

**VIRGINIA ACTS OF ASSEMBLY — CHAPTER**

*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.*

[H 2547]

Approved

**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

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| 57  | Deaf and Hard-of-Hearing, Advisory Board for the Department for the                                   |
| 58  | Dentistry, Board of   |
| 59  | Design-Build/Construction Management Review Board   |
| 60  | Education, State Board of   |
| 61  | Egg Board, Virginia   |
| 62  | Emergency Medical Services Advisory Board, State  |
| 63  | Farmers Market Board, Virginia  |
| 64  | Fire Services Board, Virginia   |
| 65  | Forestry, Board of  |
| 66  | Funeral Directors and Embalmers, Board of   |
| 67  | Game and Inland Fisheries, Board of   |
| 68  | Geology, Board for  |
| 69  | Goose Creek Scenic River Advisory Board   |
| 70  | Health Planning Board, Virginia   |
| 71  | Health Professions, Board of  |
| 72  | Health, State Board of  |
| 73  | Hearing Aid Specialists, Board for  |
| 74  | Hemophilia Advisory Board   |
| 75  | Historic Resources, Board of  |
| 76  | Housing and Community Development, Board of   |
| 77  | Irish Potato Board, Virginia  |
| 78  | Juvenile Justice, State Board of  |
| 79  | <i>Licensed Professional Counselors, Marriage and Family Therapists and Substance Abuse Treatment</i> |
| 80  | <i>Professionals, Board of</i>  |
| 81  | Litter Control and Recycling Fund Advisory Board  |
| 82  | Marine Products Board, Virginia   |
| 83  | Medical Advisory Board, Department of Motor Vehicles  |
| 84  | Medicare and Medicaid, Advisory Board on  |
| 85  | Medicine, Board of  |
| 86  | Mental Health, Mental Retardation and Substance Abuse Services Board, State                           |
| 87  | Migrant and Seasonal Farmworkers Board  |
| 88  | Military Affairs, Board of  |
| 89  | Mineral Mining Examiners, Board of  |
| 90  | Minority Business Enterprise, Interdepartmental Board of the Department of                            |
| 91  | Networking Users Advisory Board, State  |
| 92  | Neurotrauma Initiative Advisory Board, Commonwealth   |
| 93  | North Meherrin State Scenic River Advisory Board  |
| 94  | Nottoway State Scenic River Advisory Board  |
| 95  | Nursing, Board of   |
| 96  | Nursing Home Administrators, Board of   |
| 97  | Occupational Therapy, Advisory Board on of  |
| 98  | Oil and Gas Conservation Board, Virginia  |
| 99  | Opticians, Board for  |
| 100 | Optometry, Board of   |
| 101 | Peanut Board, Virginia  |
| 102 | Personnel Advisory Board  |
| 103 | Pesticide Control Board   |
| 104 | Pharmacy, Board of  |
| 105 | Physical Therapy to the Board of Medicine, Advisory Board on  |
| 106 | Plant Pollination Advisory Board  |
| 107 | Polygraph Examiners Advisory Board  |
| 108 | Pork Industry Board, Virginia   |
| 109 | Poultry Products Board, Virginia  |
| 110 | Private College Advisory Board  |
| 111 | Private Security Services Advisory Board  |
| 112 | Professional and Occupational Regulation, Board for   |
| 113 | <del>Professional Counselors, Board of</del>  |
| 114 | Professional Soil Scientists, Board for   |
| 115 | Psychiatric Advisory Board  |
| 116 | Psychology, Board of  |
| 117 | Public Broadcasting Board, Virginia   |

