

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2023

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SENATE BILL DRS45232-NBf-128

Short Title: North Carolina Healing Arts Commission. (Public)

Sponsors: Senators Krawiec and P. Newton (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO ESTABLISH THE NORTH CAROLINA HEALING ARTS COMMISSION AND  
3 TO CREATE LICENSURE PROCESSES FOR REFLEXOLOGISTS, NATUROPATHIC  
4 DOCTORS, AND MUSIC THERAPISTS.

5 The General Assembly of North Carolina enacts:

6 SECTION 1.(a) Chapter 90 of the General Statutes is amended by adding a new  
7 Article to read:

8 "Article 44.

9 "Healing Arts.

10 "Part 1. North Carolina Healing Arts Commission.

11 "**§ 90-730.1. Title and purpose.**

12 (a) This Article shall be known and may be cited as the "North Carolina Healing Arts  
13 Act."

14 (b) The North Carolina Healing Arts Act is established to safeguard the public health,  
15 safety, and welfare; to protect the public from being harmed by unqualified persons; to assure  
16 the highest degree of professional services and conduct on the part of practitioners of the healing  
17 arts; to provide for the establishment of licensure requirements; and to ensure the availability of  
18 healing arts services of high quality to persons in need of such services.

19 "**§ 90-730.2. Definitions.**

20 The following definitions apply in this Article:

21 (1) Advisory committee. – A committee charged with supervising the day-to-day  
22 regulation of a healing arts profession. Advisory committees shall screen  
23 applicants for licensure and conduct all investigations necessary to give  
24 directions to the Commission.

25 (2) Commission. – The North Carolina Healing Arts Commission, as established  
26 pursuant to G.S. 90-730.3.

27 (3) Healing arts. – The use of allopathic, complementary, or alternative  
28 approaches to the art and science of medicine for the prevention, diagnosis,  
29 and treatment of human physical or mental conditions, diseases, ailments,  
30 illnesses, infirmities, pain, defects, or injuries and the promotion and  
31 restoration of health and wellness.

32 (4) Healing arts profession. – Any of the professions listed in G.S. 90-730.8.

33 (5) North Carolina Healing Arts License. – A license in a healing arts profession  
34 issued pursuant to this Article.

35 "**§ 90-730.3. North Carolina Healing Arts Commission; composition; terms; compensation.**



\* D R S 4 5 2 3 2 - N B F - 1 2 8 \*

1        (a) The North Carolina Healing Arts Commission is hereby created. The Commission  
2 shall consist of the following members: three members of the public and two members of each  
3 healing arts profession. The initial Commission members shall be appointed on or before January  
4 1, 2024, as follows:

5            (1) The General Assembly, upon the recommendation of the President Pro  
6 Tempore of the Senate, shall appoint one reflexologist to serve an initial term  
7 of three years.

8            (2) The General Assembly, upon the recommendation of the Speaker of the House  
9 of Representatives, shall appoint one music therapist to serve an initial term  
10 of two years.

11           (3) The General Assembly, upon the recommendation of the Speaker of the House  
12 of Representatives, shall appoint one naturopathic doctor to serve an initial  
13 term of two years.

14           (4) The Governor shall appoint one reflexologist to serve an initial term of two  
15 years.

16           (5) The Governor shall appoint one music therapist to serve an initial term of three  
17 years.

18           (6) The Governor shall appoint one naturopathic doctor who shall serve an initial  
19 term of one year.

20           (7) The Governor shall appoint one member of the public who shall serve an  
21 initial term of three years.

22        (b) Once the initial terms described in subsection (a) of this section expire, the appointing  
23 authorities shall appoint members to the Commission for terms of three years. Any healing arts  
24 professions created after January 1, 2024, shall have two members on the Commission, both of  
25 whom shall serve three-year terms. One of these members shall be appointed by the Governor.  
26 The second member shall be appointed by the General Assembly. The Speaker of the House of  
27 Representatives shall make a recommendation to be approved by the General Assembly for the  
28 first term, and the President Pro Tempore of the Senate shall make a recommendation to be  
29 approved by the General Assembly for the second term. The Speaker of the House of  
30 Representatives and the President Pro Tempore of the Senate shall thereafter alternate  
31 recommendations for subsequent terms. After the expiration of the initial term of the member of  
32 the public appointed by the General Assembly, the Speaker of the House of Representatives and  
33 the President Pro Tempore of the Senate shall thereafter alternate recommendations for  
34 subsequent terms of the member of the public.

35        (c) Any vacancies on the Commission shall be filled by the appointing authority initially  
36 filling that position, except that any vacancy in appointments by the General Assembly shall be  
37 filled in accordance with G.S. 120-122. Individuals appointed to fill vacancies shall serve until  
38 the normal expiration of the term they were appointed to fill.

39        (d) Members of the Commission shall be citizens of the United States, residents of the  
40 State of North Carolina, and hold a North Carolina Healing Arts License in their respective  
41 healing arts profession under this Article. The initial reflexologist appointee shall have been a  
42 North Carolina resident for at least two years prior to appointment, certified by a national entity  
43 that certifies reflexologists, and eligible for licensure under G.S. 90-730.14. Upon appointment,  
44 the reflexologist appointee must immediately seek to obtain a North Carolina Healing Arts  
45 License in reflexology under this Article and shall remain in good standing with the Commission  
46 during the appointee's term. The initial music therapist appointee shall have been a North  
47 Carolina resident for at least two years prior to appointment, certified by a national entity that  
48 certifies music therapists, and eligible for licensure under G.S. 90-730.24. Upon appointment,  
49 the initial music therapist appointee must immediately seek to obtain a North Carolina Healing  
50 Arts License in music therapy under this Article and shall remain in good standing with the  
51 Commission during the appointee's term. Initial appointees for healing arts professions created

1 after January 1, 2024, shall be North Carolina residents for at least two years prior to  
2 appointment, certified by a national entity that certifies the appointee's healing arts profession,  
3 eligible for licensure under this Article, immediately seek to obtain a North Carolina Healing  
4 Arts License in their respective profession under this Article, and remain in good standing for  
5 the duration of their terms. Public members of the Committee shall not be:

6 (1) An agent or employee trained or experienced in the practice of healing arts.

7 (2) An agent or employee of a person engaged in the practice of healing arts.

8 (3) A spouse of an individual licensed pursuant to this Article.

9 (4) Any person with significant financial interest in a health service or profession.

10 (e) The Commission may remove any of its members for neglect of duty, incompetence,  
11 or unprofessional conduct. A member subject to disciplinary proceedings as a licensed healing  
12 arts professional shall be disqualified from participating in the official business of the  
13 Commission until the charges have been resolved.

