

RULEMAKING NOTICE FORM

Notice Number _____

Rule Number Acp 400 various

<p>1. Agency Name & Address:</p> <p>Board of Acupuncture Licensing c/o Office of Professional Licensure & Certification 7 Eagle Square Concord, NH 03301</p>	<p>2. RSA Authority: <u> RSA 328-G:7, III and RSA 541-A:16, I(b) </u></p> <p>3. Federal Authority: <u> n/a </u></p> <p>4. Type of Action:</p> <p>Adoption _____</p> <p>Repeal _____</p> <p>Readoption <u> X </u></p> <p>Readoption w/amendment <u> X </u></p>
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5. Short Title: **License renewal and Continuing Education**

6. (a) Summary of what the rule says and of any proposed amendments:

Acp 401.01 describes the period for which a renewal license is valid and is being readopted.

Acp 401.03 describes the renewal application form and is being readopted with amendment to remove the requirement to name all professional development activities to fulfil the 30 unit requirement to renew and include the documents with the form and add the a “Yes” or “No” question “Have you completed 30 hours of continuing education as described in Acp 401.01”.

Acp 401.05 describes the denial of a renewal application and is being readopted.

Acp 402.01 and Acp 402.02 describes the continuing education and failure to satisfy the CE requirement and is being readopted with amendment to clarify that the 30 CE units are at approved institutions or as approved by the Board, active NCCAOM fulfill all 30 hours, and describe 15 units directly related to acupuncture and 15 indirectly related to acupuncture. Further the indirect hours shall consist of at least 2 units in safety and 2 in ethics.

Acp 402.05 Acp- 402.06 describes Board approval of continuing education courses and notification of course approval and is being readopted with amendment as follows:

- **Change ACAOM to ACAHOM;**
- **Change the name of the “American Association of Acupuncture and Oriental Medicine” to “American Association of Acupuncture and Asian Medicine”.**
- **Remove the requirement to provide a statement that attendance shall be checked at least twice per session from the course requirement; and**
- **Remove the requirement for the board to keep an updated list of approved courses that will be available to any person upon request.**

Acp 403.01 describes notice of imposition of sanctions and is being readopted.

Acp 403.01 describes administrative fines and is being readopted.

Acp 403.03 describes immediate license suspension and is being readopted.

Acp 403.04 describes voluntary license surrender when disciplinary allegations are pending and is being readopted.

6. (b) Brief description of the groups affected:

Licensed Acupuncturists

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

RULE	SPECIFIC STATE STATUTE THE RULE IMPLEMENTS
Acp 401.01	RSA 328-G:9, IX and RSA 328-G:7, II & III
Acp 401.03	RSA 328-G:7, I & III and RSA 328-G:9, IX & X
Acp 401.05	RSA 541-A:29, RSA 541-A:30, I, RSA 328-G:9, II, IX & X and RSA 328-G:7, III
Acp 402.01	RSA 328-G:9, X and RSA 328-G:7, III
Acp 402.02	RSA 328-G:9, X and RSA 328-G:7, III
Acp 402.05	RSA 328-G:9, X and RSA 328-G:7, III
Acp 402.06	RSA 328-G:9, X and RSA 328-G:7, III
Acp 403.01	RSA 328-G:12 and RSA 541-A:30, III
Acp 403.02	RSA 328-G:12, III(a)(4)
Acp 402.03	RSA 328-G:9, X and RSA 328-G:7, III
Acp 402.04	RSA 328-G:9, X and RSA 328-G:7, III
Acp 403.05	RSA 328-G:12, II

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name: **Tina Kelley** Title: **Program Specialist IV**
 Address: **Office of Professional Licensure and Certification** Phone #: **(603) 271-5247**
7 Eagle Square Fax#: **None**
Concord, NH 03301 E-mail: **OPLC-Rules@oplc.nh.gov**

TTY/TDD Access: Relay NH 1-800-735-2964 or dial 711 (in NH)

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **Mon., August 1, 2022 at 4:00 pm.**

Fax E-mail Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Friday, July 22, 2022 at 10:00 a.m.**
 Place: **Office of Professional Licensure and Certification**
7 Eagle Square
Concord, NH 03301

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

FIS # 22:104, dated 5/31/2022

1. **Comparison of the costs of the proposed rule(s) to the existing rule(s):**
There is no difference in cost when comparing the proposed rules to the existing rules.
2. **Cite the Federal mandate. Identify the impact on state funds:**
No federal mandate, no impact on state funds.
3. **Cost and benefits of the proposed rule(s):**
 - A. **To State general or State special funds:**
None
 - B. **To State citizens and political subdivisions:**
None
 - C. **To independently owned businesses:**
None

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

These rules do not violate Part I, Article 28-a of the New Hampshire Constitution. These rules do not mandate or assign this program to any political subdivision in any way.