

Byron Mallott  
Lieutenant Governor  
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**OFFICE OF THE LIEUTENANT GOVERNOR  
ALASKA**

**MEMORANDUM**

**TO:** Jun Maiquis  
Department of Commerce, Community and Economic Development

**FROM:** Scott Meriwether, Office of the Lieutenant Governor   
465.4081

**DATE:** April 28, 2016

**RE:** Filed Permanent Regulations: Board of Massage Therapists  
Regulations re: continuing education (12 AAC 79.200 - 12 AAC 79.220)

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Attorney General File:	JU2015200446 (Part 2)
Regulation Filed:	April 28, 2016
Effective Date:	May 28, 2016
Print:	218, July 2016

cc with enclosures: Linda Miller, Department of Law  
Micaela Fowler, Department of Commerce, Community & Economic  
Development  
Dianne Blumer, Administrative Regulation Review Committee  
Judy Herndon, LexisNexis

ORDER CERTIFYING THE CHANGES TO REGULATIONS  
OF THE BOARD OF MASSAGE THERAPISTS

The attached three pages of regulations, dealing with renewal and continuing education requirements, are hereby certified to be a correct copy of the regulation changes that the Board of Massage Therapists adopted at its January 14, 2016 teleconference meeting, under the authority of AS 08.01.010, AS 08.01.065, AS 08.01.100, AS 08.61.020, and AS 08.61.050 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

On the record, in considering public comments, the Board of Massage Therapists paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

DATE:

2-15-16  
Soldotna, Alaska

  
\_\_\_\_\_  
David Edwards-Smith, LMT, Acting Chair  
Board of Massage Therapists

FILING CERTIFICATION

I, Byron Mallott, Lieutenant Governor for the State of Alaska, certify that \_\_\_\_\_ on \_\_\_\_\_  
April 28, 2016 at 950 A.m., I filed the attached regulations  
according to the provisions of AS 44.62.040 – 44.62.120.

  
\_\_\_\_\_  
Byron Mallott, Lieutenant Governor

Effective: May 28, 2016.

Register: 218, July 2016.

**Chapter 79. Massage Therapists.**

**Article 2. License Renewal and Continuing Education.**

**Section**

200. License renewal

210. Continuing education requirements

220. Audit and documentation

**12 AAC 79.200. License renewal.** (a) A massage therapy license must be renewed biennially on or before September 30 of odd-numbered years. A renewal reminder document will be mailed to each currently licensed massage therapist at least 30 days before the renewal date. Failure to receive a renewal notice does not relieve a licensee from the responsibility of renewing a license on time.

(b) An applicant for renewal of a massage therapy license must meet the requirements of AS 08.61.050 and this section. A massage therapist applying for license renewal must submit

- (1) a completed renewal application on a form provided by the department;
- (2) the applicant's fingerprint information described in 12 AAC 79.130;
- (3) the fingerprint processing fee and the license renewal fee specified in 12 AAC 02.396;
- (4) a current certification in cardiopulmonary resuscitation through the American Red Cross, American Heart Association, American Safety and Health Institute, or an equivalent organization; and
- (5) documentation that the massage therapist satisfied the continuing education requirements in 12 AAC 79.210. (Eff. 5/28/2016, Register 218)

**Authority:** AS 08.61.020 AS 08.61.050

**12 AAC 79.210. Continuing education requirements.** (a) An applicant for renewal of a massage therapy license,

(1) for a biennial licensing period that begins on or after July 1, 2015, must document at least six continuing education credits, all of which may be met through Internet-based continuing education courses;

(2) for a biennial licensing period that begins on or after July 1, 2017, must document at least 16 continuing education credits, all of which may be met through Internet-based continuing education courses.

(b) An applicant for renewal under (a)(2) of this section may receive two hours of continuing education credit for completion of hands-on cardiopulmonary resuscitation through the American Red Cross, American Heart Association, American Safety and Health Institute, or an equivalent organization.

(c) An applicant for renewal under (a)(2) of this section may receive four hours of continuing education credit for completion of a bloodborne pathogens and universal precautions course once every six years.