14 (f) Any member of the Commission may be removed from office by the Governor for  
15 good cause shown.

16 (g) A Commission member may not receive compensation but may receive  
17 reimbursement as provided in G.S. 93B-5. The officers of the Commission shall include a chair,  
18 a secretary, and any other officers deemed necessary by the Commission to carry out the purposes  
19 of this Article. All officers shall be elected annually by the Commission at its first meeting held  
20 after appointments to the Commission are made. The Commission shall hold a meeting within  
21 45 days after the appointment of new Commission members. All officers shall serve one-year  
22 terms and shall serve until their successors are elected and qualified. No person shall chair the  
23 Commission for more than five consecutive years. The Commission may adopt rules governing  
24 the calling, holding, and conducting of regular and special meetings. A majority of Commission  
25 members present and voting constitutes a quorum, and no action may be taken without a quorum.

26 **"§ 90-730.4. Powers of the Commission.**

27 (a) The Commission shall administer and enforce the provisions of this Article.

28 (b) The Commission shall have the power to adopt, amend, or repeal rules necessary to  
29 conduct its business, carry out its duties, and administer this Article.

30 (c) The Commission shall appoint and maintain advisory committees to fulfill the daily  
31 regulation of healing arts professions.

32 (d) When directed by an advisory committee to do so, the Commission shall issue a North  
33 Carolina Healing Arts License to practice the healing art governed by the advisory committee  
34 directing the issuance of the North Carolina Healing Arts License.

35 (e) When directed by an advisory committee to do so, the Commission shall deny,  
36 suspend, or revoke North Carolina Healing Arts Licenses; order probation; issue reprimands; or  
37 conduct any disciplinary actions authorized by this Article.

38 (f) The Commission may authorize expenditures deemed necessary to carry out the  
39 provisions of this Article from fees paid to the Commission pursuant to this Article.

40 (g) The Commission shall remit to advisory committees funds sufficient for those  
41 advisory committees to carry out their duties.

42 (h) The Commission shall conduct any administrative hearings necessary for the  
43 administration of this Article, including disciplinary hearings to enforce the provisions of this  
44 Article.

45 (i) The Commission shall establish fees as necessary for the administration of this  
46 Article.

47 **"§ 90-730.5. Expenses and fees.**

48 (a) All fees shall be payable to and deposited in the name of the Commission in financial  
49 institutions designated by the Commission as official depositories. These fees shall be used to  
50 carry out the purposes of this Article.

(b) All salaries, compensation, and expenses incurred or allowed to carry out the purposes of this Article shall be paid by the Commission exclusively out of the fees received by the Commission as authorized by this Article or funds received from other sources. In no case shall any salary, expense, or other obligation authorized by this Article be charged against the State treasury.

(c) The Commission shall establish fees for healing arts professions not exceeding the following amounts:

- (1) Issuance of a North Carolina Healing Arts License..... \$300.00
- (2) North Carolina Healing Arts License renewal (annually)..... \$350.00
- (3) Late renewal ..... \$200.00.

**"§ 90-730.6. Violations.**

(a) Any person violating any provision of this Article shall be punished as follows:

- (1) For the first violation, the individual shall receive a written warning.
- (2) For the second violation, the individual shall be subject to a civil penalty of no more than two hundred dollars (\$200.00).
- (3) For the third and each subsequent violation, the individual shall be subject to civil penalty of no more than two hundred dollars (\$200.00) for each violation and shall be guilty of a Class 1 misdemeanor.

(b) The clear proceeds of the civil penalty assessed under this section shall be remitted to the Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2.

**"§ 90-730.7. Injunction.**

As an additional remedy, the Commission may proceed in superior court to enjoin and restrain any person from violating the prohibitions of this Article. The Commission shall not be required to post bond when seeking an injunction pursuant to this section.

**"§ 90-730.8. Healing arts professions.**

The following are the healing arts professions subject to this Article:

- (1) Reflexologists.
- (2) Music therapists.
- (3) Naturopathic physicians.

"Part 2. Reflexology.

**"§ 90-730.10. Reflexology as a healing arts profession.**

It is the policy of this State that the practice of reflexology shall be considered a healing arts profession.

**"§ 90-730.11. Definitions.**

The following definitions apply in this Part:

- (1) Certifying entity. – The American Reflexology Certification Board or its successor.
- (2) Committee. – The North Carolina Reflexology Advisory Committee.
- (3) National certification. – A determination by the certifying entity that an individual has passed the certifying entity's national exam and that the individual has an active status with the certifying entity.
- (4) North Carolina Licensed Reflexologist. – An individual that (i) is certified by the certifying entity as a certified reflexologist and (ii) has been issued a North Carolina Healing Arts License in reflexology by the Commission.
- (5) Reflexology. – A protocol of manual techniques, including thumb- and finger-walking, hook and backup, and rotating-on-a-point, that are applied to specific reflex areas predominantly on the feet and hands and that stimulate the complex neural pathways linking body systems and support the body's efforts to function optimally. The practice of reflexology is not massage and bodywork therapy as defined in Article 36 of this Chapter.

**"§ 90-730.12. North Carolina Reflexology Advisory Committee.**

1       (a) Establishment. – The North Carolina Reflexology Advisory Committee is created.  
2 The Committee consists of three members serving staggered terms. The initial Committee  
3 members shall be appointed on or before January 1, 2024, as follows:

4           (1) The Commission shall appoint from a list of names submitted by the North  
5 Carolina Reflexology Association or its successor two reflexologists eligible  
6 for licensure under this Article. One member shall serve an initial term of three  
7 years, and one member shall serve an initial term of two years.

8           (2) The Commission shall appoint one public member who shall serve an initial  
9 term of one year.

10       Upon the expiration of the terms of the initial Committee members, each subsequent member  
11 shall be appointed for a term of three years. The term of a member shall begin on January 1 of  
12 each year. A member shall serve until the member's successor is appointed. No member shall  
13 serve on the Committee for more than two consecutive terms.

14       (b) Qualifications. – The initial reflexologist appointees shall be citizens of the United  
15 States and North Carolina residents for at least two years prior to appointment, certified by the  
16 certifying entity as a reflexologist, and eligible to obtain a North Carolina Healing Arts License  
17 in reflexology under G.S. 90-730.14. Upon appointment, each initial reflexologist appointee  
18 must immediately seek to obtain a North Carolina Healing Arts License in reflexology under this  
19 Article and shall remain in good standing with the Committee during the appointee's term.  
20 Subsequent reflexologist appointees shall be citizens of the United States, residents of North  
21 Carolina, North Carolina Licensed Reflexologists, and appointed by the Commission from a list  
22 of names supplied by the North Carolina Reflexology Association or its successor. Public  
23 members of the Committee shall not be:

24           (1) An agent or employee trained or experienced in the practice of reflexology.

