

VIRGINIA ACTS OF ASSEMBLY — CHAPTER

An Act to amend §§ 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

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	Professional Counselors, Board of
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

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.*