(d) Continuing education must be completed <sup>through</sup> by a

(1) board-approved massage therapy or bodywork therapy school or training program; <sup>or</sup>

(2) local, state, or national professional organization that serves the massage therapy profession including

(A) Associated Bodywork and Massage Professionals;

- (((lowercase)))*  
↓  
(B) The American Massage Therapy Association;  
*(((lowercase)))*  
↓  
(C) The Federation of State Massage Therapy Boards; and  
*(((lowercase)))*  
↓  
(D) The National Certification Board for Therapeutic Massage and Bodywork.

(e) For the purposes of this section,

credit

(1) one continuing education ~~unit~~ equals one hour of classroom instruction between instructor and participant;

(2) one academic semester credit equals 15 contact hours; and

(3) one academic quarter credit equals 10 contact hours.

(f) An applicant for renewal is responsible for maintaining adequate and detailed records of all continuing education hours claimed and shall make the records available to the board upon request under 12 AAC 79.220. Records must be retained for four years from the date the contact hours were obtained. (Eff. 5/28/2016, Register 218)

**Authority:** AS 08.61.020 AS 08.61.030 AS 08.61.050

**12 AAC 79.220. Audit and documentation.** A licensee shall comply with all applicable requirements of 12 AAC 02.960 and 12 AAC 02.965. If selected for an audit of continuing education activities, the licensee shall cooperate with the department and shall submit all requested verifications of continuing education activities claimed by the licensee. (Eff. 5/28/2016, Register 218)

**Authority:** AS 08.61.020 AS 08.61.050

*Publisher: To reflect the grouping of 12 AAC 79.200 - 12 AAC 79.220 as new Article 2, please re-number the "General Provisions" article as Article 3. ))*



# MEMORANDUM


## State of Alaska Department of Law

To: The Honorable Byron Mallott  
Lieutenant Governor

Date: April 27, 2016

File No.: JU2015200446 (Part 2)

Tel. No.: 465-3600

From: Steven C. Weaver   
Sr. Assistant Attorney General  
and Assistant Regulations Attorney  
Legislation and Regulations Section

Re: Regulations re: continuing education  
(12 AAC 79.200 - 12 AAC 79.220)

We have reviewed the attached regulations from the Board of Massage Therapists against the statutory standards of the Administrative Procedure Act. I have reviewed this project under a specific delegation dated April 21, 2016 from the Regulations Attorney. Implementing, interpreting, and making specific AS 08.61, enacted under sec. 4, ch. 114, SLA 2014, and related temporary law transition provisions under sec. 10, ch. 114, SLA 2014, the regulations establish procedures and requirements regarding continuing education for massage therapists; and in particular clarify that one continuing education credit is the same as both one hour of classroom instruction under 12 AAC 79.210(e)(1) and one contact hour under 12 AAC 79.210(e)(2) and (3).

The attached changes are Part 2 of this regulations project; Part 1 of the regulations was filed December 18, 2015, and those regulations had an effective date of January 17, 2016 (Register 217 (April 2016)). We find no legal problems with Part 2 of the regulations. With Part 2 we have included an original certification of adoption order, an original affidavit of board action, and related informal minutes. We have also included photocopies of other supporting documents that are filed with Part 1 of this project. This memorandum constitutes the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file the attached regulations.

The June 17, 2015 public notice and the February 15, 2016 certification of adoption order both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

Hon. Byron Mallott, Lieutenant Governor  
Our file: JU2015200446 (Part 2)

April 27, 2016  
Page 2

We have made some technical corrections to conform the regulations in accordance with AS 44.62.125. The corrections are shown on the attached copy of the regulations.

SCW

cc w/enc: (via email)

Janey Hovenden, Director  
Division of Corporations, Business, and Professional Licensing  
Department of Commerce, Community, and Economic Development

# MEMORANDUM


State of Alaska  
Department of Law

To: Amanda Unser, LMT, Chair  
Board of Massage Therapists  
(via email through Jun Maiquis)

Date: April 27, 2016

File No.: JU2015200446 (Part 2)

Tel. No.: 465-3600

From: Steven C. Weaver   
Sr. Assistant Attorney General  
and Assistant Regulations Attorney  
Legislation and Regulations Section

Re: Regulations re: continuing education  
(12 AAC 79.200 - 12 AAC 79.220)

Under AS 44.62.060, we have reviewed the attached changes by the Board of Massage Therapists and approve the changes for filing by the lieutenant governor. I have reviewed this project under a specific delegation dated April 21, 2016 from the Regulations Attorney.

