

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 51

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Perry” and substitute “Perry, Nathan-Pulliam, Stull, McIntosh, Barve, Bissett, Clagett, Vallario, Grosfeld, Mandel, Gordon, Cadden, Love, Bobo, and Elliott”.

AMENDMENT NO. 2

On page 1, in lines 2, 3, 5, 6, and 7, in each instance, strike “Nursing” and substitute “Chiropractic Examiners”; in lines 2 and 20, in each instance, strike “Licensure” and substitute “Certification”; in lines 4 and 16, in each instance, strike “licensure” and substitute “certification”; in lines 7 and 14, in each instance, strike “licensed” and substitute “certified”; in lines 9 and 10, in each instance, strike “license” and substitute “certificate”; in line 19, strike “8-7A-01 through 8-7A-10” and substitute “3-5A-01 through 3-5A-11”; and in line 20, strike “7A” and substitute “5A”.

AMENDMENT NO. 3

On page 1, in line 26, strike “7A.” and substitute “5A.”.

On page 1 in line 27, on page 2 in lines 7, 22, 25, and 35, on page 3 in lines 3 and 30, on page 5 in lines 19, 24, and 26, on page 6 in lines 12, 16, and 17, on page 7 in line 34, on page 8 in lines 13 and 17, and on page 9 in lines 6 and 7, strike “8-7A-01.”, “§ 8-7A-04”, “8-7A-02.”, “8-7A-03.”, “§ 8-206”, “8-7A-04.”, “8-7A-05.”, “8-7A-06.”, “§ 8-7A-05”, “8-7A-07.”, “§ 8-317”, “8-7A-08.”, “§ 8-317”, “§ 8-317”, “8-7A-09.”, “8-7A-10.”, “§ 8-7A-04”, and “§ 8-7A-05”, respectively, and substitute “3-5A-01.”, “§ 3-5A-04”, “3-5A-02.”, “3-5A-03.”, “§ 3-206”, “3-5A-04.”, “3-5A-05.”, “3-5A-06.”, “§ 3-5A-05”, “3-5A-07.”, “§ 3-315”, “3-5A-08.”, “§ 3-315”, “§ 3-315”, “3-5A-09.”, “3-5A-10.”, “§ 3-5A-04”, and “§ 3-5A-05”, respectively.

On page 2, in lines 1 and 35, in each instance, strike “NURSING” and substitute

(Over)

“CHIROPRACTIC EXAMINERS”.

On page 3, in line 9, strike “REGISTERED NURSES” and substitute “LICENSED CHIROPRACTORS”.

On page 9, in line 9, strike “§§ 8-7A-01, 8-7A-02, 8-7A-03, and 8-7A-04” and substitute “§§ 3-5A-01 through 3-5A-04”; and in lines 10 and 11, strike “§§ 8-7A-05, 8-7A-06, 8-7A-07, 8-7A-08, 8-7A-09, and 8-7A-10” and substitute “§§ 3-5A-05 through 3-5A-11”.

AMENDMENT NO. 4

On page 1 in line 26, on page 2 in lines 23 and 30, and on page 3 in lines 18 and 21, in each instance, strike “LICENSURE” and substitute “CERTIFICATION”.

On page 2 in lines 2 and 3, on page 3 in line 21, on page 4 in lines 6, 10, and 30, on page 5 in lines 20, 27, 28, 30, 31, 32, 33, and 36, on page 6 in lines 1, 2, 7, 8, 10, 14, 18, 19, 20, 22, 23, and 34, on page 7 in lines 20, 36, and 37, and on page 8 in lines 2, 3, 4, 5, 6, and 11, in each instance, strike “LICENSE” and substitute “CERTIFICATE”.

On page 2 in lines 4, 5, and 21, on page 3 in lines 10, 11, 24, and 32, on page 6 in line 3, and on page 8 in lines 20 and 21, in each instance, strike “LICENSED” and substitute “CERTIFIED”.

On page 2, in line 27, strike “LICENSES” and substitute “CERTIFICATES”.

On page 5, in line 28, strike “LICENSEE” and substitute “CERTIFICATE HOLDER”.

On page 6, in line 24, after “LICENSING” insert “, CERTIFYING,”.