25           (2) An agent or employee of a person engaged in the practice of reflexology.

26           (3) A member of a healing arts profession or a person enrolled in a program to  
27 become a member of a healing arts profession.

28           (4) A spouse of an individual licensed under this Article.

29           (5) Any person with significant financial interest in a health service or profession.

30       (c) Meetings. – The Committee shall elect annually a chair and other officers as it deems  
31 necessary to carry out the purposes of this Article. The Committee may hold additional meetings  
32 upon the call of the chair or any two board members. A majority of the Committee shall constitute  
33 a quorum.

34       (d) Compensation of Members; Expenses; Employees. – Members of the Committee  
35 shall receive no compensation for their services but shall receive per diem and necessary travel  
36 and subsistence expenses as provided in G.S. 138-5 and G.S. 138-6. In no event shall the State  
37 of North Carolina be liable for expenses incurred by the Committee in excess of the income  
38 derived from this Article.

39 **"§ 90-730.13. Powers and duties of Committee.**

40       The Committee shall have the following powers and duties:

41           (1) Administer, coordinate, and enforce the provisions of this Part.

42           (2) Direct the Commission to adopt, amend, or repeal rules to administer and  
43 enforce this Part.

44           (3) Establish and determine qualification and fitness of applicants for a North  
45 Carolina Healing Arts License in reflexology under this Part.

46           (4) Direct the Commission to issue, renew, deny, suspend, revoke, or refuse to  
47 issue or renew North Carolina Healing Arts License in reflexology under this  
48 Article.

49           (5) Direct the Commission to discipline North Carolina Licensed Reflexologists.

50           (6) Direct the Commission to seek civil and criminal penalties against  
51 nonlicensed individuals engaged in the practice of reflexology.

- 1           (7)    Provide all North Carolina Licensed Reflexologists with a wallet-sized card  
2           identifying the bearer as a North Carolina Licensed Reflexologist.  
3           (8)    The Committee shall maintain a list of all reflexologists in the State who hold  
4           a national certification.

5    **"§ 90-730.14. Healing arts licensure in reflexology application and requirements.**

6           Each individual desiring to obtain a North Carolina Healing Arts License in reflexology under  
7           this Article shall apply to the Committee in accordance with the procedures and rules prescribed  
8           by the Commission. The Committee shall direct the Commission to issue a North Carolina  
9           Healing Arts License in reflexology to any applicant who furnishes evidence satisfactory to the  
10          Committee that the applicant meets all of the following criteria:

- 11           (1)    The applicant is at least 18 years of age.  
12           (2)    The applicant is of good moral character as determined by the Committee.  
13           (3)    The applicant holds a national certification issued by the certifying entity.  
14           (4)    The applicant has paid an application or renewal fee to the Commission as  
15           specified in G.S. 90-730.5.

16    **"§ 90-730.15. License renewal.**

17          Every North Carolina Healing Arts License in reflexology issued by the Commission shall  
18          be renewed on or before January 1 every year. The Committee shall direct the Commission to  
19          renew the North Carolina Healing Arts License in reflexology of any individual who files a  
20          renewal application with the committee and who meets the criteria set forth in G.S. 90-730.14.

21    **"§ 90-730.16. Compensation for reflexology services.**

22          (a)    Compensation may be received for reflexology services only when those services are  
23          performed by an individual holding a national certification. Nonlicensed individuals who provide  
24          reflexology services or who engage in the practice of reflexology are subject to the penalties in  
25          G.S. 90-730.6 or an injunction under G.S. 90-730.7 unless any of the following applies:

- 26           (1)    The individual is a reflexology student working to obtain a certification of  
27           completion from a nationally recognized reflexology education program.  
28           (2)    The individual holds a certification of completion from a nationally  
29           recognized reflexology education program, and that program was completed  
30           no more than six months prior to that individual receiving compensation for  
31           reflexology services.

32          (b)    Unless all reflexology services are performed by individuals holding a national  
33          certification, a place of business where reflexology services are offered for compensation shall  
34          be subject to a civil penalty of no more than five hundred dollars (\$500.00) for each violation  
35          and a suspension of any license to operate the business for no more than 90 days. The clear  
36          proceeds of the civil penalty assessed under this section shall be remitted to the Civil Penalty and  
37          Forfeiture Fund in accordance with G.S. 115C-457.2. The Commission shall enforce the  
38          provisions of this subsection at the direction of the Committee.

39    **"§ 90-730.17. License to be displayed; advertising.**

40          (a)    At all places of business in which compensated reflexology services are offered, a  
41          valid and up-to-date license issued by the certifying entity for all individuals offering  
42          compensated reflexology services shall be displayed in a prominent place.

43          (b)    If an individual with a national certification performs reflexology services for  
44          compensation at a location outside of the reflexologist's main place of business, the reflexologist  
45          shall have on his or her person a valid, up-to-date certification card issued by the certifying entity  
46          at the time the services are performed.

47          (c)    All public advertising designed to attract clients for reflexology services shall identify  
48          that the services will be performed by an individual holding a national certification and shall  
49          include the name of the certifying entity.

50          (d)    No individual shall use the title "North Carolina Licensed Reflexologist" unless that  
51          individual holds a valid North Carolina Healing Arts License in reflexology issued by the

1 Commission. Individuals holding themselves out as North Carolina Licensed Reflexologists shall  
2 carry the identification card described in G.S. 90-730.13(7) at all times when providing  
3 reflexology services. Individuals in violation of this subsection are subject to the penalties in  
4 G.S. 90-730.6 or an injunction under G.S. 90-730.7.

5 **"§ 90-730.18. Reciprocity.**

6 The Committee may direct the Commission to grant, upon application and payment of proper  
7 fees, a North Carolina Healing Arts License in reflexology to a person who has been licensed or  
8 certified to practice reflexology in another state or territory of the United States whose standards  
9 of competency are substantially equivalent to the requirements for licensure provided in this  
10 Article.

11 **"§ 90-730.19. Exemptions.**

12 This Part shall not apply to an individual who may apply pressure to the reflex areas on the  
13 hands, feet, and outer ears in the regular course of that individual's work, so long as (i) the  
14 individual is licensed by this State as a massage therapist, physician, chiropractor, acupuncturist,  
15 physical therapist, cosmetologist, registered nurse, or as a member of other professions licensed  
16 by the State and (ii) this application of pressure to the reflex areas on the hands, feet, and outer  
17 ears accounts for no more than twenty-five percent (25%) of that individual's work.

