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**OFFICE OF THE LIEUTENANT GOVERNOR
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M E M O R A N D U M

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)

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 ^{through} by a

(1) board-approved massage therapy or bodywork therapy school or training program; ^{or}

(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.))