

**STATE OF NEVADA
BOARD OF MASSAGE THERAPY**

**INFORMATIONAL STATEMENT
LCB File No. R017-24**

The following informational statement is provided pursuant to NRS 233B.066

(a) A clear and concise explanation of the need for the adopted regulation.

The Nevada Board of Massage Therapy (“Board”) needs changes to the Nevada Administrative Code (“NAC”) Chapter 640C, to enhance and strengthen the regulations governing massage therapy, reflexology, and structural integration. The Board needs to revise the number of hours required to obtain a license as a massage therapist because of a federal regulation that will be effective on July 1 which, without the change, may result in the loss of access to certain federal loans. The Board also is realigning the subjects required for a program of massage therapy to be approved by the Board to ensure proper education of students.

(b) A description of how public comment was solicited, a summary of the public response and an explanation of how other interested persons may obtain a copy of the summary.

Public comment was solicited by conducting a public workshop and then noticed and conducted a public hearing on this matter.

Public comment was supportive of the regulation with some Board members discussing the ability to grandfather certain individuals who enrolled in a program of massage therapy before the effective date of the regulation to allow them to continue to qualify for a license with the lower hour requirement. The Board discussed these changes, and ultimately determined to revise the regulation to allow for the effective date of the regulation to allow individuals who enrolled in a program of massage therapy to qualify for a license despite not completing the hours set forth

~~in this regulation.~~ Interested persons may review a copy of the summary of the public response by contacting Elisabeth Barnard, Executive Director for the Board, at ebarnard@lmt.nv.gov or 775-687-9951.

(c) The number of persons who:

(1) Attended each hearing: 22 individuals attended the hearing.

(2) Testified at each hearing: 6 individuals testified at the hearing.

(3) Submitted to the agency written statements: 5 individuals submitted written comments for the hearing.

(d) For each person identified in subparagraphs (2) and (3) of paragraph (c), the following information if provided to the agency conducting the hearing: (1) name (2) telephone number; (3) business address; (4) business telephone number; electronic mail; name of organization.

People who testified:

Elaine Willemse – ITEC - elainewillemse@vtctgroup.org.uk

Fae Major – ITEC - faemajor@vtctgroup.org.uk

Niall Rafferty – ITEC - niallrafferty@vtctgroup.org.uk

Tori Sadiki – Professional Massage Inc - tori@professionalmassageinc.com

Rolando Coro – Professional Massage Inc – info@professionalmassageinc.com
Johnny Yippie – AMO – johnny@amoschool.com

Written comments received from:

Elaine Willemse – ITEC - elainewillemse@vtctgroup.org.uk

Ruth McGrath – ITEC – ruthmcgrath@vtctgroup.org.uk

Nathan O’Hara – Fu Zu Ba - nathan@fuzuba.com

Tori Sadiki – Professional Massage Inc - tori@professionalmassageinc.com

Robert Benson – Associated Bodywork & Massage Professionals - bob@abmp.com

(e) A description of how comment was solicited from affected businesses, a summary of their response and an explanation of how other interested persons may obtain a copy of the summary.

Public comment was solicited by a public workshop and a public hearing on this matter.

Public comment was supportive of the regulation with some Board members discussing the ability to grandfather certain individuals who enrolled in a program of massage therapy before the effective date of the regulation to allow them to continue to qualify for a license with the lower hour requirement. The Board discussed these changes, and ultimately determined to revise the regulation to allow for the effective date of the regulation to allow individuals who enrolled in a program of massage therapy to qualify for a license despite not completing the hours set forth in this regulation.

Interested persons may review a copy of the summary of the public response by contacting Elisabeth Barnard, Executive Director for the Board, at ebarnard@lmt.nv.gov or 775-687-9951.

(f) If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.

The regulation was adopted with one minor change. The Board revised the regulation to allow for the effective date of the regulation to allow individuals who enrolled in a program of massage therapy to qualify for a license despite not completing the hours set forth in this regulation.

(g) The estimated economic effect of the regulation on the business which it is to regulate and on the public. These must be stated separately, and in each case must include:

(1) Both adverse and beneficial effects:

Adverse effects: There are no adverse effects of this regulation on the businesses it regulates. There are no adverse effects on the public.

Beneficial effects: Benefits for the massage students will be that with the change in the number of hours the students will continue to be eligible for certain federal loans.

Benefits to the businesses are that their student will continue to be eligible for certain federal loans and improved educational content.

(2) Both immediate and long-term effects:

Immediate effects: Immediate effects for businesses is that students will continue to be eligible for certain federal loans to attend the schools. Immediate effects for the public is that students will continue to be eligible for certain federal loans.

Long-term effects: Long term effects for businesses is that students will continue to be eligible for certain federal loans and be able to afford the costs of attendance at the school. Long term effects for the public is that students will continue to be eligible for certain federal loans and be able to afford the costs of attending the school.

(h) The estimated cost to the agency for enforcement of the proposed regulation.

There are no costs to the Board for implementation of this regulation.

(i) A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

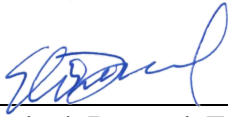
There are no other state or government agencies that overlap this regulation. This regulation does not overlap or duplicate a federal regulation, however, a federal regulation that is due to take effect on July 1, 2024, impacts students access to certain types of federal financial aid and as such, the Board is enacting this regulation to ensure that the students can continue to access that financial aid, without this regulatory changes, students would not be able to access that financial aid.

(j) If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.

This regulation does not contain any provisions which are more stringent than a federal regulation that regulates the same activity.

(k) If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

This regulation does not impose a fee.



Elisabeth Barnard, Executive Director
Nevada State Board of Massage Therapy