18 **"Part 3. Music Therapy.**

19 **"§ 90-730.20. Music therapy as a healing arts profession.**

20 It is the policy of this State that the practice of music therapy shall be considered a healing  
21 arts profession.

22 **"§ 90-730.21. Definitions.**

23 The following definitions apply in this Part:

- 24 (1) Certifying entity. – The Certification Board for Music Therapists.
- 25 (2) Committee. – The North Carolina Music Therapy Advisory Committee.
- 26 (3) Music therapy. – The clinical and evidence-based use of music interventions  
27 to accomplish individualized goals within a therapeutic relationship by a  
28 credentialed professional who has completed an approved music therapy  
29 program, including (i) assessment of a client's emotional, physical, and  
30 spiritual health; social functioning; communication abilities; and cognitive  
31 skills through the client's history and observation and interaction of the client  
32 in music and nonmusic settings, (ii) development and implementation of  
33 treatment plans, based on a client's assessed needs, using music interventions,  
34 including music improvisation, receptive music listening, song writing, lyric  
35 discussion, music and imagery, music performance, learning through music,  
36 and movement to music, and (iii) evaluation and documentation of the client's  
37 response to treatment.
- 38 (4) Music therapy services. – The provision of services to accomplish music  
39 therapy goals, including (i) conducting an individualized assessment for the  
40 purpose of collecting systematic, comprehensive, and accurate data necessary  
41 to determine the course of action subsequent to the individualized treatment  
42 plan, (ii) planning and developing the individualized music therapy treatment  
43 plan that identifies an individual's goals, objectives, and potential treatment  
44 intervention strategies, (iii) implementing the individualized music therapy  
45 treatment plan consistent with the individual's overall treatment program, (iv)  
46 systematically evaluating and comparing the individual's response to the  
47 individualized music therapy treatment plan and suggesting modifications, as  
48 appropriate, (v) developing a discharge plan in collaboration with the  
49 individual, the individual's family, treatment team, and other identified  
50 support networks, when appropriate, (vi) minimizing the impact of  
51 environmental constraints as a barrier to participation in least restrictive

1 environments for individuals engaging in music therapy, (vii) collaborating  
2 with and educating the individual, family, caregiver, and others to foster an  
3 environment responsive to the developmental needs of the individual as  
4 addressed in music therapy, and (viii) consulting with groups, programs,  
5 organizations, or communities to improve accessibility to music therapy  
6 services.

7 (5) National certification. – A determination by the certifying entity that an  
8 individual has satisfied the certifying entity's requirements and that the  
9 individual has an active status with the certifying entity.

10 (6) North Carolina Licensed Music Therapist. – An individual who has been  
11 issued a North Carolina Healing Arts License in music therapy by the  
12 Commission.

13 **§ 90-730.22. North Carolina Music Therapy Advisory Committee.**

14 (a) Establishment. – The North Carolina Music Therapy Advisory Committee is created.  
15 The Committee consists of three members serving staggered terms. The initial Committee  
16 members shall be appointed on or before January 1, 2024, as follows:

17 (1) The Commission shall appoint from a list of names submitted by the Music  
18 Therapy Association of North Carolina or its successor two music therapists  
19 eligible to obtain a North Carolina Healing Arts License in music therapy  
20 under this Article. One member shall serve an initial term of three years, and  
21 one member shall serve an initial term of two years.

22 (2) The Commission shall appoint one public member who shall serve an initial  
23 term of one year.

24 Upon the expiration of the terms of the initial Committee members, each subsequent member  
25 shall be appointed for a term of three years. The term of a member shall begin on January 1 of  
26 each year. A member shall serve until the member's successor is appointed. No member shall  
27 serve on the Committee for more than two consecutive terms.

28 (b) Qualifications. – The initial music therapist appointees shall be citizens of the United  
29 States and North Carolina residents for at least two years prior to appointment, certified by the  
30 certifying entity as a music therapist, and eligible to obtain a North Carolina Healing Arts License  
31 in music therapy under G.S. 90-730.24. Upon appointment, each initial music therapist appointee  
32 must immediately seek to obtain a North Carolina Healing Arts License in music therapy under  
33 this Article and shall remain in good standing with the Committee during the appointee's term.  
34 Subsequent music therapist appointees shall be citizens of the United States, residents of North  
35 Carolina, North Carolina Licensed Music Therapists, and appointed by the Commission from a  
36 list of names supplied by the Music Therapy Association of North Carolina or its successor.  
37 Public members of the Committee shall not be:

38 (1) An agent or employee trained or experienced in the practice of music therapy.

39 (2) An agent or employee of a person engaged in the practice of music therapy.

40 (3) A member of a healing arts profession or a person enrolled in a program to  
41 become a member of a healing arts profession.

42 (4) A spouse of an individual licensed under this Article.

43 (5) Any person with significant financial interest in a health service or profession.

44 (c) Meetings. – The Committee shall elect annually a chair and other officers as it deems  
45 necessary to carry out the purposes of this Article. The Committee may hold additional meetings  
46 upon the call of the chair or any two Commission members. A majority of the Committee shall  
47 constitute a quorum.

48 (d) Compensation of Members; Expenses; Employees. – Members of the Committee  
49 shall receive no compensation for their services but shall receive per diem and necessary travel  
50 and subsistence expenses as provided in G.S. 138-5 and G.S. 138-6. In no event shall the State



1 of North Carolina be liable for expenses incurred by the Commission in excess of the income  
2 derived from this Article.

3 **"§ 90-730.23. Powers and duties of Committee.**

4 The Committee shall have the following powers and duties:

- 5 (1) Administer, coordinate, and enforce the provisions of this Part.
- 6 (2) Direct the Commission to adopt, amend, or repeal rules to administer and  
7 enforce this Part.
- 8 (3) Establish and determine qualification and fitness of applicants for a North  
9 Carolina Healing Arts License in music therapy under this Part.
- 10 (4) Direct the Commission to issue, renew, deny, suspend, revoke, or refuse to  
11 issue or renew a North Carolina Healing Arts License in music therapy under  
12 this Article.
- 13 (5) Direct the Commission to discipline North Carolina Licensed Music  
14 Therapists.
- 15 (6) Direct the Commission to seek civil and criminal penalties against  
16 nonlicensed individuals engaged in the practice of music therapy.
- 17 (7) Provide all North Carolina Licensed Music Therapists with a wallet-sized card  
18 identifying the bearer as a North Carolina Licensed Music Therapist.
- 19 (8) The Committee shall maintain a list of all music therapists in the State who  
20 hold a national certification.

