

Assembly Bill No. 21–Assemblywomen Giunchigliani  
and Gibbons

CHAPTER.....

AN ACT relating to Oriental medicine; revising the qualifications for members of the State Board of Oriental Medicine; revising the requirements for a license to practice Oriental medicine; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

**Section 1.** NRS 634A.030 is hereby amended to read as follows:

634A.030 1. The State Board of Oriental Medicine, consisting of five members appointed by the Governor, is hereby created.

2. ~~The Governor shall appoint to the Board:~~

~~—(a) Three members who are licensed pursuant to this chapter.~~

~~—(b) Two members who are representatives of the general public.~~

~~—3.]~~ Each member of the Board shall, before entering upon the duties of his office, take the oath of office prescribed by the Constitution before someone qualified to administer oaths.

**Sec. 2.** NRS 634A.040 is hereby amended to read as follows:

634A.040 ~~{All members of the Board shall be}~~

*1. The Governor shall appoint three members to the Board who:*

*(a) Have a license issued pursuant to this chapter;*

*(b) Currently engage in the practice of Oriental medicine in this state, and have engaged in the practice of Oriental medicine in this state for at least 3 years preceding appointment to the Board;*

*(c) Are citizens of the United States ; and*

*(d) Are residents of the State of Nevada ~~H~~ and have been for at least 1 year preceding appointment to the Board.*

*2. The Governor shall appoint one member to the Board who:*

*(a) Is licensed pursuant to chapter 630 of NRS by the Board of Medical Examiners as a physician;*

*(b) Does not engage in the administration of a facility for Oriental medicine or a school for Oriental medicine;*

*(c) Does not have a pecuniary interest in any matter pertaining to Oriental medicine, except as a patient or potential patient;*

*(d) Is a citizen of the United States; and*

*(e) Is a resident of the State of Nevada and has been for at least 1 year preceding appointment to the Board.*

*3. The Governor shall appoint one member to the Board who:*

- (a) Does not engage in the administration of a facility for Oriental medicine or a school for Oriental medicine;*
- (b) Does not have a pecuniary interest in any matter pertaining to Oriental medicine, except as a patient or potential patient;*
- (c) Is a citizen of the United States; and*
- (d) Is a resident of the State of Nevada and has been for at least 1 year preceding appointment to the Board.*

**Sec. 3.** NRS 634A.120 is hereby amended to read as follows:

634A.120 1. Each applicant for a license to practice as a doctor of Oriental medicine must pass:

(a) An examination in Oriental medicine that is administered by a national organization approved by the Board; and

(b) A practical examination approved by the Board that tests the applicant's knowledge and understanding of ~~the~~:

- (1) Basic medical science;*
- (2) Acupuncture;*
- (3) Herbal medicine;*
- (4) Oriental medicine;*
- (5) English proficiency; and*
- (6) The laws and regulations of this state relating to health and safety in the practice of Oriental medicine.*

**2. The Board may establish by regulation:**

*(a) Additional subject areas to be included in the practical examination; and*

*(b) Specific methods for the administration of the practical examination, including, but not limited to, written, oral, demonstrative, practical or any combination thereof.*

**3.** The Board shall contract for the preparation, administration and grading of the practical examination.

~~[2]~~ **4.** Except as otherwise provided in subsection ~~[3]~~ **5**, the Board shall offer the practical examination at least two times each year at a time and place established by the Board.

~~[3]~~ **5.** The Board may cancel a scheduled practical examination if, within 60 days before the examination, the Board has not received a request to take the examination.

~~[4]~~ **6.** A person who fails the practical examination may retake the examination.

**Sec. 4.** Notwithstanding the amendatory provisions of sections 1 and 2 of this act, each person serving as a member of the State Board of Oriental Medicine on October 1, 2003, may continue to serve until the expiration of his term.