

### **Part 3 Licensure**

#### **58-72-301 License required -- License classification.**

- (1) A license is required to engage in the practice of acupuncture, except as specifically provided in Section 58-1-307 or 58-72-304.
- (2) The division shall issue to a person who qualifies under this chapter a license in the classification of licensed acupuncturist.

Amended by Chapter 250, 2008 General Session

#### **58-72-302 Qualifications for licensure.**

Notwithstanding Section 58-1-302, an applicant for licensure as a licensed acupuncturist shall:

- (1) submit an application in a form prescribed by the division;
- (2) pay a fee determined by the department under Section 63J-1-504;
- (3) be of good moral character;
- (4) meet the requirements for current active certification in acupuncture under guidelines established by the National Commission for the Certification of Acupuncture and Oriental Medicine (NCCAOM) as demonstrated through a current certificate or other appropriate documentation;
- (5) pass the examination required by the division by rule;
- (6) establish procedures, as defined by rule, which shall enable patients to give informed consent to treatment; and
- (7) meet with the board, if requested, for the purpose of evaluating the applicant's qualifications for licensure.

Amended by Chapter 183, 2009 General Session

#### **58-72-303 Terms of license -- Expiration -- Renewal.**

- (1)
  - (a) Each license issued under this chapter shall be issued in accordance with a two-year renewal cycle established by rule.
  - (b) A renewal period may be extended or shortened by as much as one year to maintain established renewal cycles or to change an established renewal cycle.
- (2) Each license automatically expires on the expiration date shown on the license unless renewed by the licensee in accordance with Section 58-1-308.
- (3) Renewal qualifications shall include:
  - (a) either documentation of current and active NCCAOM certification; or
  - (b) meeting the same professional development requirements as those licensed under this chapter.

Amended by Chapter 90, 2007 General Session

#### **58-72-304 Exceptions from licensure.**

In addition to the exemptions from licensure set forth in Section 58-1-307, the following persons may engage in the practice of acupuncture subject to the stated circumstances and limitations without being licensed under this chapter:

- (1) an individual licensed as a physician and surgeon or osteopathic physician and surgeon under Chapter 67, Utah Medical Practice Act, and Chapter 68, Utah Osteopathic Medical Practice Act;
- (2) a commissioned physician or surgeon serving in the armed forces of the United States or other federal agency; and
- (3) a chiropractic physician licensed under Chapter 73, Chiropractic Physician Practice Act. A chiropractic physician may not claim to be a licensed acupuncturist without acupuncturist licensure.

Amended by Chapter 309, 2004 General Session