The attached changes are Part 2 of this regulations project; Part 1 of the regulations was filed December 18, 2015, and those regulations had an effective date of January 17, 2016. You might wish to contact the lieutenant governor's office to confirm the filing date and effective date of the attached regulations changes.

The June 17, 2015 public notice and the February 15, 2016 certification of adoption order both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.



Amanda Unser, LMT, Chair  
Board of Massage Therapists  
Our file: JU2015200446 (Part 2)

April 27, 2016  
Page 2

We have made some technical corrections to the regulations in accordance with AS 44.62.125, as shown on the attached copy.

SCW

cc w/enc: (via email)

Micaela Fowler, Regulations Contact  
Department of Commerce, Community, and Economic Development

Janey Hovenden, Director  
Division of Corporations, Business, and Professional Licensing  
Department of Commerce, Community, and Economic Development

Sara Chambers, Operations Manager  
Division of Corporations, Business, and Professional Licensing  
Department of Commerce, Community, and Economic Development

Jun Maiquis, Regulations Specialist  
Division of Corporations, Business, and Professional Licensing  
Department of Commerce, Community, and Economic Development

Karen Hudson, Licensing Supervisor  
Division of Corporations, Business, and Professional Licensing  
Department of Commerce, Community, and Economic Development

Harriet Dinegar Milks, Assistant Attorney General  
Commercial and Fair Business Section

# MEMORANDUM

## State of Alaska Department of Law

TO: Hon. Byron Mallott  
Lieutenant Governor

DATE: April 21, 2016

FILE NO.: JU2015200446 (Part 2)

TELEPHONE NO.: 465-3600

FROM: Susan R. Pollard *SRP*  
Chief Assistant Attorney General  
& Regulations Attorney  
Legislation/Regulations Section—Juneau

SUBJECT: Specific delegation of authority  
regarding regulations review on  
Board of Massage Therapists  
regulations re: continuing  
education (12 AAC 79.200 -  
12 AAC 79.220)

By this memorandum, I am delegating my authority as Regulations Attorney under AS 44.62 to Assistant Attorney General Steven C. Weaver for the above-referenced regulations project. Under this delegation of authority, Steven Weaver has my full authority under AS 44.62 to conduct the legal review under AS 44.62 and take necessary actions on this regulations project.

If you have questions, please let me know.

SRP:SCW

cc w/enc: Scott C. Meriwether, AAC Coordinator  
Office of the Lieutenant Governor  
  
Steven C. Weaver  
Sr. Assistant Attorney General  
Legislation/Regulations Section—Juneau

STATE OF ALASKA

## FIRST JUDICIAL DISTRICT

**SS.**

## AFFIDAVIT OF BOARD ACTION

I, Randy Brown, Licensing Examiner for the Board of Massage Therapists, being duly sworn, state the following:

The attached motion dealing with renewal and continuing education requirements was passed by the Board of Massage Therapists during its January 14, 2016 teleconference meeting.

Date:

2.19.14

Juneau, Alaska

Randy Brown, Licensing Examiner

Randy Brown, Licensing Examiner

SUBSCRIBED AND SWORN TO before me this 19<sup>th</sup> day of February, 2016.



*Jason Elahian*  
 \_\_\_\_\_  
 Notary Public in and for the  
 State of Alaska  
 My commission expires: *with office*

Notary Public in and for the  
State of Alaska

My commission expires: with office

**STATE OF ALASKA**  
**DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT**  
**DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING**  
**BOARD OF MASSAGE THERAPISTS**

**MINUTES OF TELEPHONIC MEETING January 14, 2016**

By the authority of AS 08.01.070(2), and in compliance with the provisions of AS 44.62, Article 6, a scheduled teleconference meeting of the Board Massage Therapists was held on January 14, 2016 by Teleconference Call.

