

APA-1

TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control: 532
Department or Agency: Alabama Board of Massage Therapy
Rule No.: 532-X-3-.01
Rule Title: Massage Therapist Licensure Qualifications
Intended Action: Amend

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? Yes

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved? No

To what degree?: N/A

Is the increase in cost more harmful to the public than the harm that might result from the absence of the proposed rule? NA

Are all facets of the rule-making process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? Yes

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer

Keith E. Warren

Keith E. Warren

Date

Thursday, July 20, 2023

REC'D & FILED

JUL 20 2023

LEGISLATIVE SVC AGENCY

ALABAMA BOARD OF MASSAGE THERAPY

NOTICE OF INTENDED ACTION

RULE NO. & TITLE: 532-X-3-.01 Massage Therapist Licensure
Qualifications

INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION:

The proposes to repeal the sections of this rule that pertaining to required for massage therapy education curriculum and hours required. These requirements will now proposed in 532-X-3-.05

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Written comments will be received by the Board until 4:00 p.m. on Monday, September 4, 2023. Comments should be directed to Keith E. Warren, Executive Director, 2777 Zelda Road, Montgomery, Alabama 36106 or via electronic mail at keith@alstateboard.com

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Thursday, October 5, 2023

CONTACT PERSON AT AGENCY:

Keith E. Warren
Executive Director
2777 Zelda Road
Montgomery, Alabama 36106
334-420-7233

Keith E. Warren

Keith E. Warren

(Signature of officer authorized
to promulgate and adopt
rules or his or her deputy)

532-X-3-.01

Massage Therapist Licensure Qualifications.

(1) Licensure applicants must be eighteen years of age or older on the date the applications for licensure is submitted to the Board.

(2) The applicant must not have knowingly performed massage therapy, whether for compensation or not, at or for a sexually oriented business, and must not have been convicted of or entered a plea of nolo contendere to a crime involving prostitution or other sexual offense within a three-year period before submitting the application for licensure.

(3) The applicant must complete an application on the forms approved by the Board, and shall pay for all fees as set forth below, in a timely manner.

(4) The applicant shall cause the approved school which the applicant attended to provide an original transcript of the applicant's satisfactory completion of the required course of instruction or curriculum, where the applicant is relying on the education requirement satisfaction for application to take the examination for licensure. If original transcripts are not available due to unusual circumstances, the school should so certify to the Board, and the Board may approve submission of alternate documents that substantiate the applicant's satisfaction of the education requirements.

(5) An applicant who is licensed or registered to practice massage therapy in another state or sovereign state and wishes to obtain licensure in Alabama must meet the minimum requirements set forth by the Board for licensure.

(6) Each first-time applicant for licensure must both complete the education requirements and take a board approved examination.

(7) The education requirements for eligibility to apply for licensure are as follows: as referenced in 532-X-3-.05.

(b) The Board requires 650 hours of a supervised course of instruction:

~~(i) 100 hours of anatomy and physiology consisting of 35 hours of myology, 15 hours of osteology, 10 hours of circulatory system, 10 hours of nervous system, and 30 hours of other body systems at the discretion of the school;~~

~~(ii) 40 hours of pathology;~~

~~(iii) 250 hours of basic massage therapy, contradistinctions of massage therapy, contraindications to massage therapy, and related touch modalities, to include a minimum of 50 hours of supervised massage;~~

~~(iv) 50 hours of miscellaneous required courses including business, hydrotherapy, first aid, cardiopulmonary resuscitation, and professional ethics;~~

~~(v) 210 hours of electives to be determined by the school.~~

(8) To permit animal massage by a massage therapist under the direction of prescription of a licensed veterinarian, the applicant must graduate from a nationally approved program and complete a minimum of 100 hours of postgraduate training and education in animal anatomy, pathology, and physiology for the type of animal on which the therapist will perform therapeutic massage.

(9) Pass a criminal history check.

Author: Keith E. Warren

Statutory Authority: Code of Ala. 1975, §34-43-9.

History: New Rule: Filed January 29, 2001; effective March 5, 2001. **Amended:** Filed November 9, 2006; effective December 14, 2006. **Amended:** Filed April 20, 2009; effective May 25, 2009.

Amended: Filed February 10, 2012; effective March 16, 2012.

Amended: Published October 31, 2019; effective December 15, 2019. Filed July 20, 2023;