

Amendment to SB 282

1 Amend the bill by replacing sections 4 and 5 with the following:

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3 4 License Issuance; Certification. RSA 328-G:9, II is repealed and reenacted to read as follows:

4 II. The board shall issue a license to any applicant who satisfies all of the following
5 requirements:

6 (a) Has reached the age of majority.

7 (b) Has current, active NCCAOM certification, or prior NCCAOM certification with
8 documentation of continuing education pursuant to paragraph X of this section, or equivalent
9 certification approved by the board through examination or Credentials Documentation Review.

10 (c) Has paid the required license application fee and filed the board approved licensure
11 application.

12 (d) Is of good professional character.

13 (e)(1) Has earned a baccalaureate, registered nurse, or physician's assistant degree from
14 an accredited institution, and has a current, valid license to practice acupuncture from another state
15 whose requirements are substantially equal to or exceed the requirements of RSA 328-G:9, II; or

16 (2) Has successfully completed a post-secondary acupuncture college program which
17 is approved by the Accreditation Commission for Acupuncture and Herbal Medicine ("ACAHM"),
18 including its successors or predecessors, or the board; or

19 (3) Has successfully completed an apprenticeship program that, at the time of
20 completion, was in compliance with certification standards set by NCCAOM, including its successors
21 or predecessors. All applicants seeking licensure via apprenticeship route who have not graduated
22 from an accredited acupuncture school must be able to meet all NCCAOM standards for certification
23 or hold a valid license to practice acupuncture from another state whose requirements are
24 substantially similar to or exceed the requirements of RSA 328-G:9, II.

25 5 License Renewal; Continuing Education. RSA 328-G:9, X is repealed and reenacted to read as
26 follows:

27 X. As a condition of renewal of license, the board shall require each licensee to show proof of
28 having completed for each biennial period continuing education units at approved institutions or as
29 approved by the board in accordance with rules adopted by the board. Maintaining continuous
30 NCCAOM certification shall fulfill the continuing education requirement.

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32 Amend the bill by replacing all after section 6 with the following:

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1 7 Acupuncture; Findings and Purpose; Definitions. Amend RSA 328-G:1 and RSA 328-G:2 to
2 read as follows:

3 328-G:1 Findings and Purpose.

4 I. The general court finds that a significant number of New Hampshire residents choose
5 acupuncture and ~~[oriental]~~ **Asian** medicine to be part of their health care needs and declares that
6 acupuncture and ~~[oriental]~~ **Asian** medicine form a distinct health care profession that affects the
7 public health, safety, and welfare and provides freedom of choice in health care.

8 II. The purpose of this chapter is:

9 (a) To provide standards for the licensing and regulation of acupuncturists in order to
10 protect the public health, safety, and welfare.

11 (b) To ensure that acupuncture and ~~[oriental]~~ **Asian** medical therapies practiced by
12 qualified persons are available to the people of New Hampshire.

13 (c) To provide a means of identifying qualified acupuncturists.

14 328-G:2 Definitions.

15 In this chapter:

16 I. "Acupuncture" means primarily the insertion of needles through the skin at certain points
17 on the body, with or without the application of electric current and/or heat, for the purpose of
18 promoting health and balance as defined by the principles of ~~[oriental]~~ **Asian** medicine.

19 II. "Acupuncturist" means a person licensed to practice acupuncture as defined in this
20 chapter, and whose license is in good standing.

21 III. "Board" means the board of acupuncture licensing established under RSA 328-G:3.

22 IV. "Cupping" means a therapeutic method of ~~[oriental]~~ **Asian** medicine that utilizes a
23 partial vacuum created in a glass dome or cup that is then applied to a particular area of the body.

24 V. "Moxibustion" means the thermal stimulation of acupuncture points or specific body
25 areas by utilizing the burning of the dried form of the herb, *Artemisia Vulgaris*; the heat may be
26 applied on or above specific points or areas or on the acupuncture needle itself.

27 VI. ~~["ACAOM"]~~ **"ACAHM"** means the Accreditation Commission for Acupuncture and
28 ~~[Oriental]~~ **Herbal** Medicine, *including its predecessors and successors*.

29 VII. "NCCAOM" means the National Certification Commission for Acupuncture and
30 Oriental Medicine, *including its predecessors and successors*.

31 VIII. "~~[Oriental]~~ **Asian** medicine" means the distinct system of health care that diagnoses
32 and treats illness, injury, pain, or other conditions by controlling and regulating the flow and
33 balance of energy to restore and maintain health.

34 IX. "Acupuncture detoxification," also known as acu-detox, means the treatment by means of
35 the insertion of acupuncture needles in a combination of points on the ear.

36 X. "Acupuncture detoxification specialist," known as an ADS, means an individual certified
37 by the board to practice acupuncture detoxification in this state.

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1 XI. "NADA" means the National Acupuncture Detoxification Association, *including its*
2 *predecessors and successors*.

3 XII. "NADA training" means the standardized auricular acupuncture protocol developed by
4 NADA that is in effect on July 1, 2017.

5 8 Acupuncture; Scope of Practice. Amend RSA 328-G:10, I to read as follows:

6 I. Under this chapter the scope of practice of acupuncture shall include the allied techniques
7 and modalities of [~~oriental~~] **Asian** medicine, both traditional and modern. The scope of practice
8 shall include: diagnostic procedures; electrical and magnetic stimulation; moxibustion and other
9 forms of heat therapy; cupping and scraping techniques; dietary, nutritional, and herbal therapies;
10 lifestyle counseling; acupressure; and massage.

11 9 Contingency. If HB 1192 of the 2022 regular legislative session becomes law, then this act
12 shall take effect at 12:01 a.m. on the effective date of HB 1192. If HB 1192 does not become law,
13 then sections 1-8 of this act shall take effect 60 days after passage of this act.

14 10 Effective Date.

15 I. Sections 1-8 of this act shall take effect as provided in section 9 of this act.

16 II. The remainder of this act shall take effect upon its passage.