**January 14, 2016**

**Agenda Item - Call to order and Roll Call - 8:37AM by Chairperson Pro Tem David Edwards-Smith.**

Those present representing a quorum of the Board:

Ron Gibbs, Licensed Massage Therapist (telephonic)  
David Edwards-Smith, Licensed Massage Therapist (telephonic)  
Shirley Nelson, Public Member (telephonic)  
Traci Gilmour, Licensed Massage Therapist (in person)

In attendance from the State of Alaska were (all in person):

Dawn Hannasch, DCCED Licensing Supervisor  
Randy Brown, DCCED Licensing Examiner  
Sara Chambers, DCCED Division Supervisor  
Janey Hovenden, DCCED Division Director  
Sonia Lipker, DCCED Investigator

In attendance as members of the public (all telephonic):

Edward Cole - ROLFer  
Barbara Mayor - ROLFer  
Mark Hutton - ROLFer  
Heidi Lyke - ROLFer  
Mark Schollenberger - ROLFer  
Don Keller - ROLFer  
David Hamm - ROLFer  
Marnie Devord - ROLFer  
Linda Jordan - ROLFer

**Agenda Item - Review & Approve Agenda**

Adjustments to the Agenda were made to the agenda to include David Edwards-Smith as Chairperson Pro Tem and to add "Review Regulations Project" as an Agenda Item.

**Upon a motion made by Traci Gilmour and seconded by Ron Gibbs, with unanimous approval,**  
**It was RESOLVED to approve the Agenda following the amendments for this meeting. 8:42AM**

**Agenda Item - Review Regulations Project**

**Upon a motion made by Traci Gilmour and seconded by David Edwards-Smith, with unanimous approval,**

**It was RESOLVED to approve changes to 12AAC 79.210 (e)(1) to include one CEU equals one classroom hour of instruction between instructor and participant. 8:58AM**

**Upon a motion made by Traci Gilmour and seconded by Ron Gibbs, with unanimous approval,**

**It was RESOLVED to approve all other changes on the proposed regulations as minor "house-keeping" changes. 9:02AM**

**Agenda Item - Public Comment**

STATE OF ALASKA }  
FIRST JUDICIAL DISTRICT } ss.

**AFFIDAVIT OF NOTICE OF PROPOSED ADOPTION OF REGULATIONS  
AND FURNISHING OF ADDITIONAL INFORMATION**

I, Jun Maiquis, Regulations Specialist, of the Department of Commerce, Community, and Economic Development, Division of Corporations, Business and Professional Licensing, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 12 AAC 79, dealing with licensing and practice of massage therapists, to implement new state statute in AS 08.61, has been given by being:

1. published in a newspaper or trade publication;
2. furnished to interested persons;
3. furnished to appropriate state officials;
4. furnished to the Department of Law, along with a copy of the proposed regulations;
5. electronically transmitted to incumbent State of Alaska legislators;
6. furnished to the Legislative Affairs Agency, Legislative Legal and Research Services;
7. posted on the Alaska Online Public Notice System as required by AS 44.62.175(a)(1) and (b) and 44.62.190(a)(1);
8. furnished electronically, along with a copy of the proposed regulations, to the Legislative Affairs Agency, the chair of the Labor and Commerce Committee of the Alaska Senate and House of Representatives, the Administrative Regulation Review Committee, and the legislative council.

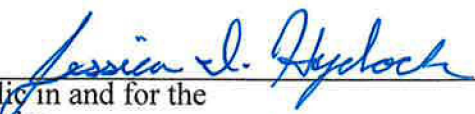
As required by AS 44.62.190(d), additional regulations notice information regarding the proposed adoption of the regulation changes described above has been furnished to interested persons and those in (5) and (6) of the list above. The additional regulations notice information also has been posted on the Alaska Online Public Notice System.

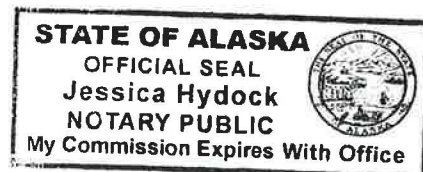
DATE: 9/4/15  
Juneau, Alaska

  
Jun Maiquis, Regulations Specialist

SUBSCRIBED AND SWORN TO before me this 4th day of September, 2015.

COPY

  
Notary Public in and for the  
State of Alaska  
My commission expires: with office





STATE OF ALASKA  
FIRST JUDICIAL DISTRICT

} ss.

COPY

### AFFIDAVIT OF ORAL HEARING

I, Karen Hudson, Licensing Supervisor for the Board of Massage Therapists, being sworn, state the following:

The Board of Massage Therapists presided over the following public hearing held in accordance with AS 44.62.210 for the purpose of taking testimony in connection with the adoption of changes to 12 AAC 79.100 – 12 AAC 79.990 dealing with licensing and practice of massage therapists, including initial license application, transitional license, criminal justice information, license renewal, continuing education requirements, audit and documentation, code of ethics and standards of practice, and definitions.

