

991222685

SENATE BILL NO. 1191**AMENDMENT IN THE NATURE OF A SUBSTITUTE**

(Proposed by the Senate Committee on General Laws

on February 3, 1999)

(Patron Prior to Substitute—Senator Houck)

A BILL 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.

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

Catocin 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

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

- 122 Radiation Advisory Board
- 123 Real Estate Appraiser Board
- 124 Real Estate Board
- 125 Reciprocity Board, Department of Motor Vehicles
- 126 ~~Recreation Specialists, Board of~~
- 127 Recreational Fishing Advisory Board, Virginia
- 128 Reforestation Board
- 129 Rehabilitation Providers, Advisory Board on
- 130 Rehabilitative Services, Board of
- 131 Respiratory ~~Therapy~~ Care, Advisory Board on
- 132 Rockfish State Scenic River Advisory Board
- 133 Safety and Health Codes Board
- 134 Seed Potato Board, *State*
- 135 Sewage Handling and Disposal Appeal Review Board, State Health Department
- 136 Shenandoah State Scenic River Advisory Board
- 137 Small Business Advisory Board
- 138 Small Business Environmental Compliance Advisory Board
- 139 Small Grains Board, Virginia
- 140 Social Services, Board of
- 141 Social Work, Board of
- 142 Soil and Water Conservation Board, Virginia
- 143 Soybean Board, Virginia
- 144 State Air Pollution Control Board
- 145 Substance Abuse Certification Board
- 146 Surface Mining Review, Board of
- 147 Sweet Potato Board, Virginia
- 148 T & M Vehicle Dealers' Advisory Board
- 149 Teacher Education and Licensure, Advisory Board on
- 150 Transportation Board, Commonwealth
- 151 Transportation Safety, Board of
- 152 Treasury Board, The, Department of the Treasury
- 153 Veterans' Affairs, Board on
- 154 Veterinary Medicine, Board of
- 155 Virginia Board for Asbestos and Lead
- 156 Virginia Coal Mine Safety Board
- 157 Virginia Correctional Enterprises Advisory Board
- 158 Virginia Cotton Board
- 159 Virginia Employment Commission, State Advisory Board for the
- 160 Virginia Geographic Information Network Advisory Board
- 161 Virginia Horse Industry Board
- 162 Virginia Manufactured Housing Board
- 163 Virginia Retirement System, Board of Trustees
- 164 Virginia Schools for the Deaf and the Blind, Advisory Commission on the
- 165 Virginia Sheep Industry Board
- 166 Virginia Veterans Cemetery Board
- 167 Virginia Waste Management Board
- 168 Visually Handicapped, Virginia Board for the
- 169 Voluntary Formulary Board, Virginia
- 170 War Memorial Foundation, Virginia, Board of Trustees
- 171 Waste Management Facility Operators, Board for
- 172 Water Resources Research Center Statewide Advisory Board, Virginia
- 173 Waterworks and Wastewater Works Operators, Board for
- 174 Well Review Board, Virginia.
- 175 B. Notwithstanding the definition for "board" as provided in § 2.1-1.2, the following entities shall be
- 176 referred to as boards:
- 177 Compensation Board
- 178 State Board of Elections
- 179 State Water Control Board
- 180 Virginia Parole Board
- 181 Virginia Veterans Care Center Board of Trustees.
- 182 § 2.1-20.4. Bodies receiving compensation.

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

187 Accountancy, Board for
188 Agriculture and Consumer Services, Board of
189 Air Pollution Control Board, State
190 Airports Authority, Virginia
191 Apprenticeship Council
192 Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape
193 Architects, Board for
194 ~~Athletic Board, Virginia~~
195 *Athletic Training, Advisory Board on*
196 Auctioneers Board
197 Audiology and Speech-Language Pathology, Board of
198 Aviation Board, Virginia
199 Barbers, Board for
200 Branch Pilots, Board for
201 Building Code Technical Review Board, State
202 Charitable Gaming Commission
203 Chesapeake Bay Local Assistance Board
204 Coal Mining Examiners, Board of
205 College Building Authority
206 Commonwealth Competition Council
207 Commonwealth Transportation Board
208 Conservation and Development of Public Beaches, Board on
209 Conservation and Recreation, Board of
210 Contractors, Board for
211 Correctional Education, Board of
212 Corrections, Board of
213 Cosmetology, Board for
214 Criminal Justice Services Board
215 Deaf and Hard-of-Hearing, Advisory Board for the
216 Dentistry, Board of
217 Education, State Board of
218 ~~Education Loan Authority, Virginia - Board of Directors~~
219 Elections, State Board of
220 ~~Environment, Council on the~~
221 Fire Services Board, Virginia
222 Funeral Directors and Embalmers, Board of
223 Game and Inland Fisheries, Board of
224 Geology, Board for
225 Health, State Board of
226 Health Professions, Board of
227 Hearing Aid Specialists, Board for
228 Higher Education, State Council of
229 Historic Resources, Board of
230 Housing and Community Development, Board of
231 Information Management, Council on
232 Juvenile Justice, State Board of
233 *Licensed Professional Counselors, Marriage and Family Therapists and Substance Abuse Treatment*
234 *Professionals, Board of*
235 Marine Resources Commission
236 Medical Assistance Services, Board of
237 Medical Complaint Investigation Committee
238 Medicine, Board of
239 Mental Health, Mental Retardation and Substance Abuse Services Board, State
240 Milk Commission
241 Mineral Mining Examiners, Board of
242 Motor Vehicle Dealer Board
243 Nursing, Board of
244 Nursing Home Administrators, Board of

