

Department of Health  
Rulemaking Hearing Rules  
Tennessee Massage Licensure Board  
Division of Health Related Boards

Chapter 0870-1  
General Rules Governing Licensed Massage Therapists and Establishments

Amendments

Chapter 0870-1, General Rules Governing Licensed Massage Therapists and Establishments, is amended by deleting from the language of this chapter all references to T.C.A. §§ 63-18-201 through 63-18-214 and substituting instead references to T.C.A. §§ 63-18-101 through 63-18-115, and is further amended by deleting from each rule's statutory authority citations all references to T.C.A. §§ 63-18-201 through 63-18-214 and substituting instead references to T.C.A. §§ 63-18-101 through 63-18-115.

Authority: T.C.A. §§ 4-5-202, 4-5-204, and 63-18-111.

Rule 0870-1-.02, Practice Standards and Inspection of Establishments, is amended by deleting part (2) (b) 2. in its entirety and substituting instead the following language, and is further amended by renumbering the present subpart (2) (b) 2. (i) and the present part (2) (b) 3. as parts (2) (b) 3. and (2) (b) 4., so that as amended, the new part (2) (b) 2. shall read:

- (2) (b) 2. A license issued to an individual who owns a massage establishment is not transferable and is subject to revocation or other disciplinary actions upon failure of any inspection or for refusal to allow inspection by the Board's authorized representatives.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-18-105, 63-18-106, 63-18-108, and 63-18-111.

Rule 0870-1-.04, Licensure and Provisional Licensure Process, is amended by deleting part (1) (f) 1. but not its subparts, and substituting instead the following language, and is further amended by adding the following language as new subparagraph (1) (i) and renumbering the remaining subparagraphs accordingly, so that as amended, the new part (1) (f) 1. but not its subparts, and the new subparagraph (1) (i) shall read:

- (1) (f) 1. Request that a transcript from one (1) or more post secondary academic institution(s) approved by the Tennessee Higher Education Commission or its equivalent in another state(s), or approved by the Tennessee Board of Regents, be submitted directly from the institution(s) to the Board Administrative Office. The transcript must show that the applicant has successfully completed a massage, bodywork, and/or somatic therapy

curriculum(s) consisting of no less than five hundred (500) classroom hours and carry the official seal of the institution(s).

- (1) (i) An applicant shall cause to be submitted to the Board's Administrative Office directly from the vendor identified in the Board's licensure application materials, the result of a criminal background check.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-18-105, 63-18-108, and 63-18-111.

Rule 0870-1-.05, Establishment Licensure Process, is amended by adding the following language as new paragraph (9) and renumbering the remaining paragraphs accordingly:

- (9) An applicant shall cause to be submitted to the Board's Administrative Office directly from the vendor identified in the Board's licensure application materials, the result of a criminal background check.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-18-105, 63-18-108, and 63-18-111.

Rule 0870-1-.12, Continuing Education, is amended by deleting subparagraph (4) (g) in its entirety and substituting instead the following language, so that as amended, the new subparagraph (4) (g) shall read:

- (4) (g) Each sponsor of a continuing education course must provide a certificate to each participant. Records maintained by the program sponsor for the purpose of verifying attendance and compliance of the continuing education obligation must have at least the following information: Licensee's name, license number, total number of continuing education clock hours awarded, name of sponsor, program title, and date(s).

Authority: T.C.A. §§ 4-5-202, 4-5-204, and 63-18-111.

Rule 0870-1-.17, Advertising, is amended by deleting subparagraph (4) (p) but not its parts and substituting instead the following language, so that as amended, the new subparagraph (4) (p) but not its parts shall read:

- (4) (p) Failure to include the corporation, partnership or individual licensee's name in any advertisement. Any corporation, partnership or association which advertises by use of a trade name or otherwise fails to list all licensees practicing at a particular location shall:

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-18-108, and 63-18-111.

The rulemaking hearing rules set out herein were properly filed in the Department of State on the 24th day of March, 2006, and will become effective on the 7th day of June, 2006.