July 22, 2015, at 1:00 p.m., at the Atwood Building, 550 W.  
7th Avenue, 1st Floor, Conference Room 104, Anchorage,  
Alaska.

Date: 9/14/15  
Juneau, Alaska

Karen Hudson  
Karen Hudson, Licensing Supervisor

SUBSCRIBED AND SWORN TO before me this 14<sup>th</sup> day of September, 2015.



Parisa Elahian  
Notary Public in and for the  
State of Alaska  
My Commission Expires: with office

COPY

## FIRST JUDICIAL DISTRICT

## AFFIDAVIT OF AGENCY RECORD OF PUBLIC COMMENT

I, Jun Maiquis, Regulations Specialist for the Department of Commerce, Community, and Economic Development, Division of Corporations, Business and Professional Licensing, being duly sworn, state the following:

In compliance with AS 44.62.215, the Board of Massage Therapists has kept a record of its use or rejection of factual or other substantive information that was submitted in writing and orally as public comment and that was relevant to the accuracy, coverage, or other aspect of the Board of Massage Therapists regulation on dealing with licensing and practice of massage therapists.

DATE: 11/30/15  
Juneau, Alaska

COPY

  
Jun Maiquis, Regulations Specialist

SUBSCRIBED AND SWORN TO before me this 30 day of November, 2015.



Notary Public in and for the  
State of Alaska  
My commission expires: with office

COPY

**LICENSING AND REGULATION OF MASSAGE THERAPISTS:  
NOTICE OF PROPOSED REGULATIONS CHANGES  
BOARD OF MASSAGE THERAPISTS**

**BRIEF DESCRIPTION:** The Board of Massage Therapists proposes to adopt new regulations relating to the licensing and practice of massage therapists, to implement new state statute in AS 08.61 by Chapter 114, SLA 2014 (HB 328).

The Board of Massage Therapists (Board) proposes to adopt new regulations in Title 12 of the Alaska Administrative Code, dealing with all aspects of the licensing and practice of massage therapists under the authority of the Board. The proposed regulations address a wide range of subjects, including initial license application, transitional license, criminal justice information, license renewal, continuing education requirements, audit and documentation, code of ethics and standards of practice, definition of terms, and other provisions as necessary to implement Chapter 114, SLA 2014 (HB 328).

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Jun Maiquis, Regulations Specialist, Division of Corporations, Business and Professional Licensing, P.O. Box 110806 Juneau, AK 99811-0806. Additionally, the Board will accept comments by facsimile at (907) 465-2974 and by electronic mail at [jun.maiquis@alaska.gov](mailto:jun.maiquis@alaska.gov). Comments may also be submitted through the Alaska Online Public Notice System, by accessing this notice on the system at <http://notice.alaska.gov/177300>, and using the "comment" link. **The comments must be received no later than 4:30 p.m. on July 17, 2015.**

Oral comments relevant to the proposed actions, including the potential costs to private persons of complying with the proposed action, may also be given at a hearing to be held during the July 22, 2015 meeting at the Atwood Building, 550 W. 7th Avenue, 1st Floor, Conference Room 104, Anchorage, Alaska. **Written comments will not be accepted at the hearing.** The hearing will begin at 1:00 p.m. and will end when those who have signed up before 1:00 p.m. to give oral testimony have had the opportunity to give oral comments. The chair of the Board may limit each participant's length of oral testimony to a time limit, determined by the chair before the hearing begins, to allow enough time for all those present and timely registered to give testimony. If you wish to give your comments via telephone, please call 1-800-315-6338 access code 52538.

You may submit written questions relevant to the proposed action to Karen Hudson, Licensing Supervisor, Division of Corporations, Business and Professional Licensing, P.O. Box 110806 Juneau, AK 99811-0806 or by e-mail at [karen.hudson@alaska.gov](mailto:karen.hudson@alaska.gov). **The questions must be received at least 10 days before the end of the public comment period.** The Board will aggregate its response to substantially similar questions and make the questions and response available on the Board's website at <http://commerce.state.ak.us/dnn/cbpl/ProfessionalLicensing/BoardofMassageTherapists.aspx> or on the Alaska Online Public Notice System. The Board may, but is not required to, answer written questions received after the 10-day cut-off date and before the end of the comment period.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jun Maiquis at (907) 465-2537 no later than July 10, 2015, to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation changes, contact Jun Maiquis at the address or phone number above, or go to <http://commerce.state.ak.us/dnn/portals/5/pub/MAS-0615.pdf>

A copy of material proposed for adoption by reference is available on the Board's website at <http://commerce.state.ak.us/dnn/cbpl/ProfessionalLicensing/BoardofMassageTherapists.aspx>

After the public comment period ends, the Board will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. **You should comment during the time allowed if your interests could be affected.** Written comments and questions received are public records and are subject to public inspection.