- 118 Public Buildings Board, Virginia
- 119 Public Guardian and Conservator Advisory Board
- 120 Radiation Advisory Board
- 121 Real Estate Appraiser Board
- 122 Real Estate Board
- 123 Reciprocity Board, Department of Motor Vehicles
- 124 ~~Recreation Specialists, Board of~~
- 125 Recreational Fishing Advisory Board, Virginia
- 126 Reforestation Board
- 127 Rehabilitation Providers, Advisory Board on
- 128 Rehabilitative Services, Board of
- 129 Respiratory ~~Therapy~~ Care, Advisory Board on
- 130 Rockfish State Scenic River Advisory Board
- 131 Safety and Health Codes Board
- 132 Seed Potato Board, *State*
- 133 Sewage Handling and Disposal Appeal Review Board, State Health Department
- 134 Shenandoah State Scenic River Advisory Board
- 135 Small Business Advisory Board
- 136 Small Business Environmental Compliance Advisory Board
- 137 Small Grains Board, Virginia
- 138 Social Services, Board of
- 139 Social Work, Board of
- 140 Soil and Water Conservation Board, Virginia
- 141 Soybean Board, Virginia
- 142 State Air Pollution Control Board
- 143 Substance Abuse Certification Board
- 144 Surface Mining Review, Board of
- 145 Sweet Potato Board, Virginia
- 146 T & M Vehicle Dealers' Advisory Board
- 147 Teacher Education and Licensure, Advisory Board on
- 148 Transportation Board, Commonwealth
- 149 Transportation Safety, Board of
- 150 Treasury Board, The, Department of the Treasury
- 151 Veterans' Affairs, Board on
- 152 Veterinary Medicine, Board of
- 153 Virginia Board for Asbestos and Lead
- 154 Virginia Coal Mine Safety Board
- 155 Virginia Correctional Enterprises Advisory Board
- 156 Virginia Cotton Board
- 157 Virginia Employment Commission, State Advisory Board for the
- 158 Virginia Geographic Information Network Advisory Board
- 159 Virginia Horse Industry Board
- 160 Virginia Manufactured Housing Board
- 161 Virginia Retirement System, Board of Trustees
- 162 Virginia Schools for the Deaf and the Blind, Advisory Commission on the
- 163 Virginia Sheep Industry Board
- 164 Virginia Veterans Cemetery Board
- 165 Virginia Waste Management Board
- 166 Visually Handicapped, Virginia Board for the
- 167 Voluntary Formulary Board, Virginia
- 168 War Memorial Foundation, Virginia, Board of Trustees
- 169 Waste Management Facility Operators, Board for
- 170 Water Resources Research Center Statewide Advisory Board, Virginia
- 171 Waterworks and Wastewater Works Operators, Board for
- 172 Well Review Board, Virginia.
- 173 B. Notwithstanding the definition for "board" as provided in § 2.1-1.2, the following entities shall be
- 174 referred to as boards:
- 175 Compensation Board
- 176 State Board of Elections
- 177 State Water Control Board
- 178 Virginia Parole Board

179 Virginia Veterans Care Center Board of Trustees.  
 180 § 2.1-20.4. Bodies receiving compensation.  
 181 Notwithstanding any other provision of law, members of the commissions, boards, committees,  
 182 councils and other similar bodies listed below, and members of any other board, committee, council, or  
 183 similar body who are appointed at the state level, shall receive compensation from state funds pursuant  
 184 to § 2.1-20.3:  
 185 Accountancy, Board for  
 186 Agriculture and Consumer Services, Board of  
 187 Air Pollution Control Board, State  
 188 Airports Authority, Virginia  
 189 Apprenticeship Council  
 190 Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape  
 191 Architects, Board for  
 192 Athletic Board, Virginia  
 193 Athletic Training, Advisory Board on  
 194 Auctioneers Board  
 195 Audiology and Speech-Language Pathology, Board of  
 196 Aviation Board, Virginia  
 197 Barbers, Board for  
 198 Branch Pilots, Board for  
 199 Building Code Technical Review Board, State  
 200 Charitable Gaming Commission  
 201 Chesapeake Bay Local Assistance Board  
 202 Coal Mining Examiners, Board of  
 203 College Building Authority  
 204 Commonwealth Competition Council  
 205 Commonwealth Transportation Board  
 206 Conservation and Development of Public Beaches, Board on  
 207 Conservation and Recreation, Board of  
 208 Contractors, Board for  
 209 Correctional Education, Board of  
 210 Corrections, Board of  
 211 Cosmetology, Board for  
 212 Criminal Justice Services Board  
 213 Deaf and Hard-of-Hearing, Advisory Board for the  
 214 Dentistry, Board of  
 215 Education, State Board of  
 216 Education Loan Authority, Virginia - Board of Directors  
 217 Elections, State Board of  
 218 Environment, Council on the  
 219 Fire Services Board, Virginia  
 220 Funeral Directors and Embalmers, Board of  
 221 Game and Inland Fisheries, Board of  
 222 Geology, Board for  
 223 Health, State Board of  
 224 Health Professions, Board of  
 225 Hearing Aid Specialists, Board for  
 226 Higher Education, State Council of  
 227 Historic Resources, Board of  
 228 Housing and Community Development, Board of  
 229 Information Management, Council on  
 230 Juvenile Justice, State Board of  
 231 Licensed Professional Counselors, Marriage and Family Therapists and Substance Abuse Treatment  
 232 Professionals, Board of  
 233 Marine Resources Commission  
 234 Medical Assistance Services, Board of  
 235 Medical Complaint Investigation Committee  
 236 Medicine, Board of  
 237 Mental Health, Mental Retardation and Substance Abuse Services Board, State  
 238 Milk Commission  
 239 Mineral Mining Examiners, Board of