21 **"§ 90-730.24. North Carolina Healing Arts License in music therapy requirements.**

22 Each individual desiring to obtain a North Carolina Healing Arts License in music therapy  
23 under this Article shall apply to the Committee in accordance with the procedures and rules  
24 prescribed by the Commission. The Committee shall direct the Commission to issue a North  
25 Carolina Healing Arts License in music therapy to any applicant who furnishes evidence  
26 satisfactory to the Committee that the applicant meets all of the following criteria:

- 27 (1) Is 18 years of age or older.
- 28 (2) Is of good moral character as determined by the Committee.
- 29 (3) Has successfully completed an academic program accredited by the American  
30 Music Therapy Association (AMTA) with at least a bachelor's degree  
31 majoring in music therapy from an accredited college or university.
- 32 (4) Has successfully completed the certification examination offered by the  
33 Certification Board for Music Therapists or its successor organization to  
34 become a Music Therapist-Board Certified (MT-BC).
- 35 (5) Has successfully completed a minimum of 1,200 hours of clinical training  
36 with at least 180 hours in preinternship experiences and at least 900 hours in  
37 internship experiences. For purposes of this subdivision, the internship may  
38 be approved by an academic institution, the AMTA, or both.
- 39 (6) Has paid an application or renewal fee.

40 **"§ 90-730.25. License renewal.**

41 Every North Carolina Healing Arts License in music therapy issued by the Commission shall  
42 be renewed on or before January 1 every five years. The Committee shall direct the Commission  
43 to renew the license of any individual who files a renewal application with the committee and  
44 who meets the licensure criteria set forth in G.S. 90-730.14.

45 **"§ 90-730.26. Compensation for music therapy services.**

46 Compensation may be received for music therapy services only when those services are  
47 performed by an individual holding a national certification. Nonlicensed individuals who provide  
48 music therapy services or who engage in the practice of music therapy are subject to the penalties  
49 in G.S. 90-730.6 or an injunction under G.S. 90-730.7.

50 **"§ 90-730.27. North Carolina Licensed Music Therapist.**

1 No individual shall use the title "North Carolina Licensed Music Therapist" unless that  
2 individual holds a valid North Carolina Healing Arts License in music therapy issued by the  
3 Commission. Individuals holding themselves out as North Carolina Licensed Music Therapists  
4 shall carry the identification card described in G.S. 90-730.23(7) at all times when providing  
5 music therapy. Individuals in violation of this section are subject to the penalties in G.S. 90-730.6  
6 or an injunction under G.S. 90-730.7.

7 **"§ 90-730.28. Reciprocity.**

8 The Committee may direct the Commission to grant, upon application and payment of proper  
9 fees, a North Carolina Healing Arts License in music therapy to a person who has been licensed  
10 or certified to practice music therapy in another state or territory of the United States whose  
11 standards of competency are substantially equivalent to the requirements for licensure provided  
12 in this Article.

13 "Part 4. Naturopathic Doctors.

14 **"§ 90-750.30. Naturopathic medicine as a healing arts profession.**

15 It is the policy of this State that the practice of naturopathic medicine shall be considered a  
16 healing arts profession.

17 **"§ 90-750.31. Definitions.**

18 The following definitions apply in this Part:

19 (1) Approved program of naturopathic medicine. – A program that meets all of  
20 the following conditions:

21 a. A program that provides graduate-level, full-time didactic and  
22 supervised clinical training in naturopathic medicine that is accredited,  
23 or has achieved candidacy status for accreditation, by the Council on  
24 Naturopathic Medical Education or an equivalent federally recognized  
25 accrediting body for the naturopathic medical profession recognized  
26 by the Committee, or if the program existed prior to the existence of  
27 the Council on Naturopathic Medical Education, the program must (i)  
28 have provided graduate-level, full-time didactic and supervised  
29 clinical training in naturopathic medicine for a duration of not less than  
30 132 weeks and required completion within a period of not less than 35  
31 months, (ii) be recognized as a reputable program by, and in good  
32 standing with, the Committee, and (iii) if the program is still in  
33 existence, be currently accredited, or have achieved candidacy status  
34 for accreditation by the Council on Naturopathic Medical Education  
35 or an equivalent federally recognized accrediting body for the  
36 naturopathic medical profession recognized by the Committee.

37 b. A program that is offered by an institution of higher education that is  
38 accredited by a regional or national institutional accrediting body  
39 recognized by the United States Secretary of Education.

40 c. If the program is offered in the United States, a program that awards  
41 the degree of Doctor of Naturopathy or Doctor of Naturopathic  
42 Medicine. If the program is offered in Canada, a program that awards  
43 the degree or diploma of Doctor of Naturopathy or Doctor of  
44 Naturopathic Medicine and is offered by an institution of higher  
45 education that has provincial approval for participation in  
46 government-funded student aid programs.

47 d. A program that has been approved by the Committee to meet the  
48 standards established by its rules.

49 (2) Committee. – The North Carolina Naturopathic Medicine Advisory  
50 Committee.

51 (3) Council. – The Naturopathic Doctors Formulary Council.

- 1           (4)   Criminal history. – A history of conviction, or of having pled guilty or no  
2           contest to a State or federal crime, whether a misdemeanor or felony.
- 3           (5)   Integrative medicine. – As defined in G.S. 90-1.1.
- 4           (6)   Natural medicines. – Any herbal, nutritional, supplemental, homeopathic, or  
5           other nonprescription remedies.
- 6           (7)   Naturopathic medicine. – A system of natural health care that employs  
7           diagnosis and treatment using diagnostic techniques and natural therapies for  
8           the promotion, maintenance, and restoration of health and the prevention of  
9           disease, including all of the following:
- 10          a.    The administration or provision of any of the following for preventive  
11          and therapeutic purposes: natural medicines, natural therapies, natural  
12          topical medicines, hydrotherapy, dietary therapy, and naturopathic  
13          physical medicine.
- 14          b.    The use of diagnostic procedures, including physical and orificial  
15          examination, but excluding endoscopy, sigmoidoscopy, and  
16          colonoscopy.
- 17          c.    The ordering, performing, and interpretation of laboratory tests and  
18          diagnostic imaging.
- 19          (8)   Naturopathic physical medicine. – The manual use of massage, stretching,  
20          resistance, or naturopathic manipulation.
- 21          (9)   North Carolina Licensed Naturopathic Doctor. – An individual who has been  
22          issued a North Carolina Healing Arts License in naturopathic medicine by the  
23          Commission.
- 24          (10) Prohibitions. – A naturopathic doctor may practice only within the scope of  
25          practice authorized in this Article. A naturopathic doctor may not practice as  
26          any other health care professional licensed or registered under another Article  
27          of this Chapter unless otherwise licensed or registered by this State to do so.  
28          A naturopathic doctor may not perform any of the following functions unless  
29          otherwise licensed by this State to do so:
- 30          a.    Prescribe, dispense, or administer any prescription drug or controlled  
31          substance, except as authorized by this Article.
- 32          b.    Use general or spinal anesthetics.
- 33          c.    Perform surgical procedures.
- 34          d.    Administer ionizing radioactive substances for therapeutic purposes.
- 35          e.    Child delivery.
- 36          f.    Diagnose and treat cancer. This prohibition does not apply to  
37          adjunctive or complementary care of patients who have previously  
38          been or are currently diagnosed with cancer.
- 39          (11) Scope of practice of naturopathic medicine. – A naturopathic doctor is a  
40          licensed health care provider having the same responsibilities as other licensed  
41          or registered health care providers regarding public health laws, reportable  
42          diseases and conditions, communicable disease control and prevention, and  
43          the recording of vital statistics. In diagnosing and treating an individual, a  
44          naturopathic doctor may employ the following therapies:
- 45          a.    Dispense, administer, order, and advise the use of natural remedies  
46          derived from or substantially similar to molecular structure or function  
47          to natural sources for preventive and therapeutic purposes, including  
48          food, extracts of food, nutraceuticals, vitamins, minerals, amino acids,  
49          enzymes, botanicals and their extracts, homeopathic remedies  
50          prepared according to the Homeopathic Pharmacopoeia of the United  
51          States, and all dietary supplements and nonprescription drugs as

