acupuncturist or licensed acupuncturist.

"Board" means the Board of Medicine.

"Healing arts" means the arts and sciences dealing with the prevention, diagnosis, treatment and cure or alleviation of human physical or mental ailments, conditions, diseases, pain or infirmities.

"Physician assistant" means an individual who has met the requirements of the Board for licensure and who works under the supervision of a licensed doctor of medicine, osteopathy, or podiatry.

"Practice of acupuncture" means the stimulation of certain points on or near the surface of the body by the insertion of needles to prevent or modify the perception of pain or to normalize physiological functions, including pain control, for the treatment of certain ailments or conditions of the body and includes the techniques of electroacupuncture, cupping and moxibustion. The practice of acupuncture does not include the use of physical therapy, chiropractic, or osteopathic manipulative techniques; the use or prescribing of any drugs, medications, herbal preparations, nutritional supplements, serums or vaccines, or the procedure of auricular acupuncture as exempted in § 54.1-2901 when used specifically and exclusively in the context of a publicly supported comprehensive drug treatment program by an employee of the program who is trained and approved by the National Acupuncture Detoxification Association.

*"Practice of athletic training" means the prevention, recognition, evaluation, and treatment of injuries or conditions related to athletic or recreational activity that requires physical skill and utilizes strength, power, endurance, speed, flexibility, range of motion or agility or a substantially similar injury or condition resulting from occupational activity immediately upon the onset of such injury or condition; and subsequent treatment and rehabilitation of such injuries or conditions under the direction of a licensed physical therapist and the patient's physician or under the direction of any doctor of medicine,*

*osteopathy, chiropractic, podiatry, or dentistry, while using heat, light, sound, cold, electricity, exercise or mechanical or other devices.*

"Practice of chiropractic" means the adjustment of the twenty-four movable vertebrae of the spinal column, and assisting nature for the purpose of normalizing the transmission of nerve energy, but does not include the use of surgery, obstetrics, osteopathy or the administration or prescribing of any drugs, medicines, serums or vaccines.

"Practice of medicine or osteopathic medicine" means the prevention, diagnosis and treatment of human physical or mental ailments, conditions, diseases, pain or infirmities by any means or method.

"Practice of occupational therapy" means the evaluation, analysis, assessment, and delivery of education and training in activities of daily living (ADL); the design, fabrication, and application of orthoses (splints); guidance in the selection and use of adaptive equipment; therapeutic activities to enhance functional performance; prevocational evaluation and training; and consultation concerning the adaptation of physical environments for individuals who have disabilities.

"Practice of physical therapy" means, upon medical referral and direction, the evaluation, testing, treatment, reeducation and rehabilitation by physical, mechanical or electronic measures and procedures of individuals who, because of trauma, disease or birth defect, present physical and emotional disorders, but does not include the use of Roentgen rays and radium for diagnostic or therapeutic purposes or the use of electricity for shock therapy and surgical purposes including cauterization.

"Practice of podiatry" means the medical, mechanical and surgical treatment of the ailments of the human foot and ankle, but does not include amputation proximal to the metatarsal-phalangeal joints. The Board of Medicine shall determine whether a specific type of treatment of the foot and ankle is within the scope of practice of podiatry.

"Practice of radiologic technology" means the application of x-rays to human beings for diagnostic or therapeutic purposes.

"Practice of respiratory care" means the (i) administration of pharmacological, diagnostic, and therapeutic agents related to respiratory care procedures necessary to implement a treatment, disease prevention, pulmonary rehabilitative, or diagnostic regimen prescribed by a practitioner of medicine or osteopathic medicine; (ii) transcription and implementation of the written or verbal orders of a practitioner of medicine or osteopathic medicine pertaining to the practice of respiratory care; (iii) observation and monitoring of signs and symptoms, general behavior, general physical response to respiratory care treatment and diagnostic testing, including determination of whether such signs, symptoms, reactions, behavior or general physical response exhibit abnormal characteristics; and (iv) implementation of respiratory care procedures, based on observed abnormalities, or appropriate reporting, referral, respiratory care protocols or changes in treatment pursuant to the written or verbal orders by a licensed practitioner of medicine or osteopathic medicine or the initiation of emergency procedures, pursuant to the Board's regulations or as otherwise authorized by law. The practice of respiratory care may be performed in any clinic, hospital, skilled nursing facility, private dwelling or other place deemed appropriate by the Board in accordance with the written or verbal order of a practitioner of medicine or osteopathic medicine, and shall be performed under qualified medical direction.

"Qualified medical direction" means, in the context of the practice of respiratory care, having readily accessible to the respiratory care practitioner a licensed practitioner of medicine or osteopathic medicine who has specialty training or experience in the management of acute and chronic respiratory disorders and who is responsible for the quality, safety, and appropriateness of the respiratory services provided by the respiratory care practitioner.