- 240 Motor Vehicle Dealer Board
- 241 Nursing, Board of
- 242 Nursing Home Administrators, Board of
- 243 Occupational Therapy, Advisory Board ~~on~~ of
- 244 Oil and Gas Conservation Board, Virginia
- 245 Opticians, Board for
- 246 Optometry, Board of
- 247 Pesticide Control Board
- 248 Pharmacy, Board of
- 249 Physical Therapy, Advisory Board on
- 250 Port Authority, Board of Commissioners of the Virginia
- 251 Professional and Occupational Regulation, Board for
- 252 ~~Professional Counselors, Board of~~
- 253 Professional Soil Scientists, Board for
- 254 Psychology, Board of
- 255 Public Defender Commission
- 256 Public School Authority, Virginia
- 257 Purchases and Supply Appeals Board
- 258 Real Estate Appraiser Board
- 259 Real Estate Board
- 260 ~~Recreation Specialists, Board of~~
- 261 Rehabilitative Services, Board of
- 262 Respiratory ~~Therapy~~ Care, Advisory Board on
- 263 Safety and Health Codes Board
- 264 Seed Potato Board, *State*
- 265 Social Services, Board of
- 266 Social Work, Board of
- 267 State Health Department Sewage Handling and Disposal Appeal Review Board
- 268 Substance Abuse Certification Board
- 269 Surface Mining Review, Board of
- 270 Treasury Board
- 271 Veterans' Affairs, Board on
- 272 Veterinary Medicine, Board of
- 273 Virginia Advanced Shipbuilding and Carrier Integration Center Board
- 274 Virginia Board for Asbestos ~~Licensing and Lead~~
- 275 Virginia Health Planning Board
- 276 Virginia Manufactured Housing Board
- 277 Virginia Veterans Care Center Board of Trustees
- 278 Virginia Waste Management Board
- 279 Visually Handicapped, Virginia Board for the
- 280 Waste Management Facility Operators, Board for
- 281 Water Control Board, State
- 282 Waterworks and Wastewater Works Operators, Board for
- 283 Well Review Board, Virginia.
- 284 § 9-6.25:1. Advisory boards, commissions and councils.
- 285 There shall be, in addition to such others as may be designated in accordance with § 9-6.25, the
- 286 following advisory boards, commissions and councils within the executive branch:
- 287 Advisory Board for the Department for the Deaf and Hard-of-Hearing
- 288 *Advisory Board on Athletic Training*
- 289 Advisory Board on Child Abuse and Neglect
- 290 Advisory Board on Medicare and Medicaid
- 291 Advisory Board ~~on~~ of Occupational Therapy
- 292 Advisory Board on Physical Therapy to the Board of Medicine
- 293 Advisory Board on Rehabilitation Providers
- 294 Advisory Board on Respiratory ~~Therapy~~ Care to the Board of Medicine
- 295 Advisory Board on Teacher Education and Licensure
- 296 Advisory Commission on the Virginia Schools for the Deaf and the Blind
- 297 Advisory Council on Revenue Estimates
- 298 Advisory Council on the Virginia Business-Education Partnership Program
- 299 Appomattox State Scenic River Advisory Board
- 300 Aquaculture Advisory Board