- 1 defined by the Federal Food, Drug, and Cosmetic Act, 21 U.S.C. §  
2 301, et seq.
- 3 b. Order and perform physical examinations and physiological function  
4 tests.
- 5 c. Order, perform, and interpret laboratory tests, including performing  
6 waived tests as defined by the United States Food and Drug  
7 Administration Clinical Laboratory Improvement Amendments of  
8 1988 (CLIA), including obtaining specimens to access and treat  
9 disease.
- 10 d. Order diagnostic imaging, including X-ray, MRI, CT scan, ultrasound,  
11 mammogram, and bone densitometry. Scope excludes  
12 electrocardiograms, echocardiograms, electroencephalograms, and  
13 nuclear imaging.
- 14 e. Perform hot or cold hydrotherapy, naturopathic physical medicine,  
15 electromagnetic therapy, and therapeutic exercise.
- 16 f. Perform health education and health counseling, including dietary and  
17 lifestyle counseling.
- 18 g. Utilize routes of administration for substances, including oral, nasal,  
19 auricular, ocular, rectal, vaginal, and transdermal.
- 20 h. Perform care incidental to superficial lacerations and abrasions,  
21 including the application of topical and local anesthetics and  
22 antimicrobials.

23 **§ 90-750.32. North Carolina Naturopathic Medicine Advisory Committee.**

24 (a) Establishment. – The North Carolina Naturopathic Medicine Advisory Committee is  
25 created. The Committee consists of three members serving staggered terms. The initial  
26 Committee members shall be appointed on or before January 1, 2024, as follows:

- 27 (1) The Commission shall appoint from a list of names submitted by the North  
28 Carolina Association of Naturopathic Physicians or its successor two  
29 naturopathic doctors eligible to obtain a North Carolina Healing Arts License  
30 in naturopathic medicine under this Article. One member shall serve an initial  
31 term of three years, and one member shall serve an initial term of two years.
- 32 (2) The Commission shall appoint one public member who shall serve an initial  
33 term of one year.

34 Upon the expiration of the terms of the initial Committee members, each subsequent member  
35 shall be appointed for a term of three years. The term of a member shall begin on January 1 of  
36 each year. A member shall serve until the member's successor is appointed. No member shall  
37 serve on the Committee for more than two consecutive terms.

38 (b) Qualifications. – The initial naturopathic doctor appointees shall be citizens of the  
39 United States and North Carolina residents for at least two years prior to appointment, graduates  
40 of an approved program of naturopathic medicine, and eligible to obtain a North Carolina Healing  
41 Arts License in naturopathic medicine under G.S. 90-750.34. Upon appointment, each initial  
42 naturopathic doctor appointee must immediately seek to obtain a North Carolina Healing Arts  
43 License in naturopathic medicine under this Article and shall remain in good standing with the  
44 Committee during the appointee's term. Subsequent naturopathic doctor appointees shall be  
45 citizens of the United States, residents of North Carolina, North Carolina Licensed Naturopathic  
46 Doctors, and appointed by the Commission from a list of names supplied by the North Carolina  
47 Association of Naturopathic Physicians or its successor. Public members of the Committee shall  
48 not be:

- 49 (1) An agent or employee trained or experienced in the practice of naturopathic  
50 medicine.

- 1           (2)    An agent or employee of a person engaged in the practice of naturopathic  
2           medicine.
- 3           (3)    A member of a healing arts profession or a person enrolled in a program to  
4           become a member of a healing arts profession.
- 5           (4)    A spouse of an individual licensed under this Article.
- 6           (5)    Any person with significant financial interest in a health service or profession.
- 7       (c)    Meetings. – The Committee shall elect annually a chair and other officers as it deems  
8       necessary to carry out the purposes of this Article. The Committee may hold additional meetings  
9       upon the call of the chair or any two Commission members. A majority of the Committee shall  
10       constitute a quorum.
- 11       (d)    Compensation of Members; Expenses; Employees. – Members of the Committee  
12       shall receive no compensation for their services but shall receive per diem and necessary travel  
13       and subsistence expenses as provided in G.S. 138-5 and G.S. 138-6. In no event shall the State  
14       of North Carolina be liable for expenses incurred by the Commission in excess of the income  
15       derived from this Article.

16       **"§ 90-750.33. Powers and duties of Committee.**

17       The Committee shall have the following powers and duties:

- 18           (1)    Administer, coordinate, and enforce the provisions of this Part.
- 19           (2)    Direct the Commission to adopt, amend, or repeal rules to administer and  
20           enforce this Part, including rules for approved continuing education.
- 21           (3)    Establish and determine qualification and fitness of applicants for a North  
22           Carolina Healing Arts License in naturopathic medicine under this Part.
- 23           (4)    Direct the Commission to issue, renew, deny, suspend, revoke, or refuse to  
24           issue or renew a North Carolina Healing Arts License in naturopathic  
25           medicine under this Article.
- 26           (5)    Direct the Commission to discipline North Carolina Licensed Naturopathic  
27           Doctors.
- 28           (6)    Direct the Commission to seek civil and criminal penalties against  
29           nonlicensed individuals engaged in the practice of naturopathic medicine.
- 30           (7)    The Committee shall maintain a list of all naturopathic doctors in the State  
31           who hold a national certification.
- 32           (8)    Direct the Commission to adopt a formulary based on the recommendations  
33           of the Council made under G.S. 90-750.36. The Committee may modify or  
34           reject any recommendation of the Council regarding the formulary.