**Statutory Authority:** AS 08.01.010; AS 08.01.065; AS 08.01.100; AS 08.61

**Statutes Being Implemented, Interpreted, or Made Specific:** AS 08.01.010; AS 08.01.065; AS 08.01.100; AS 08.61

**Fiscal Information:** The proposed regulation changes are not expected to require an increased appropriation.

DATE: 6/16/15



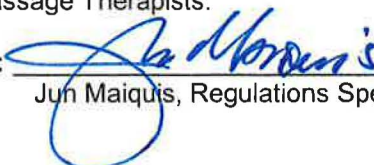
Jun Maiquis, Regulations Specialist  
Division of Corporations, Business and  
Professional Licensing

For each occupation regulated under the Division of Corporations, Business and Professional Licensing, the Division keeps a list of individuals or organizations who are interested in the regulations of that occupation. The Division automatically sends a Notice of Proposed Regulations to the parties on the appropriate list each time there is a proposed change in an occupation's regulations in Title 12 of the Alaska Administrative Code. If you would like your address added to or removed from such a list, please send your request to the Division of Corporations, Business and Professional Licensing at the address above and include your name, address, and the occupational area in which you are interested.

**LICENSING AND REGULATION OF MESSAGE THERAPISTS:  
ADDITIONAL REGULATIONS NOTICE INFORMATION  
(AS 44.62.190(d))**

1. **Adopting agency:** Board of Massage Therapists – Department of Commerce, Community, and Economic Development, Division of Corporations, Business and Professional Licensing.
2. **General subject of regulation:** Relating to the licensing and regulation of the Board of Massage Therapists.
3. **Citation of regulation:** 12 AAC 79.100 – 12 AAC 79.990.
4. **Department of Law file number:** To be assigned.
5. **Reason for the proposed action:** Compliance with new state statute.
6. **Appropriation/Allocation:** Corporations, Business and Professional Licensing – #2360.
7. **Estimated costs in the aggregate to comply with the proposed action to:**
  - a. **Private Persons:** \$1,020 (application, initial biennial license, biennial license renewal, and fingerprint processing fees).
  - b. **Other State Agencies:** None known.
  - c. **Municipalities:** None known.
8. **Cost of implementation to the state agency and available funding (in thousands of dollars):**  
No costs are expected in FY 2015 or in subsequent years.
9. **The name of the contact person for the regulations:**  
Karen Hudson, Licensing Supervisor  
Division of Corporations, Business and Professional Licensing  
Department of Commerce, Community, and Economic Development  
Telephone: (907) 465-2691  
E-mail: karen.hudson@alaska.gov
10. **The origin of the proposed action:** Board of Massage Therapists.
11. **Date:** 6/16/15

Prepared by:



Jun Maiquis, Regulations Specialist

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0001366644  
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# AFFIDAVIT OF PUBLICATION

STATE OF ALASKA

THIRD JUDICIAL DISTRICT

Leesa Little

being first duly sworn on oath deposes and says that he/she is a representative of the Alaska Dispatch News, a daily newspaper. That said newspaper has been approved by the Third Judicial Court, Anchorage, Alaska, and it now and has been published in the English language continually as a daily newspaper in Anchorage, Alaska, and it is now and during all said time was printed in an office maintained at the aforesaid place of publication of said newspaper. That the annexed is a copy of an advertisement as it was published in regular issues (and not in supplemental form) of said newspaper on

June 17, 2015

and that such newspaper was regularly distributed to its subscribers during all of said period. That the full amount of the fee charged for the foregoing publication is not in excess of the rate charged private individuals.

