**R156. Commerce, Professional Licensing.**

**R156-72. Acupuncture Licensing Act Rule.**

**R156-72-101. Title - Authority - Relationship to Rule 156-1.**

(1) This rule is known as the "Acupuncture Licensing Act Rule".

(2) This rule is adopted by the Division under the authority of Subsection 58-1-106(1)(a) to enable the Division to administer Title 58, Chapter 72, Acupuncture Licensing Act.

(3) The organization of this rule and its relationship to Rule R156-1 is as described in Section R156-1-101.

**R156-72-102. Definitions.**

Terms used in this rule are defined in Title 58, Chapter 1, Division of Professional Licensing Act, and in Title 58, Chapter 72, Acupuncture Licensing Act. In addition:

(1) "ACAHM" means the Accreditation Commission for Acupuncture and Herbal Medicine.

(2) "According to practitioner training" in Subsection 58-72-102(5)(b)(ii) means that the licensee has completed education and training from an educational program accredited or recognized by ACAHM regarding the recommendation, administration, or provision of dietary guidelines, herbs, supplements, homeopathics, and therapeutic exercise.

(3) "Administration" in Subsection 58-72-102(5)(b)(ii) means the direct application of an herb, homeopathic, or supplement to the body of a patient by:

(a) ingestion;

(b) topical application;

(c) inhalation; or

(d) point injection therapy.

(4) "BLS-CPR Certification" means Basic Life Support and Cardiopulmonary Resuscitation Certification.

(5) "Herbs" and "homeopathics" in Subsection 58-72-102(5)(b)(ii) may include:

(a) vitamins;

(b) minerals;

(c) amino acids;

(d) proteins; or

(e) enzymes.

(6) "Insertion of acupuncture needles" in Subsection 58-72-102(5)(a) means a procedure of acupuncture and oriental medicine including myofascial trigger point therapy, intramuscular therapy, perineural injection therapy, prolotherapy, proprioceptive stimulation, Ashi points, or dry needling techniques.

(7) "Modern research" in Subsection 58-72-102(5)(b)(ii) means practicing according to acupuncture and oriental medicine education and training as recognized through NCCAOM.

(8) "NCCAOM" means the National Certification Commission for Acupuncture and Oriental Medicine, formerly known as the National Commission for the Certification of Acupuncturists (NCCA).

**R156-72-302a. Qualifications for Licensure - Certification and Exam Requirements.**

Under Subsections 58-72-302(3) and (4), to meet the requirements for current active certification in acupuncture under guidelines established by NCCAOM and the requirements for passing the examination required by the Division, an applicant for licensure as a licensed acupuncturist shall submit documentation of:

(1) current and active NCCAOM certification; or

(2) pursuant to Subsection 58-1-302(2) or (3), licensure in good standing as an acupuncturist in any jurisdiction, for at least one year immediately preceding the application.

**R156-72-302b. Qualifications for Licensure - Animal Acupuncture.**

Under Subsections 58-28-307(12)(d) and 58-72-102(5)(b)(iii), to engage in the practice of animal acupuncture, a licensed acupuncturist shall complete 100 hours of animal acupuncture training and education that includes:

(1) fifty hours of on-the-job training under the direct or indirect supervision of a licensed veterinarian;

(2) animal anatomy training; and

(3) the remaining hours in animal specific continuing education.

**R156-72-302c. Informed Consent.**

(1) Under Subsection 58-72-302(5), to enable patients to give informed consent to treatment, a licensed acupuncturist shall have a patient chart for each patient that includes:

(a) a written review of symptoms;

(b) a statement signed by the patient consenting to acupuncture treatment; and

(c) if the patient is receiving an adjunctive therapy as defined in Subsection 58-72-102(5)(b), a written disclosure signed by the patient regarding the licensed acupuncturist's education and training to perform that therapy.

(2) Under Section 58-72-503, patient records, including records documenting informed consent, shall be maintained for seven years.

**R156-72-303. Renewal Cycle - Procedures.**

(1) Under Subsection 58-1-308(1), the renewal date for the two-year renewal cycle for licensees under Title 58, Chapter 72, Acupuncture Licensing Act, is established in Section R156-1-308a.

(2) Renewal procedures shall be in accordance with Sections R156-1-308b through R156-1-308l.

(3) Under Subsections 58-1-308(3)(b) and 58-72-303(3), a licensee who does not maintain current and active NCCAOM certification shall:

(a) complete at least 30 continuing education units (CEU) or 30 professional development activity (PDA) points within the two-year renewal period; and

(b) maintain current BLS-CPR certification.

**R156-72-503. Unprofessional Conduct.**

Under Subsection 58-72-102(6), "unprofessional conduct" includes:

(1) failing to maintain office, instruments, equipment, appliances, or supplies in a safe and sanitary condition;

(2) violating Subsection 58-72-303(3) regarding renewal qualifications by:

(a) failing to maintain current and active NCCAOM certification;

(b) failing to complete all continuing education units (CEUs) required under Subsection R156-72-303(3); or

(c) failing to maintain current BLS-CPR certification;

(3) failing to abide by the NCCAOM Code of Ethics revised November 2023, that is incorporated by reference;

(4) failing to maintain patient records for a seven-year period;

(5) recommending, administering, or providing dietary guidelines, herbs, supplements, homeopathics, or therapeutic exercise without having completed the required practitioner training pursuant to Subsections 58-72-102(5)(b)(ii) and R156-72-102(2); or

(6) administering venous injections, immunizations, or controlled substances.

**KEY: acupuncture, licensing**

**Date of Last Change: December 24, 2024**

**Notice of Continuation: September 7, 2021**

**Authorizing, and Implemented or Interpreted Law: 58-72-101; 58-1-106(1)(a); 58-1-202(1)(a)**