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| 301 | Art and Architectural Review Board  |
| 302 | Board for the Visually Handicapped, <i>Virginia</i>                             |
| 303 | Board of Directors, Virginia Truck and Ornamentals Research Station             |
| 304 | Board of Forestry   |
| 305 | Board of Military Affairs   |
| 306 | Board of Rehabilitative Services  |
| 307 | Board of Transportation Safety  |
| 308 | Board of Trustees of the Family and Children's Trust Fund                       |
| 309 | Board of Visitors, Gunston Hall Plantation                                      |
| 310 | Board on Veterans' Affairs  |
| 311 | Catoctin Creek State Scenic River Advisory Board                                |
| 312 | Cave Board  |
| 313 | Charity Food Assistance Advisory Board  |
| 314 | Chickahominy State Scenic River Advisory Board                                  |
| 315 | Clinch Scenic River Advisory Board  |
| 316 | Coal Surface Mining Reclamation Fund Advisory Board                             |
| 317 | Coastal Land Management Advisory Council, Virginia                              |
| 318 | Commonwealth Competition Council  |
| 319 | Commonwealth Council on Aging   |
| 320 | Council on Indians  |
| 321 | Council on the Status of Women  |
| 322 | Debt Capacity Advisory Committee  |
| 323 | Emergency Medical Services Advisory Board                                       |
| 324 | Falls of the James Committee  |
| 325 | Goose Creek Scenic River Advisory Board   |
| 326 | Governor's Mined Land Reclamation Advisory Committee                            |
| 327 | Hemophilia Advisory Board   |
| 328 | Human Services Information and Referral Advisory Council                        |
| 329 | Interagency Coordinating Council on Housing for the Disabled                    |
| 330 | Interdepartmental Board of the State Department of Minority Business Enterprise |
| 331 | Litter Control and Recycling Fund Advisory Board                                |
| 332 | Local Advisory Board to the Blue Ridge Community College                        |
| 333 | Local Advisory Board to the Central Virginia Community College                  |
| 334 | Local Advisory Board to the Dabney S. Lancaster Community College               |
| 335 | Local Advisory Board to the Danville Community College                          |
| 336 | Local Advisory Board to the Eastern Shore Community College                     |
| 337 | Local Advisory Board to the Germanna Community College                          |
| 338 | Local Advisory Board to the J. Sargeant Reynolds Community College              |
| 339 | Local Advisory Board to the John Tyler Community College                        |
| 340 | Local Advisory Board to the Lord Fairfax Community College                      |
| 341 | Local Advisory Board to the Mountain Empire Community College                   |
| 342 | Local Advisory Board to the New River Community College                         |
| 343 | Local Advisory Board to the Northern Virginia Community College                 |
| 344 | Local Advisory Board to the Patrick Henry Community College                     |
| 345 | Local Advisory Board to the Paul D. Camp Community College                      |
| 346 | Local Advisory Board to the Piedmont Virginia Community College                 |
| 347 | Local Advisory Board to the Rappahannock Community College                      |
| 348 | Local Advisory Board to the Southside Virginia Community College                |
| 349 | Local Advisory Board to the Southwest Virginia Community College                |
| 350 | Local Advisory Board to the Thomas Nelson Community College                     |
| 351 | Local Advisory Board to the Tidewater Community College                         |
| 352 | Local Advisory Board to the Virginia Highlands Community College                |
| 353 | Local Advisory Board to the Virginia Western Community College                  |
| 354 | Local Advisory Board to the Wytheville Community College                        |
| 355 | Maternal and Child Health Council   |
| 356 | Medical Advisory Board, Department of Motor Vehicles                            |
| 357 | Migrant and Seasonal Farmworkers Board  |
| 358 | Motor Vehicle Dealer's Advisory Board   |
| 359 | North Meherrin State Scenic River Advisory Board                                |
| 360 | Nottoway State Scenic River Advisory Board                                      |
| 361 | Personnel Advisory Board  |

