

**ADOPTED REGULATION OF THE
BOARD OF MASSAGE THERAPY**

LCB File No. R028-25

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: § 1, NRS 640C.320.

A REGULATION relating to massage therapy; requiring a structural integration practitioner to drape a client under certain circumstances; authorizing the exposure of the breast of the client of a massage therapist or structural integration practitioner under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Board of Massage Therapy to establish requirements relating to sanitation, hygiene and safety in the practice of massage therapy, reflexology and structural integration. (NRS 640C.320) Existing law prohibits a massage therapist or structural integration practitioner from massaging, touching or applying any instrument to the breasts of any person unless the person has signed a written consent form. (NRS 640C.700) Existing regulations require a massage therapist to drape a client so that the client's genitals, gluteal cleft and breast are not exposed during the massage. (NAC 640C.340) **Section 1** of this regulation expands this requirement to additionally apply to structural integration practitioners. **Section 1** authorizes a massage therapist or structural integration practitioner to expose the breast of: (1) a client who is not female where such exposure is not otherwise prohibited; and (2) a female client for a therapeutic or medical purpose under certain prescribed conditions. **Section 1** also provides that the Board will revoke the license of a massage therapist or structural integration practitioner who exposes the breast of a female client without satisfying those conditions.

Section 1. NAC 640C.340 is hereby amended to read as follows:

640C.340 **1. *Except as otherwise provided in subsection 2, a ~~massage therapist or structural integration practitioner~~*** shall drape a client, including, without limitation, a client who has signed a written consent form pursuant to paragraph (c) of subsection 4 of NRS 640C.700, by covering the client with a towel, sheet, blanket, linen or other covering in such a manner that:

~~{1.1}~~ (a) The client's genitals ~~{H}~~ and gluteal cleft and , *if the client is female, the client's* breasts are not exposed; and

~~{2.1}~~ (b) Neither the massage *or structural integration, as applicable*, nor the movement of the body expose the client's genitals ~~{H}~~ or gluteal cleft or , *if the client is female, the client's* breasts.

2. *A massage therapist or structural integration practitioner may expose the breast of a female client to massage the breast or administer structural integration to the breast, as applicable, if:*

(a) The massage or structural integration, as applicable, is for a therapeutic or medical purpose, which may include, without limitation, the reduction of scar tissue following a surgery on the breast, the release of myofascial binding or improving lymphatic flow;

(b) The massage therapist or structural integration practitioner obtains informed, written consent on a form prescribed by the Board before the massage or structural integration, as applicable;

(c) The massage therapist or structural integration practitioner has received at least 48 hours of continuing education credits in person in any of the following:

- (1) Anatomy and physiology of the breast;*
- (2) Pathology, indications and contraindications;*
- (3) Therapeutic treatment of the breast;*
- (4) Client safety related to massage of the breast or the administration of structural integration to the breast;*
- (5) Lymphatic massage, which must include education on lymphatic massage of the breast;*

(6) Myofascial release massage, which must include education on myofascial release massage of the breast; or

(7) Oncology massage;

(d) The massage therapist or structural integration practitioner has:

(1) Received a written request for massage of the breast or the administration of structural integration to the breast, as applicable, from the client;

(2) Been presented with a valid prescription for massage of the breast or the administration of structural integration to the breast, as applicable; or

(3) Verified that the client has received a referral from a qualified medical professional for massage of the breast or the administration of structural integration to the breast, as applicable;

(e) Not later than 24 hours before the massage or structural integration, as applicable, the massage therapist or structural integration practitioner conducts a consultation, which must include a written description and explanation of the massage or structural integration, with the client; and

(f) The massage therapist or structural integration practitioner obtains verbal permission from the client before uncovering the breast.

3. A massage therapist or structural integration practitioner who exposes the breast of a female client pursuant to subsection 2 shall maintain the form on which the client provides consent pursuant to paragraph (b) of subsection 2 for at least 2 years after the date of treatment.

4. The Board will revoke the license of a massage therapist or structural integration practitioner if the Board determines, after notice and the opportunity for a hearing pursuant

to NRS 640C.750, that the massage therapist or structural integration practitioner has exposed the breast of a female client and failed to comply with subsection 2 or 3. A massage therapist or structural integration practitioner whose license is so revoked may apply for reinstatement not less than 3 years after the date of the revocation.

5. As used in this section, “qualified medical professional” means:

- (a) A physician licensed pursuant to chapter 630, 630A or 633 of NRS;*
- (b) A physician assistant licensed pursuant to chapter 630 or 633 of NRS;*
- (c) An advanced practice registered nurse;*
- (d) A physical therapist;*
- (e) An occupational therapist;*
- (f) A psychologist;*
- (g) A chiropractic physician; and*
- (h) A doctor of Oriental medicine.*