

**44TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION,  
2000**

AN ACT

RELATING TO LICENSING; ENACTING A NEW SECTION OF THE NMSA  
1978 TO EXEMPT CERTAIN PERSONS AND ACTIVITIES FROM THE  
APPLICATION OF THE MASSAGE THERAPY PRACTICE ACT; DECLARING AN  
EMERGENCY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Massage Therapy  
Practice Act is enacted to read:

"[NEW MATERIAL] EXEMPTIONS.--Nothing in the Massage  
Therapy Practice Act shall be construed to prevent:

A. qualified members of other recognized  
professions that are licensed or regulated under New Mexico  
law from rendering services within the scope of their license  
or regulation; provided that they do not represent themselves  
as massage therapists;

B. students from rendering massage therapy

1 services within the course of study of an approved massage  
2 therapy school and under the supervision of a licensed  
3 massage therapy instructor;

4 C. visiting massage therapy instructors from  
5 another state or territory of the United States, the District  
6 of Columbia or any foreign nation from teaching massage  
7 therapy; provided that the instructor is duly licensed or  
8 registered, if required, and is qualified in his place of  
9 residence for the practice of massage therapy. The board  
10 shall establish by rule the duration of stay for a visiting  
11 massage therapy instructor; and

12 D. sobadores, Hispanic traditional healers, Native  
13 American healers, reflexology practioners whose practice is  
14 limited to hands, feet and ears or other healers who do not  
15 manipulate the soft tissues for therapeutic purposes from  
16 practicing those skills. Healers who use these practices but  
17 apply for a license or registration pursuant to the Massage  
18 Therapy Practice Act shall comply with all licensure  
19 requirements of that act."

20 Section 2. EMERGENCY.--It is necessary for the public  
21 peace, health and safety that this act take effect  
22 immediately.