

COMMITTEE ON COMMERCE
SENATE AMENDMENTS TO H.B. 2012
(Reference to House engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 32-4222, Arizona Revised Statutes, is amended to
3 read:

4 32-4222. Qualifications for licensure

5 A. An applicant for a license as a massage therapist shall:

6 1. Be at least eighteen years of age.

7 2. Be a citizen or legal resident of the United States.

8 3. Satisfy the requirements of section 32-4224.

9 4. Receive either a high school diploma or general equivalency
10 diploma or a similar document or certificate or submit proof that the
11 applicant has passed an ability to benefit examination recognized by the
12 United States department of education.

13 5. Pay the fees established pursuant to section 32-4227.

14 6. Within five years preceding the date of the application for
15 initial licensure, not have been convicted of a misdemeanor involving
16 prostitution or solicitation or another similar offense involving moral
17 turpitude that has a reasonable relationship to the practice of massage
18 therapy.

19 7. Within the preceding five years, not have voluntarily surrendered
20 a license under section 32-4254 or not have had a license to practice
21 massage therapy or another similar license revoked by a political
22 subdivision of this state or a regulatory agency in another jurisdiction in
23 the United States for an act that occurred in that jurisdiction and that
24 would be subject to discipline pursuant to this chapter.

1 8. Not be currently under investigation, suspension or restriction
2 by a political subdivision of this state or a regulatory agency in another
3 jurisdiction in the United States for an act that occurred in that
4 jurisdiction and that would be subject to discipline pursuant to this
5 chapter. If the applicant is under investigation by a regulatory agency in
6 another jurisdiction, the board shall suspend the application process and
7 may not issue or deny a license to the applicant until the investigation is
8 resolved.

9 9. For initial licensure, submit a full set of fingerprints to the
10 board for the purpose of obtaining a state and federal criminal records
11 check pursuant to section 41-1750 and Public Law 92-544. The department of
12 public safety may exchange this fingerprint data with the federal bureau of
13 investigation. The board may charge the cost of each criminal background
14 check to the applicant.

15 10. Beginning January 1, 2023, possess a valid fingerprint clearance
16 card issued pursuant to title 41, chapter 12, article 3.1 for initial
17 licensure, license renewal, a temporary license or license reinstatement
18 pursuant to this chapter.

19 B. In addition to the requirements of subsection A of this section,
20 an applicant for licensure as a massage therapist shall either:

21 1. Have successfully completed a course of study of massage therapy
22 or bodywork therapy consisting of a minimum of five hundred classroom and
23 clinical hours of supervised instruction at a board recognized school in
24 this state that is accredited by an agency recognized by the secretary of
25 the United States department of education.

26 2. Have done both of the following:

27 (a) Successfully completed a course of study in massage therapy or
28 bodywork therapy consisting of a minimum of five hundred classroom and
29 clinical hours of supervised instruction at a school in this state that is
30 licensed by the state board for private postsecondary education or at a
31 school outside of this state that is recognized by the board pursuant to
32 section 32-4228.

1 (b) Successfully passed an examination administered by a national
2 board accredited by the certifying agency that has been approved by the
3 national commission on competency assurance and that is in good standing
4 with that agency or have successfully passed an examination that is
5 administered or approved by the board.

6 C. The board may adopt rules to allow it to consider the education
7 and experience of an applicant who came from a foreign country. The board
8 by rule may increase the minimum number of classroom hours of supervised
9 instruction at a board recognized school that an applicant for licensure
10 must successfully have completed.

11 D. If the board is satisfied that an applicant meets the
12 requirements of this section, the board shall issue a license to the
13 applicant.

14 ~~E. The board, by rule, shall establish communication proficiency~~
15 ~~requirements related to an applicant's ability to protect health and safety~~
16 ~~in connection with the practice of massage therapy.~~

17 ~~F.~~ E. Subject to the board's approval, the executive director may
18 issue licenses to applicants who meet the requirements of this chapter.

19 ~~G.~~ F. The board may deny an application for a license if the
20 applicant committed an act that would subject a person licensed under this
21 chapter to disciplinary action."

22 Amend title to conform

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