

65-7605. Persons not required to hold acupuncturist license. (a) The following shall be exempt from the requirements for an acupuncture license pursuant to this act:

- (1) Any person licensed in this state to practice medicine and surgery, osteopathy, dentistry or podiatry, a licensed chiropractor or a licensed naturopathic doctor, if the person confines the person's acts or practice to the scope of practice authorized by their health professional licensing laws and does not represent to the public that the person is licensed under this act;
 - (2) any herbalist or herbal retailer who does not hold oneself out to be a licensed acupuncturist;
 - (3) any health care provider in the United States armed forces, federal facilities and other military service when acting in the line of duty in this state;
 - (4) any student, trainee or visiting teacher of acupuncture, oriental medicine or herbology who is designated as a student, trainee or visiting teacher while participating in a course of study or training under the supervision of a licensed acupuncturist licensed under this act in a program that the council has approved. This includes continuing education programs and any acupuncture or herbology programs that are a recognized route by the NCCAOM, or its equivalent, to certification;
 - (5) any person rendering assistance in the case of an emergency or disaster relief;
 - (6) any person practicing self-care or any family member providing gratuitous care, so long as such person or family member does not represent or hold oneself out to the public to be an acupuncturist;
 - (7) any person who massages, so long as such person does not practice acupuncture or hold oneself out to be a licensed acupuncturist;
 - (8) any person whose professional services are performed pursuant to delegation by and under the supervision of a practitioner licensed under this act;
 - (9) any team acupuncturist or herbology practitioner, who is traveling with and treating those associated with an out-of-state or national team that is temporarily in the state for training or competition purposes; and
 - (10) any person licensed as a physical therapist when performing dry needling, trigger point therapy or services specifically authorized in accordance with the provisions of the physical therapy practice act.
- (b) This section shall take effect on and after July 1, 2017.

History: L. 2016, ch. 92, § 10; July 1.