

**PROPOSED REGULATION OF THE
STATE BOARD OF ORIENTAL MEDICINE**

LCB FILE NO. R024-24I

**The following document is the initial draft regulation proposed
by the agency submitted on 02/20/2024**

NAC 634A Changes (Post Workshop)

NAC 634A.165 Fees of Board. (634A.070, 634A.110, 634A.160, 634A.165) The Board will charge and collect the following fees:

<i>Original application for licensure as a doctor of Oriental medicine</i>	—\$1,000.00
.....	\$900
<i>Renewal of active license before February 1</i>	—700.00
.....	\$600
Renewal of inactive license before February 1.....	500.00
Penalty for late renewal of license within 90 days after February 1.....	100.00
Penalty for late renewal of license more than 90 days after February 1.....	200.00
Penalty for reinstatement of cancelled license.....	200.00
Original application for use of fictitious name.....	100.00
Replacement of pocket license	—100.00
Replacement of license.....	200.00
<i>Original fee for practical examination</i>	—1,000.00
.....	\$900
Reexamination fee for practical examination.....	500.00
Transfer of license from active status to inactive status.....	200.00
Transfer of license from inactive status to active status.....	500.00
Approval of course of continuing education.....	100.00
Temporary certificate for lecturing or training	—100.00
Check returned for insufficient funds.....	25.00
For copies of this chapter and chapter 634A of NRS	—10.00
For other copies, per page	—0.25
For other copies, per compact disc or tape recording.....	20.00
Original application fee for a school or college of Oriental medicine.....	2,000.00

Annual fee for approval of curriculum before February 1.....	1,000.00
<i>License renewal fee for military members and spouses before February 1.....</i>	<i>\$500</i>

NAC 634A.080 Evidence of qualifications of applicant; approval of program of study. (NRS 634A.070, 634A.080, 634A.140)

1. An applicant for a license to practice Oriental medicine must submit, together with his or her application, evidence that he or she has successfully completed a 4-year program of study, or its equivalent, in Oriental medicine at a school or college of Oriental medicine which is approved by the Board.

2. If the application is submitted pursuant to subsection 1 of NRS 634A.140, the applicant must submit evidence showing that he or she has earned a bachelor's degree from an accredited college or university in the United States.

3. If the application for licensure by endorsement is submitted pursuant to subsection 2 of NRS 634A.140, the applicant must submit evidence that he or she:

(a) Has lawfully practiced Oriental medicine in another state or foreign country for at least 4 years; and

(b) Holds Oriental Medicine Certification by the National Certification Commission for Acupuncture and Oriental Medicine or its successor organization.

4. For the purposes of subsection 1, the Board may approve a 4-year program of study, or its equivalent, in Oriental medicine at a school or college of Oriental medicine if the Board finds that:

(a) The school or college of Oriental medicine is:

(1) Accredited by the Accreditation Commission for Acupuncture and Oriental Medicine or its successor organization; or

(2) In pre-accreditation status with the Accreditation Commission for Acupuncture and Oriental Medicine or its successor organization and satisfies the requirements of paragraph (b);
or

(3) *Approved by another state licensing agency and the applicant from the school or college of Oriental medicine has a current valid out-of-state license.*

(b) The program of study includes training or instruction in the subjects of acupuncture, moxibustion, herbology, Oriental physiology, Oriental pathology, Oriental diagnosis, tuina or qiqong, biology, ~~chemistry or biochemistry~~, anatomy, Western physiology, Western pathology, Western diagnosis, pharmacology, laboratory and radiology.

(c) The program of study:

(1) Required the completion of at least 2,800 hours of instruction, including not less than 2,500 didactic hours, for a student to have graduated before November 25, 2002; or

(2) Requires the completion of at least 3,000 hours of instruction, including not less than 2,500 didactic hours, for a student to graduate on or after November 25, 2002.

5. For the purposes of subsection 1, the Board will deem a master's degree to be the equivalent of a 4-year program of study if the program of study for the degree conforms to the requirements of paragraphs (b) and (c) of subsection 4.

6. For the purposes of subsections 2 and 3, evidence that the applicant is qualified for licensure as a doctor of Oriental medicine must include certified copies of any diplomas, transcripts, licenses and certificates issued to the applicant. If possible, all certified copies of

official diplomas, transcripts, licenses or certificates must be forwarded directly to the Executive Director from the issuing entity rather than from the applicant.

NAC 634A.135 Continuing education; placement of license on inactive status; reinstatement to active status. (NRS 634A.070, 634A.167)

1. Except as otherwise provided in this section, a licensee shall complete, during each ~~calendar year~~ *period not exceeding 365 days prior to submitting the annual license renewal application*, at least 10 hours of continuing education.

2. A licensee may only receive credit for hours of continuing education in courses that have been approved by the Board pursuant to NAC 634A.137.

3. Beginning with the 2003 calendar year, a licensee who earns more than 10 hours of credit for continuing education in any calendar year may carry forward up to 10 hours of excess credit and apply such excess credit to the educational requirements for the next calendar year if the licensee indicates in writing, at the time he or she submits the form for renewal of his or her license pursuant to NRS 634A.167, that the licensee intends to carry forward such excess credit.

4. A licensee who is not practicing in this State may request the Board to classify his or her license as inactive. A person who holds an inactive license is exempt from the requirements set forth in this section regarding continuing education.

5. A person who is requesting the Board to change the classification of his or her license from inactive to active must:

(a) Satisfy the requirements of continuing education for the year in which the person seeks to reclassify his or her license;

(b) Submit proof to the Board that the person has satisfied the applicable requirements; and

(c) Submit the fee set forth in NAC 634A.165.

~~**NAC 634A.125 Issuance of temporary certificate for seminar, lecture or teaching. (NRS 634A.070, 634A.165) A person who is not a licensee may be issued a temporary certificate pursuant to NRS 634A.165 if:**~~

~~1. The person submits an application to the Board, on a form provided by the Board, that includes:~~

~~—(a) The curriculum vitae of the applicant;~~

~~—(b) The specific topic concerning Oriental medicine or acupuncture which is the subject of the seminar, lecture or teaching;~~

~~—(c) The specific dates for which the temporary certificate is requested; and~~

~~—(d) Evidence that the person is competent with respect to the specific topic concerning Oriental medicine or acupuncture which is the subject of the seminar, lecture or teaching;~~

~~2. The person submits the appropriate fee for issuance of a temporary certificate pursuant to NAC 634A.165; and~~

~~3. The Board approves the application at a meeting of the Board.~~