

**PROPOSED REGULATION OF THE  
STATE BOARD OF HEALTH**

**LCB File No. R158-17**

January 18, 2018

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

AUTHORITY: §§1 and 3, NRS 640D.090, 640D.110 and 640D.130 and section 3 of Senate Bill No. 69, chapter 518, Statutes of Nevada 2017, at page 3510; §2, NRS 640D.090 and section 3 of Senate Bill No. 69, chapter 518, Statutes of Nevada 2017, at page 3510.

A REGULATION relating to music therapists; prescribing the requirements for licensure by endorsement; authorizing the Executive Officer of the State Board of Health to request certain documents from an applicant for licensure or holder of a license; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law requires certain regulatory bodies to adopt regulations providing for the issuance of a license by endorsement to engage in an occupation or profession in this State to any natural person who: (1) holds a corresponding valid and unrestricted license to engage in that occupation or profession in the District of Columbia or any state or territory of the United States; (2) possesses qualifications that are substantially similar to the qualifications required for issuance of a license to engage in that occupation or profession in this State; and (3) meets certain other requirements. (Section 3 of Senate Bill No. 69, chapter 518, Statutes of Nevada 2017, at page 3510) **Section 2** of this regulation prescribes the requirements for licensure by endorsement as a music therapist.

Existing law provides for the licensure of music therapists by the State Board of Health. (NRS 640D.110-640D.150) **Section 3** of this regulation authorizes the Executive Officer of the Board to request any documents from an applicant for or holder of a license that the Executive Officer determines are necessary to carry out the duties of the Executive Officer concerning the licensure of music therapists.

**Section 1.** Chapter 640D of NAC is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this regulation.

**Sec. 2. 1.** *The Executive Officer may issue a license by endorsement to an applicant who is certified as a music therapist by the Certification Board for Music Therapists or its successor organization and holds a corresponding and unrestricted license as a music therapist in the District of Columbia or any state or territory of the United States if the applicant:*

*(a) Provides to the Executive Officer the name of the state or territory of the United States, or the District of Columbia, in which the applicant holds a corresponding and unrestricted license and the number of that license;*

*(b) Attests, under penalty of perjury, that he or she meets the requirements of paragraphs (a) to (f), inclusive, of subsection 2 of section 3 of Senate Bill No. 69, chapter 518, Statutes of Nevada 2017, at page 3510;*

*(c) Complies with the requirements of paragraphs (g) and (h) of subsection 2 of section 3 of Senate Bill No. 69, chapter 518, Statutes of Nevada 2017, at page 3510; and*

*(d) Submits to the Executive Officer the information required by NRS 640D.120 and NAC 640D.050.*

**2.** *For the purposes of paragraph (h) of subsection 2 of section 3 of Senate Bill No. 69, chapter 518, Statutes of Nevada 2017, at page 3510, a corresponding and unrestricted license as a music therapist in the District of Columbia or any state or territory of the United States shall be deemed to be proof that the applicant has previously passed a comparable criminal background check if the applicant was required to pass such a background check, including,*

*without limitation, the submission of fingerprints to the Federal Bureau of Investigation, as a condition for obtaining that license.*

*Sec. 3. The Executive Officer may request any documents from an applicant for a license or the holder of a license that the Executive Officer determines are necessary to carry out the duties prescribed in NAC 640D.050 to 640D.100, inclusive, and sections 2 and 3 of this regulation.*