- 362 Plant Pollination Advisory Board
- 363 Private College Advisory Board
- 364 Private Security Services Advisory Board
- 365 Psychiatric Advisory Board
- 366 Public Guardian and Conservator Advisory Board
- 367 Radiation Advisory Board
- 368 Rappahannock Scenic River Advisory Board
- 369 Recreational Fishing Advisory Board, Virginia
- 370 Reforestation Board
- 371 Rockfish State Scenic River Advisory Board
- 372 Shenandoah State Scenic River Advisory Board
- 373 Small Business Advisory Board
- 374 Small Business Environmental Compliance Advisory Board
- 375 St. Mary's Scenic River Advisory Committee
- 376 State Advisory Board for the Virginia Employment Commission
- 377 State Advisory Board on Air Pollution
- 378 State Building Code Technical Review Board
- 379 State Health Benefits Advisory Council
- 380 State Land Evaluation Advisory Council
- 381 State Networking Users Advisory Board
- 382 State Public Records Advisory Council
- 383 Statewide Independent Living Council
- 384 Statewide Rehabilitation Advisory Council
- 385 Statewide Rehabilitation Advisory Council for the Blind
- 386 Statewide Workforce Training Council
- 387 Staunton Scenic River Advisory Committee
- 388 Substance Abuse Services Council
- 389 Telecommunications Relay Service Advisory Board
- 390 Virginia-Israel Advisory Board
- 391 Virginia Advisory Commission on Intergovernmental Relations
- 392 Virginia Advisory Council for Adult Education and Literacy
- 393 Virginia Coal Mine Safety Board
- 394 Virginia Coal Research and Development Advisory Board
- 395 Virginia Commission for the Arts
- 396 ~~Virginia Commission on the Bicentennial of the United States Constitution~~
- 397 Virginia Correctional Enterprises Advisory Board
- 398 Virginia Council on Coordinating Prevention
- 399 Virginia Equal Employment Opportunity Council
- 400 Virginia Geographic Information Network Advisory Board
- 401 Virginia Interagency Coordinating Council
- 402 Virginia Military Advisory Council
- 403 Virginia Public Buildings Board
- 404 Virginia Recycling Markets Development Council
- 405 Virginia Technology Council
- 406 Virginia Transplant Council
- 407 Virginia Veterans Cemetery Board
- 408 Virginia Water Resources Research Center, Statewide Advisory Board
- 409 Virginia Winegrowers Advisory Board.
- 410 § 54.1-2900. Definitions.
- 411 As used in this chapter, unless the context requires a different meaning:
- 412 "Acupuncturist" means individuals approved by the Board to practice acupuncture. This is limited to
- 413 "licensed acupuncturist" which means an individual other than a doctor of medicine, osteopathy or
- 414 podiatry, who has successfully completed the requirements for licensure established by the Board
- 415 (approved titles are limited to: Licensed Acupuncturist, Lic.Ac., and L.Ac.) and "physician
- 416 acupuncturist" which means doctors of medicine, osteopathy, chiropractic and podiatry who have
- 417 fulfilled the physician requirements for licensure to practice acupuncture established by the Board.
- 418 "Auricular acupuncture" means the subcutaneous insertion of sterile, disposable acupuncture needles
- 419 in predetermined, bilateral locations in the outer ear when used exclusively and specifically in the
- 420 context of an approved chemical dependency treatment program, under the appropriate supervision of a
- 421 licensed physician acupuncturist or licensed acupuncturist.
- 422 "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, ~~nor~~; 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,*

545 *evaluation, and treatment of injuries or conditions related to physical activity immediately upon the*  
546 *onset of such injury or condition, or the prevention of injuries or conditions, by any coach, physical*  
547 *education instructor or person conducting exercise or conditioning programs or classes within the scope*  
548 *of their duties as employees or volunteers; nor shall the requirements for certification of athletic*  
549 *trainers prevent student athletic trainers from practicing athletic training under the supervision and*  
550 *control of a certified athletic trainer or a person who is otherwise exempt from the athletic certification*  
551 *requirements.*

552 *B. Notwithstanding the provisions of §§ 54.1-2957.4 and 54.1-2957.5, any person who, prior to June*  
553 *30, 1999, is employed in Virginia as an athletic trainer, or in the performance of his employment duties*  
554 *engages in the practice of athletic training, shall not be required to obtain a certificate from the Board*  
555 *to continue to be so employed until July 1, 2002.*