

Regulations of the Commissioner

Part 78, Massage Therapy

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§ 78.1 Professional study of massage therapy.

To meet the professional educational requirement for admission to the licensing examination, the applicant shall present evidence of:

- a. high school graduation or its equivalent; and
 - b. completion of a massage therapy program registered by the department pursuant to Part 52 of this Title or determined by the department to be equivalent in scope and content to a registered program; and
 - c. applicants who graduated from a registered program of massage therapy or its equivalent more than three years before licensure shall present satisfactory evidence of having a current certificate in cardiopulmonary resuscitation (CPR).
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§ 78.2 Licensing examination.

- a. Content. The examination shall include, but not be limited to, basic and clinical science subjects, and massage therapy, including the theory and procedures of western and oriental massage therapy.
 - b. Passing score. The passing score on the licensing examination shall be 75.0 as determined by the State Board for Massage.
 - c. Review and rescoring of examinations will be conducted in accordance with section 59.5(g) of this Title.
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§ 78.3 Limited permits.

The department may issue a limited permit in massage, as provided in section 7806 of the Education Law, to applicants who have been admitted to the licensing examination and who have not previously failed such examination.

- a. The limited permit is valid for no more than 12 months or until the results of the next licensing examination for which the applicant is eligible are officially available. It is not renewable.
 - b. Personal supervision, as used in section 7806(3) of the Education Law, shall mean that a supervising massage therapist shall be present on the premises at all times when professional massage therapy services are being rendered by the holder of the limited permit, and shall exercise that degree of supervision appropriate to the circumstances.
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§ 78.4 Licensure by endorsement.

An applicant for endorsement of a license in massage therapy issued by another state, country, or territory shall meet all of the requirements of either Path A, as prescribed in subdivision (a) of this section, or Path B, as prescribed in subdivision (b) of this section.

- a. Path A. The applicant for endorsement of a license in massage therapy issued by another state, country, or territory shall:
 1. meet the requirements of section 59.6 of this Title;
 2. meet the professional education requirements prescribed in section 78.1 of this Part;

3. have a current certificate in cardiopulmonary resuscitation (CPR);
4. provide evidence satisfactory to the State Board for Massage Therapy and acceptable to the department of at least two years of acceptable professional experience in massage therapy in the state, country, or territory where licensed and following licensure in such jurisdiction, based upon a determination that such professional experience includes but is not limited to western and/or oriental massage therapy techniques;
5. pass a written examination for licensure in the state, country, or territory in which the applicant is licensed to practice massage therapy, which is:
 - i. satisfactory to the State Board for Massage Therapy and acceptable to the department, based upon the determination that it is comparable in scope and content to that approved pursuant to section 78.2 of this Part; or
 - ii. satisfactory to the State Board for Massage Therapy and acceptable to the department, based upon the determination that limitations in the examination's scope and content, as compared to the examination approved pursuant to section 78.2 of this Part, are addressed by the applicant through meeting the professional experience requirement, as prescribed in paragraph (4) of this subdivision; and
6. be in good standing as a licensee in each jurisdiction in which the applicant is licensed to practice massage therapy.

Path B. The applicant for endorsement of a license in massage therapy issued by another state, country, or territory shall:

1. meet the requirements of section 59.6 of this Title;
2. present evidence of high school graduation or its equivalent;
3. have completed a massage therapy program of at least 500 clock hours at a school or institute of massage therapy;
4. have completed at least 800 clock hours of classroom instruction, including but not limited to classroom instruction taken within the massage therapy program prescribed in paragraph (3) of this subdivision, comprised of:
 - i. at least 300 clock hours of classroom instruction that includes study in each of the following subjects: anatomy, physiology, neurology, myology or kinesiology, pathology, hygiene, and first aid; and
 - ii. at least 200 clock hours of classroom instruction that includes study in massage theory and technique, including at least 50 clock hours in oriental theory and technique and at least 50 clock hours in western theory and technique; and
 - iii. other classroom instruction, if needed to complete the 800 clock hour requirement, in subjects that are related to massage theory, technique, and practice that are satisfactory to the State Board for Massage Therapy and acceptable to the department, which may include but are not be limited to study in cardiopulmonary resuscitation (CPR), the uses, effects, and chemical ingredients of powders, oils, and other products used in the practice of massage therapy, infection control procedures, the recognition of abused and/or neglected patients, and communication skills;
5. have a current certificate in cardiopulmonary resuscitation (CPR);
6. provide evidence satisfactory to the State Board for Massage Therapy and acceptable to the department of at least five years of acceptable professional experience in massage therapy in the state, country, or territory where licensed, following licensure in such jurisdiction, and within 10 years immediately preceding application for licensure by endorsement, based upon a determination that such professional experience includes but is not limited to western and/or oriental massage therapy techniques;
7. pass a written examination for licensure in the state, country, or territory in which the applicant is licensed to practice massage therapy, which is:
 - i. satisfactory to the State Board for Massage Therapy and acceptable to the department, based upon the determination that it is comparable in scope and content to that approved pursuant to section 78.2 of this Part; or
 - ii. satisfactory to the State Board for Massage Therapy and acceptable to the department, based upon the determination that limitations in the examination's scope and content, as compared to the examination approved pursuant to section 78.2 of this Part, are addressed by the applicant through meeting the professional experience requirement, as prescribed in paragraph (4) of this subdivision; and
8. be in good standing as a licensee in each jurisdiction in which the applicant is licensed to practice massage therapy.