"Radiologic technologist" means an individual, other than a licensed doctor of medicine, osteopathy, podiatry, or chiropractic, or a dentist licensed pursuant to Chapter 27 (§ 54.1-2700 et seq.) of this title, who (i) performs, may be called upon to perform, or who is licensed to perform a comprehensive scope of diagnostic radiologic procedures employing equipment which emits ionizing radiation and (ii) is delegated or exercises responsibility for the operation of radiation-generating equipment, the shielding of patient and staff from unnecessary radiation, the appropriate exposure of radiographs or other procedures which contribute to any significant extent to the site or dosage of ionizing radiation to which a patient is exposed.

"Radiologic technologist, limited" means an individual, other than a licensed radiologic technologist, dental hygienist or *person* who is otherwise authorized by the Board of Dentistry under Chapter 27 of this title and the regulations pursuant thereto, who performs diagnostic radiographic procedures employing equipment which emits ionizing radiation which is limited to specific areas of the human body.

"Respiratory care" means the practice of the allied health profession responsible for the direct and indirect services, including inhalation therapy and respiratory therapy, in the treatment, management, diagnostic testing, control and care of patients with deficiencies and abnormalities associated with the cardiopulmonary system under qualified medical direction.

*§ 54.1-2957.4. Certification as athletic trainer required; requisite training and educational requirements; powers of the Board concerning athletic training.*

*A. It shall be unlawful for any person to practice or to hold himself out as practicing as an athletic*

trainer unless he holds a certificate as an athletic trainer ninety days after the effective date of regulations promulgated by the Board implementing athletic trainer certification. The Board shall issue certificates to practice athletic training to applicants for such certification who meet the requirements of this chapter and the Board's regulations.

B. The Board shall establish criteria for the certification of athletic trainers to ensure the appropriate training and educational credentials for the practice of athletic training. Such criteria may include experiential requirements and shall include one of the following: (i) a Virginia testing program to determine the quality of the training and educational credentials for and competence of athletic trainers, (ii) successful completion of a training program and passage of the certifying examination administered by the National Athletic Training Association Board of Certification resulting in certification as an athletic trainer by such national association, or (iii) completion of another Board-approved training program and certifying examination.

C. At its discretion, the Board may grant provisional certification to persons who have successfully completed an approved training program or who have met requisite experience criteria established by the Board. Such provisional certification shall expire as provided for in the regulations of the Board.

D. The Board shall promulgate such regulations as may be necessary for the certification of athletic trainers and the issuance of certificates to athletic trainers to practice in the Commonwealth. The Board's regulations shall assure the competence and integrity of any person claiming to be an athletic trainer or who engages in the practice of athletic training.

§ 54.1-2957.5. Advisory Board on Athletic Training established; duties; composition; appointment; terms.

A. The Advisory Board on Athletic Training shall assist the Board in formulating its requirements for the certification of athletic trainers. In the exercise of this responsibility, the Advisory Board shall recommend to the Board the criteria for certification of athletic trainers and the standards of professional conduct for certificate holders. The Advisory Board shall also assist in such other matters relating to the practice of athletic training as the Board may require.

B. The Advisory Board shall consist of five members appointed by the Governor for four-year terms. The first appointments shall provide for staggered terms with two members being appointed for a two-year term, two members being appointed for a three-year term and one member being appointed for a four-year term. Three members shall be at the time of appointment athletic trainers who have practiced for not less than three years, including one athletic trainer practicing at a secondary school, one practicing at an institution of higher education, and one practicing in a nonacademic environment. One member shall be a physician licensed to practice medicine in the Commonwealth and one member shall be a citizen appointed by the Governor from the Commonwealth at large.

Vacancies occurring other than by expiration of term shall be filled for the unexpired term. No person shall be eligible to serve on the Advisory Board for more than two full consecutive terms.

§ 54.1-2957.6. Exceptions to athletic trainer certification.

A. The requirements for certification of athletic trainers shall not prohibit the recognition, evaluation, and treatment of injuries or conditions related to physical activity immediately upon the onset of such injury or condition, or the prevention of injuries or conditions, by any coach, physical education instructor or person conducting exercise or conditioning programs or classes within the scope of their duties as employees or volunteers; nor shall the requirements for certification of athletic trainers prevent student athletic trainers from practicing athletic training under the supervision and control of a certified athletic trainer or a person who is otherwise exempt from the athletic certification requirements.

B. Notwithstanding the provisions of §§ 54.1-2957.4 and 54.1-2957.5, any person who, prior to June 30, 1999, is employed in Virginia as an athletic trainer, or in the performance of his employment duties engages in the practice of athletic training, shall not be required to obtain a certificate from the Board to continue to be so employed until July 1, 2002.