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

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

- 368 Public Guardian and Conservator Advisory Board
- 369 Radiation Advisory Board
- 370 Rappahannock Scenic River Advisory Board
- 371 Recreational Fishing Advisory Board, Virginia
- 372 Reforestation Board
- 373 Rockfish State Scenic River Advisory Board
- 374 Shenandoah State Scenic River Advisory Board
- 375 Small Business Advisory Board
- 376 Small Business Environmental Compliance Advisory Board
- 377 St. Mary's Scenic River Advisory Committee
- 378 State Advisory Board for the Virginia Employment Commission
- 379 State Advisory Board on Air Pollution
- 380 State Building Code Technical Review Board
- 381 State Health Benefits Advisory Council
- 382 State Land Evaluation Advisory Council
- 383 State Networking Users Advisory Board
- 384 State Public Records Advisory Council
- 385 Statewide Independent Living Council
- 386 Statewide Rehabilitation Advisory Council
- 387 Statewide Rehabilitation Advisory Council for the Blind
- 388 Statewide Workforce Training Council
- 389 Staunton Scenic River Advisory Committee
- 390 Substance Abuse Services Council
- 391 Telecommunications Relay Service Advisory Board
- 392 Virginia-Israel Advisory Board
- 393 Virginia Advisory Commission on Intergovernmental Relations
- 394 Virginia Advisory Council for Adult Education and Literacy
- 395 Virginia Coal Mine Safety Board
- 396 Virginia Coal Research and Development Advisory Board
- 397 Virginia Commission for the Arts
- 398 ~~Virginia Commission on the Bicentennial of the United States Constitution~~
- 399 Virginia Correctional Enterprises Advisory Board
- 400 Virginia Council on Coordinating Prevention
- 401 Virginia Equal Employment Opportunity Council
- 402 Virginia Geographic Information Network Advisory Board
- 403 Virginia Interagency Coordinating Council
- 404 Virginia Military Advisory Council
- 405 Virginia Public Buildings Board
- 406 Virginia Recycling Markets Development Council
- 407 Virginia Technology Council
- 408 Virginia Transplant Council
- 409 Virginia Veterans Cemetery Board
- 410 Virginia Water Resources Research Center, Statewide Advisory Board
- 411 Virginia Winegrowers Advisory Board.
- 412 § 54.1-2900. Definitions.
- 413 As used in this chapter, unless the context requires a different meaning:
- 414 "Acupuncturist" means individuals approved by the Board to practice acupuncture. This is limited to
- 415 "licensed acupuncturist" which means an individual other than a doctor of medicine, osteopathy or
- 416 podiatry, who has successfully completed the requirements for licensure established by the Board
- 417 (approved titles are limited to: Licensed Acupuncturist, Lic.Ac., and L.Ac.) and "physician
- 418 acupuncturist" which means doctors of medicine, osteopathy, chiropractic and podiatry who have
- 419 fulfilled the physician requirements for licensure to practice acupuncture established by the Board.
- 420 "Auricular acupuncture" means the subcutaneous insertion of sterile, disposable acupuncture needles
- 421 in predetermined, bilateral locations in the outer ear when used exclusively and specifically in the
- 422 context of an approved chemical dependency treatment program, under the appropriate supervision of a
- 423 licensed physician acupuncturist or licensed acupuncturist.
- 424 "Board" means the Board of Medicine.
- 425 "Healing arts" means the arts and sciences dealing with the prevention, diagnosis, treatment and cure
- 426 or alleviation of human physical or mental ailments, conditions, diseases, pain or infirmities.
- 427 "Physician assistant" means an individual who has met the requirements of the Board for licensure
- 428 and who works under the supervision of a licensed doctor of medicine, osteopathy, or podiatry.

429 "Practice of acupuncture" means the stimulation of certain points on or near the surface of the body
430 by the insertion of needles to prevent or modify the perception of pain or to normalize physiological
431 functions, including pain control, for the treatment of certain ailments or conditions of the body and
432 includes the techniques of electroacupuncture, cupping and moxibustion. The practice of acupuncture
433 does not include the use of physical therapy, chiropractic, or osteopathic manipulative techniques; the
434 use or prescribing of any drugs, medications, herbal preparations, nutritional supplements, serums or
435 vaccines; ~~nor~~; or the procedure of auricular acupuncture as exempted in § 54.1-2901 when used
436 specifically and exclusively in the context of a publicly supported comprehensive drug treatment
437 program by an employee of the program who is trained and approved by the National Acupuncture
438 Detoxification Association.

439 *"Practice of athletic training" means the prevention, recognition, evaluation, and treatment of*
440 *injuries or conditions related to athletic or recreational activity that requires physical skill and utilizes*
441 *strength, power, endurance, speed, flexibility, range of motion or agility or a substantially similar injury*
442 *or condition resulting from occupational activity immediately upon the onset of such injury or condition;*
443 *and subsequent treatment and rehabilitation of such injuries or conditions under the direction of a*
444 *licensed physical therapist and the patient's physician or under the direction of any doctor of medicine,*
445 *osteopathy, chiropractic, podiatry or dentistry, while using heat, light, sound, cold, electricity, exercise*
446 *or mechanical or other devices.*

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

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

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

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

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

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

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

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

489 "Radiologic technologist" means an individual, other than a licensed doctor of medicine, osteopathy,
490 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*

552 *control of a certified athletic trainer or a person who is otherwise exempt from the athletic certification*
553 *requirements.*

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