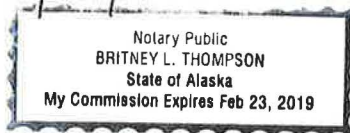
Signed

Subscribed and sworn to before me this 17th day of June, 2015

*Britney Thompson*

Notary Public in and for  
The State of Alaska.  
Third Division  
Anchorage, Alaska  
MY COMMISSION EXPIRES

02/23/2019



COPY

## LICENSING AND REGULATION OF MASSAGE THERAPISTS: NOTICE OF PROPOSED REGULATIONS CHANGES BOARD OF MASSAGE THERAPISTS

**BRIEF DESCRIPTION:** The Board of Massage Therapists proposes to adopt new regulations relating to the licensing and practice of massage therapists, to implement new state statute in AS 08.61 by Chapter 114, SLA 2014 (HB 328).

The Board of Massage Therapists (Board) proposes to adopt new regulations in Title 12 of the Alaska Administrative Code, dealing with all aspects of the licensing and practice of massage therapists under the authority of the Board. The proposed regulations address a wide range of subjects, including initial license application, transitional license, criminal justice information, license renewal, continuing education requirements, audit and documentation, code of ethics and standards of practice, definition of terms, and other provisions as necessary to implement Chapter 114, SLA 2014 (HB 328).

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Jun Maiquis, Regulations Specialist, Division of Corporations, Business and Professional Licensing, P.O. Box 110806 Juneau, AK 99811-0806. Additionally, the Board will accept comments by facsimile at (907) 465-2974 and by electronic mail at [jun.maiquis@alaska.gov](mailto:jun.maiquis@alaska.gov). Comments may also be submitted through the Alaska Online Public Notice System, by accessing this notice on the system at <http://notice.alaska.gov/177300>, and using the "comment" link. The comments must be received no later than 4:30 p.m. on July 17, 2015.

Oral comments relevant to the proposed actions, including the potential costs to private persons of complying with the proposed action, may also be given at a hearing to be held during the July 22, 2015 meeting at the Atwood Building, 550 W. 7th Avenue, 1st Floor, Conference Room 104, Anchorage, Alaska. Written comments will not be accepted at the hearing. The hearing will begin at 1:00 p.m. and will end when those who have signed up before 1:00 p.m. to give oral testimony have had the opportunity to give oral comments. The chair of the Board may limit each participant's length of oral testimony to a time limit, determined by the chair before the hearing begins, to allow enough time for all those present and timely registered to give testimony. If you wish to give your comments via telephone, please call 1-800-315-6338 access code 52538.

You may submit written questions relevant to the proposed action to Karen Hudson, Licensing Supervisor, Division of Corporations, Business and Professional Licensing, P.O. Box 110806 Juneau, AK 99811-0806 or by e-mail at [karen.hudson@alaska.gov](mailto:karen.hudson@alaska.gov). The questions must be received at least 10 days before the end of the public comment period. The Board will aggregate its response to substantially similar questions and make the questions and response available on the Board's website at <http://commerce.state.ak.us/dnn/cbpl/ProfessionalLicensing/BoardofMassageTherapists.aspx> or on the Alaska Online Public Notice System. The Board may, but is not required to, answer written questions received after the 10-day cut-off date and before the end of the comment period.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jun Maiquis at (907) 465-2537 no later than July 10, 2015, to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation changes, contact Jun Maiquis at the address or phone number above, or go to <http://commerce.state.ak.us/dnn/portals/5/pub/MAS-0615.pdf>

A copy of material proposed for adoption by reference is available on the Board's website at <http://commerce.state.ak.us/dnn/cbpl/ProfessionalLicensing/BoardofMassageTherapists.aspx>

After the public comment period ends, the Board will either adopt these or other provisions dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations may be different from that of the proposed regulations. You should comment during the time allowed if your interests could be affected. Written comments and questions received are public records and are subject to public inspection.

**Statutory Authority:** AS 08.01.010; AS 08.01.065; AS 08.01.100; AS 08.61

**Statutes Being Implemented, Interpreted, or Made Specific:** AS 08.01.010; AS 08.01.065; AS 08.01.100; AS 08.61

**Fiscal Information:** The proposed regulation changes are not expected to require an increased appropriation.

DATE: 06/16/15

/s/  
Jun Maiquis, Regulations Specialist  
Division of Corporations, Business and  
Professional Licensing

AO-08-0721  
Published: June 17, 2015