

H.B. 114

MASSAGE THERAPY ACT AMENDMENTS

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 2

FEBRUARY 6, 2012 2:16 PM

Representative **Tim M. Cosgrove** proposes the following amendments:

1. *Page 1, Lines 7 through 16:*

7 LONG TITLE
8 General Description:
9 This bill ~~{ adds a definition and }~~ modifies a definition in the Massage Therapy Practice
10 Act.
11 Highlighted Provisions:
12 This bill:
13 ~~{ → defines "manipulation" as used in the Massage Therapy Practice Act, and }~~
14 ▶ modifies the definition of "practice of massage therapy" to include providing,
15 offering, or advertising a paid service using the term massage, regardless of whether
16 the service includes physical contact ~~{ . }~~ ; and
= makes technical changes.

2. *Page 2, Line 34 through Page 3, Line 74:*

34 ~~{ (4) "Manipulation" means physical contact, with movement, on the clothed or~~
35 ~~unclothed body. }~~
36 ~~{ + }~~ (4) ~~{ + }~~ ~~{ (5) }~~ "Massage apprentice" means an individual licensed under this chapter as
a
37 massage apprentice to work under the direct supervision of a licensed massage therapist.
38 ~~{ + }~~ (5) ~~{ + }~~ ~~{ (6) }~~ "Massage therapist" means an individual licensed under this chapter as a
39 massage therapist.
40 ~~{ + }~~ (6) ~~{ + }~~ ~~{ (7) }~~ "Practice of massage therapy" means:
41 (a) the examination, assessment, and evaluation of the soft tissue structures of the body
42 for the purpose of devising a treatment plan to promote homeostasis;
43 (b) the systematic manual or mechanical manipulation of the soft tissue of the body for
44 the purpose of:
45 (i) promoting the therapeutic health and well-being of a client;
46 (ii) enhancing the circulation of the blood and lymph;
47 (iii) relaxing and lengthening muscles;
48 (iv) relieving pain;
49 (v) restoring metabolic balance;
50 (vi) achieving homeostasis; ~~{ and }~~ or

51 (vii) ~~{recreational or}~~ other purposes;
52 (c) the use of the hands or a mechanical or electrical apparatus in connection with this
53 Subsection ~~{+}~~ (6) ~~{+}~~ ~~{(7)}~~ ;
54 (d) the use of rehabilitative procedures involving the soft tissue of the body;
55 (e) range of motion or movements without spinal adjustment as set forth in Section
56 58-73-102;
57 (f) oil rubs, heat lamps, salt glows, hot and cold packs, or tub, shower, steam, and
58 cabinet baths;
59 (g) manual traction and stretching exercise;
60 (h) correction of muscular distortion by treatment of the soft tissues of the body;
61 (i) counseling, education, and other advisory services to reduce the incidence and
62 severity of physical disability, movement dysfunction, and pain;
63 (j) similar or related activities and modality techniques; ~~and~~
64 (k) the practice described in this Subsection ~~{+}~~ (6) ~~{+}~~ ~~{(7)}~~ on an animal to the extent
65 permitted by:
66 (i) Subsection 58-28-307(12);
67 (ii) the provisions of this chapter; and
68 (iii) division rule~~[-];~~ or
69 (l) providing, offering, or advertising a paid service using the term massage or a
70 derivative of the word massage, regardless of whether the service includes physical contact.
71 ~~{+}~~ (7) ~~{+}~~ ~~{(8)}~~ "Soft tissue" means the muscles and related connective tissue.
72 ~~{+}~~ (8) ~~{+}~~ ~~{(9)}~~ "Unlawful conduct" is as defined in Sections 58-1-501 and 58-47b-501.
73 ~~{+}~~ (9) ~~{+}~~ ~~{(10)}~~ "Unprofessional conduct" is as defined in Sections 58-1-501 and
58-47b-502
74 and as may be further defined by division rule.