35       **"§ 90-750.34. North Carolina Healing Arts License in naturopathic medicine requirements.**

36       Each individual desiring to obtain a North Carolina Healing Arts License in naturopathic  
37       medicine under this Article shall apply to the Committee in accordance with the procedures and  
38       rules prescribed by the Commission. The Committee shall direct the Commission to issue a North  
39       Carolina Healing Arts License in naturopathic medicine to any applicant who furnishes evidence  
40       satisfactory to the Committee that the applicant meets all of the following criteria:

- 41           (1)    Is 18 years of age or older.
- 42           (2)    Is of good moral and ethical character as determined by the Committee.
- 43           (3)    Has graduated from an approved program of naturopathic medicine.
- 44           (4)    Meets either of the following two conditions:
- 45               a.    Has successfully passed the Naturopathic Physicians Licensing  
46               Examination (NPLEX), a competency-based national naturopathic  
47               licensing examination administered by the North American Board of  
48               Naturopathic Examiners or an equivalent successor agency recognized  
49               by the Committee.

- 1                    b. Has successfully passed a competency-based state or Canadian  
2                    province naturopathic licensing examination administered prior to the  
3                    existence of NPLEX and approved by the Committee.  
4                    (5) Has submitted to the Committee a written attestation that is approved by the  
5                    Committee and that complies with all of the following criteria:  
6                    a. The applicant attests to having a collaboration and consultation  
7                    agreement with a physician licensed under Article 1 of Chapter 90 of  
8                    the General Statutes and provides the name and license number of the  
9                    physician identified in the collaboration and consultation agreement.  
10                   b. An attestation that the physician has been informed of the  
11                   collaboration and consultation agreement.  
12                   c. The applicant attests to refer patients to physicians and to consult with  
13                   physicians and other health care providers licensed or registered in this  
14                   State.  
15                   d. The applicant attests that the collaboration and consultation agreement  
16                   does not require or implement supervision of the applicant by the  
17                   physician or health care professional identified in the collaboration or  
18                   consultation agreement.  
19                   (6) Has submitted to any criminal history record check required by the  
20                   Commission. The Committee is responsible for providing to the North  
21                   Carolina Department of Justice the fingerprints of the person to be checked, a  
22                   form signed by the person consenting to the criminal record check and the use  
23                   of fingerprints and other identifying information required by the State or  
24                   national repositories, and any additional information required by the  
25                   Department of Justice. The Committee and Commission shall keep all  
26                   information obtained pursuant to this section confidential. If a criminal history  
27                   record check reveals one or more convictions, the conviction does not  
28                   automatically bar licensure, in accordance with Chapter 93B of the General  
29                   Statutes. The Committee shall consider all of the following factors regarding  
30                   the conviction:  
31                   a. The level of seriousness of the crime.  
32                   b. The date of the crime.  
33                   c. The age of the person at the time of the conviction.  
34                   d. The circumstances surrounding the commission of the crime, if  
35                   known.  
36                   e. The nexus between the criminal conduct of the person and the job  
37                   duties of the position to be filled.  
38                   f. The person's prison, jail, probation, parole, rehabilitation, and  
39                   employment records since the date the crime was committed.  
40                   g. The subsequent commission of a crime by the person.  
41                   h. Any additional criteria specified in G.S. 93B-8.1.  
42                   (7) Has submitted to the Committee any other documentation the Committee  
43                   deems necessary to determine the applicant's fitness for licensure under this  
44                   Article. This documentation may include successful completion of a  
45                   Committee-approved jurisprudence examination on State laws and rules  
46                   related to naturopathic medicine.  
47                   (8) Has paid an application or renewal fee.

48 **"§ 90-750.35. License renewal and reinstatement.**

49                   (a) Renewal. – Every North Carolina Healing Arts License in naturopathic medicine  
50 issued by the Commission shall be renewed on or before January 1 every year. The Committee  
51 shall direct the Commission to renew the license of any individual who files a renewal application

1 with the committee, meets the licensure criteria set forth in G.S. 90-750.34, and has completed  
2 at least 20 hours of continuing education approved by the Committee within the one-year period  
3 immediately prior to the renewal date.

4 (b) Reinstatement. – An individual who held a North Carolina Healing Arts License in  
5 naturopathic medicine who has allowed the license to lapse by failure to renew within the time  
6 allowed under subsection (a) of this section may apply for reinstatement. The Committee may  
7 recommend reinstatement of the applicant's license if the applicant pays the required fees,  
8 furnishes a statement of the reason for failure to apply for renewal before the deadline, and  
9 complies with any other requirements established in rules adopted by the Commission. If the  
10 license has lapsed for five years or longer, the Committee may recommend that the Commission  
11 require the applicant to satisfactorily complete one or more skills assessment or remediation  
12 courses approved by the Commission or to provide proof of active licensure, or registration  
13 within the past five years in another state, district, territory, or Canadian province.

14 **"§ 90-750.36. Naturopathic Doctors Formulary Council.**

15 (a) Composition and Terms. – The Naturopathic Doctors Formulary Council is formed  
16 within and appointed by the Committee and exists under the supervision of the Committee. The  
17 Council shall develop and recommend to the Committee, on an ongoing basis, a formulary for  
18 naturopathic doctors to use in practice.

19 (1) The Council consists of the following members:

- 20 a. Two naturopathic doctors who (i) hold a North Carolina Healing Arts  
21 License in naturopathic medicine, (ii) practice naturopathic medicine  
22 in North Carolina, (iii) have a minimum of two years of experience  
23 practicing naturopathic medicine, and (iv) have resided in North  
24 Carolina for at least two years prior to appointment.
- 25 b. One physician licensed under Article 1 of Chapter 90 of the General  
26 Statutes who is involved in the practice of integrative medicine or  
27 teaches integrative medicine at a medical school and practices in the  
28 State.
- 29 c. One physician licensed under Article 1 of Chapter 90 of the General  
30 Statutes who practices in the State.
- 31 d. One pharmacist who has a background in pharmacognosy and who  
32 practices in the State.
- 33 e. One member of the public who is not a licensed or registered health  
34 care professional and is not employed in a health care profession and  
35 resides in this State.

36 (2) Members appointed under subdivision (1) of this subsection shall serve for a  
37 term of three years and shall continue to serve after the expiration of the term  
38 until a successor is appointed by the Committee.

