

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted. Complete new sections are not in boldface or underlined.)

Chapter 79. Board of Massage Therapy.

12 AAC 79.100 is amended by adding new subsections to read:

(c) In this section, “in-class supervised instruction” means education received either in a physical classroom or through online distance education.

(d) To meet the educational requirements of this section and 12 AAC 79.140(b), online distance education courses

(1) must be completed through a board-approved online distance education monitoring program;

(2) meet the requirements of (b)(2)(B) of this section; and

(3) may not include the practical application hours described in

12 AAC 79.140(b)(6). (Eff. 1/17/2016, Register 217; am 4/17/2019, Register 230; am ___ / ___ / ___, Register ___)

Authority: AS 08.61.020 AS 08.61.030 AS 08.61.090

12 AAC 79.110(b)(2)(B) is amended to read:

(B) is certified by **a** [THE AMERICAN MASSAGE THERAPY ASSOCIATION, THE NATIONAL CERTIFICATION BOARD FOR THERAPEUTIC MASSAGE AND BODYWORK, OR OTHER] board-approved credentialing entity; and (Eff. 1/17/2016, Register 217; am 4/17/2019, Register 230; am ___ / ___ / ___, Register ___)

Authority: AS 08.61.020 AS 08.61.040 AS 08.61.090

AS 08.61.030

12 AAC 79.200(b)(4) is amended to read:

(4) **documentation of** [A] current certification in cardiopulmonary resuscitation through the American Red Cross, American Heart Association, American Safety and Health Institute, or an equivalent organization; and

12 AAC 79.200(b)(5) is amended to read:

(5) documentation that the massage therapist satisfied the continuing education requirements in 12 AAC 79.210, **during the concluding licensing period.**

12 AAC 79.200 is amended by adding new subsections to read:

(c) The board will reinstate a massage therapy license that has lapsed less than three years if the applicant meets the requirements of (b)(1), (2) and (3) of this section and submits

(1) proof of current certification in cardiopulmonary resuscitation through the American Red Cross, American Heart Association, American Safety and Health Institute, or an equivalent organization; and

(2) proof satisfactory to the board of completion of all continuing education required by 12 AAC 79.210, during the concluding licensing period.

(d) A massage therapy license that has lapsed three years or more may not be reinstated.
(Eff. 5/28/2016, Register 218; am 4/17/2019, Register 230; am ____ / ____ / _____, Register ____)

Authority: AS 08.61.020 AS 08.61.050

Register _____, _____ 2020 PROFESSIONAL REGULATIONS

12 AAC 79.210(a)(2) is amended to read:

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

12 AAC 79.210(a) is amended by adding a new paragraph to read:

(3) for a biennial licensing period that begins on or after October 1, 2019, a minimum of two of the 16 continuing education credits required under paragraph (2) of this subsection must be in ethics.

(Eff. 5/28/2016, Register 218; am 7/15/2016, Register 219; am 7/5/2017, Register 223; am 4/17/2019, Register 230; am ____/____/____, Register ____)

Authority: AS 08.61.020 AS 08.61.030 AS 08.61.050

12 AAC 79.900 is amended to read:

12 AAC 79.900. Code of ethics, [AND] standards of practice, and establishment standards of operation. The *Alaska Board of Massage Therapists Code of Ethics, [AND] Standards of Practice, and Establishment Standards of Operation*, dated **September 2019** [DECEMBER 2018], is adopted by reference as the code of ethics for massage therapists in the state. In order to maintain a high standard of integrity in the profession and to safeguard the health and welfare of the public, massage therapists licensed in this state shall adhere to the code of ethics. (Eff. 1/17/2016, Register 217; am 5/1/2019, Register 230; am ____/____/____, Register ____)

Authority: AS 08.61.020

12 AAC 79 is amended by adding a new section to Article 3 to read:

12 AAC 79.930. Regulation of massage therapy establishments. (a) A massage therapy establishment, unless exempted under (b) of this section, must register with the board by submitting

(1) a completed application form provided by the department;

(2) a notarized, completed self-inspection report form provided by the department, including certification of compliance with the Establishment Standards of Operation established by the board; and

(3) the fee required under 12 AAC 02.396.

(b) An owner of a massage therapy establishment is exempt from complying with (a) and (c) of this section if the majority owner of the massage therapy establishment business is a currently licensed

(1) acupuncturist under AS 08.06;

(2) chiropractor under AS 08.20;

(3) naturopath under AS 08.45;

(4) massage therapist under AS 08.61;

(5) physician, osteopath, paramedic, or physician assistant, under AS 08.64;

(6) direct-entry midwife under AS 08.65;

(7) advanced practice registered nurse under AS 08.68; or

(8) physical or occupational therapist under AS 08.84.

(c) The owner and manager of a massage therapy establishment shall notify the

department in writing by submitting the requirements of (a) of this section for a new registration not later than ten business days following any change in ownership or physical location of the massage therapy establishment.

(d) Under this section, a “massage therapy establishment” is defined as a fixed or mobile place of business that

(1) is owned by one or more natural persons, partnership, limited partnership, corporation, company, limited liability company, or other entity;

(2) engages in, conducts, or permits massage or massage therapy to be conducted for any form of compensation, or uses the word “massage” in any solicitation or advertisement.

(e) The department shall maintain a registry of all massage therapy establishments registered with the board. (Eff. ____ / ____ / _____, Register ____)

Authority: AS 08.61.020