39 (b) Powers and Duties. – The Council shall have the following powers and duties:

- 40 (1) Develop and recommend to the Committee a formulary for use by licensed  
41 naturopathic doctors.
- 42 (2) Review, annually and at the discretion of the Committee, the formulary  
43 adopted by the Commission to determine whether any changes are necessary  
44 for compliance with current prescribing standards or the practice of  
45 naturopathic standards.
- 46 (3) Recommend to the Committee any changes that, in the Council's discretion,  
47 need to be implemented to improve the formulary.

48 (c) The formulary recommended to the Committee by the Council shall include natural  
49 remedies or a remedy derived from or substantially similar in molecular structure or function to  
50 natural sources that may require a prescription. Substances included in the formulary must be

1 allowed within the scope of practice and should be protected within the future scope of practice  
2 for naturopathic doctors.

3 (d) The Committee shall designate the chair of the Council and shall provide staff  
4 necessary to carry out the Council's powers and duties.

5 (e) A Council member may not receive compensation but may receive reimbursement,  
6 as provided in G.S. 93B-5.

7 **"§ 90-750.37. North Carolina Licensed Naturopathic Doctor; license required; exemptions.**

8 (a) No individual shall practice, attempt to practice, or claim to practice naturopathic  
9 medicine unless the person has been licensed under the provisions of this Article.

10 (b) Only an individual licensed under this Article may use the titles "Naturopathic  
11 Doctor," "Doctor of Naturopathic Medicine," "Doctor of Naturopathy," "Naturopathic  
12 Medicine," "Naturopath," "Licensed Naturopathic Doctor," or the abbreviations "N.D." or "ND,"  
13 or any other titles, words, letters, abbreviations, or insignia indicating or implying that the  
14 individual is a licensed naturopathic doctor unless the individual has been licensed as a  
15 naturopathic doctor under this Article.

16 (c) Exemptions. – Nothing in this Article shall be construed to prohibit or affect any of  
17 the following:

18 (1) The practice of a profession by an individual who is licensed or registered  
19 under other laws of this State and is performing services within the authorized  
20 scope of practice.

21 (2) The practice of naturopathic medicine by a person employed by the federal  
22 government while the person is engaged in the performance of duties  
23 prescribed by laws and regulations of the United States.

24 (3) A person rendering aid in an emergency situation when no fee or other  
25 compensation for the service is received.

26 (4) The practice of naturopathic medicine by a naturopathic doctor duly licensed  
27 or registered in another state, territory, or the District of Columbia when called  
28 into this State to consult with a licensed or registered health care provider for  
29 a period not to exceed six months.

30 (5) The practice of naturopathic medicine by students completing a clinical  
31 requirement for graduation from an approved program of naturopathic  
32 medicine, so long as the practice is performed under the supervision of a  
33 physician licensed under Article 1 of this Chapter or a naturopathic doctor  
34 licensed under this Article and the clinical requirement does not exceed one  
35 year.

36 (6) A person who does not hold himself or herself out to be a naturopathic doctor  
37 when furnishing information to customers or selling, administering, or  
38 utilizing nutritional supplements, herbs, food, homeopathic preparations, and  
39 such physical forces as heat, cold, water, touch, and light at the person's retail,  
40 health spa, or health consulting establishment.

41 **"§ 90-750.38. Reciprocity.**

42 The Committee may recommend the Commission issue, upon application and payment of  
43 fees, a North Carolina Healing Arts License in naturopathic medicine to a person who resides in  
44 this State and is actively licensed or registered to practice as a naturopathic doctor in another  
45 state, district, territory, or Canadian province.

46 **"§ 90-750.39. Reports; immunity from suit.**

47 (a) Report. – A person who has reasonable cause to suspect misconduct or incapacity of  
48 a North Carolina Licensed Naturopathic Doctor, or who has reasonable cause to suspect that a  
49 person is in violation of this Part, may report the relevant facts to the Committee. Upon receipt  
50 of a charge, the Committee shall direct the Commission to investigate the charge and take  
51 appropriate action, including discipline, if necessary. Upon receipt of a charge, the Board may



1 give notice of an administrative hearing or may, after diligent investigation, dismiss unfounded  
2 charges. A person who, in good faith, makes a report pursuant to this section is immune from  
3 any criminal prosecution or civil liability resulting from making the report.

4 (b) Limited Immunity. – The Committee, its officers, employees, and staff are immune  
5 from any criminal prosecution or civil liability for exercising, in good faith, the powers and duties  
6 given to the Committee under this Article.

7 **"§ 90-750.40. Third-party reimbursement.**

8 Nothing in this Article shall be construed to require direct third-party reimbursement to  
9 persons licensed under this Article."

10 **SECTION 1.(b)** G.S. 90-18(c) reads as rewritten:

11 "(c) The following shall not constitute practicing medicine or surgery as defined in this  
12 Article:

13 ...

14 (21) The practice of naturopathic medicine by a naturopathic doctor licensed under  
15 Article 44 of this Chapter."

16 **SECTION 1.(c)** G.S. 90-624 is amended by adding a new subdivision to read:

17 "(9) A licensed reflexologist engaged in the practice of reflexology, as defined in  
18 G.S. 90-730.11."

19 **SECTION 1.(d)** Article 13 of Chapter 143B of the General Statutes is amended by  
20 adding a new section to read:

21 **"§ 143B-975. Criminal record checks for applicants for licensure as a naturopathic doctor.**

22 (a) The Department of Public Safety may provide to the North Carolina Naturopathic  
23 Medicine Advisory Committee a criminal history record from the State and National Repositories  
24 of Criminal Histories for applicants for licensure by the Committee. Along with a request for  
25 criminal history records, the Committee shall provide to the Department of Public Safety the  
26 fingerprints of the applicant or subject, a form signed by the applicant consenting to the criminal  
27 history record check and use of the fingerprints and other identifying information required by the  
28 Repositories, and any additional information required by the Department. The fingerprints shall  
29 be forwarded to the State Bureau of Investigation for a search of the State's criminal history  
30 record file, and the State Bureau of Investigation shall forward a set of fingerprints to the Federal  
31 Bureau of Investigation for a national criminal history record check. The Committee shall keep  
32 all information obtained pursuant to this section confidential.

33 (b) The Department of Public Safety may charge a fee to offset the cost incurred by the  
34 Department of Public Safety to conduct a criminal history record check under this section, but  
35 the fee shall not exceed the actual cost of locating, editing, researching, and retrieving the  
36 information."

37 **SECTION 2.** Section 1 of this act becomes effective January 1, 2024. The remainder  
38 of this act is effective when it becomes law.