AMENDMENT NO. 5

On page 2, in line 6, after “MASSAGE” insert “THERAPY”; in line 8, strike “MANIPULATION OF” and substitute “USE OF MANUAL TECHNIQUES ON”; in line 9, after “THE” insert “HUMAN”; in the same line, strike “BY MANUAL TECHNIQUES INCLUDING EFFLEURAGE, PETRISSAGE,” and substitute “INCLUDING EFFLEURAGE (STROKING), PETRISSAGE (KNEADING),”; in line 10, after “TAPOTEMENT” insert “(TAPPING)”; in line 12, after “OR” insert “NONLEGEND”; and in line 17, strike “ADJUSTING” and substitute “THE ADJUSTMENT, MANIPULATION, OR MOBILIZATION OF”.

AMENDMENT NO. 6

On page 2, in line 16, after “DISEASE” insert “OR INJURY UNLESS REFERRED BY A LICENSED PHYSICIAN”.

AMENDMENT NO. 7

On page 3, in lines 6 and 8, in each instance, strike “FIVE” and substitute “SIX”; in line 10, strike “AND”; in line 11, after “THERAPISTS” insert “; AND

(III) ONE SHALL BE A LICENSED CHIROPRACTOR WITH PHYSICAL THERAPY PRIVILEGES”;

in lines 14, 16, 18, and 20, in each instance, after “RECOMMEND” insert “TO THE BOARD”; and in line 36, after the first “PROGRAM” insert “AS DETERMINED BY THE BOARD”.

AMENDMENT NO. 8

On page 3, in line 36, strike “OR”.

On page 4, in line 4, strike “AND” and substitute “THAT HAS SUBSTANTIALLY SIMILAR REQUIREMENTS FOR AUTHORIZATION TO PRACTICE MASSAGE THERAPY AND THE INDIVIDUAL”; in line 9, after “KNOWN” insert “;”

(III) A FAMILY MEMBER PRACTICING MASSAGE THERAPY ON ANOTHER FAMILY MEMBER;

(IV) AN ATHLETIC TRAINER WHILE FUNCTIONING IN THE COURSE OF THE ATHLETIC TRAINER’S PROFESSIONAL CAPACITY;

(V) AN INDIVIDUAL EMPLOYED BY THE FEDERAL GOVERNMENT TO PRACTICE MASSAGE THERAPY WHILE PRACTICING WITHIN THE SCOPE OF THE INDIVIDUAL’S EMPLOYMENT;

(VI) AN INDIVIDUAL WHO IS WORKING IN A FACILITY THAT PROVIDES HEALTH CLUB SERVICES FOR WHICH THE SELLER OF THE SERVICES HAS

REGISTERED WITH THE CONSUMER PROTECTION DIVISION OF THE OFFICE OF THE ATTORNEY GENERAL AS REQUIRED UNDER § 14-12B-02 OF THE COMMERCIAL LAW ARTICLE; OR

(VII) AN INDIVIDUAL WORKING IN A BEAUTY SALON FOR WHICH THE PERSON WHO OPERATES THE BEAUTY SALON HAS OBTAINED A PERMIT FROM THE STATE BOARD OF COSMETOLOGY AS REQUIRED UNDER § 5-501 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE”.

On page 4 in line 14 and on page 5 in line 2, in each instance, strike “2000” and substitute “2002”.

AMENDMENT NO. 9

On page 4, in line 17, after “BOARD” insert “IN CONSULTATION WITH THE MARYLAND HIGHER EDUCATION COMMISSION”; in line 18, strike “FOR LICENSURE AS A LICENSED MASSAGE THERAPIST”; and in line 34, after “1999” insert “AND HAS PERFORMED AT LEAST 300 PAID MASSAGE THERAPY SESSIONS”.

On page 5, in line 28, strike “2-YEAR” and substitute “1-YEAR”.

AMENDMENT NO. 10

On page 8, in line 18, strike “(1)”; in lines 18 and 19, strike “SUBSECTION (B) OF THIS SECTION” and substitute “THIS SUBTITLE”; in lines 21 and 26, strike “(2)” and “(3)”, respectively, and substitute “(B)” and “(C)”, respectively; and strike in their entirety lines 29 through 39, inclusive.

AMENDMENT NO. 11

On page 9, strike in their entirety lines 1 through 4, inclusive, and substitute:

“3-5A-11.

NOTWITHSTANDING THE FACT THAT THESE SERVICES ARE PROVIDED WITHIN THE SCOPE OF THEIR LICENSED PRACTICE, NOTHING IN THIS SUBTITLE REQUIRES A NONPROFIT HEALTH SERVICE PLAN, INSURER, HEALTH MAINTENANCE

ORGANIZATION, OR PERSON ACTING AS A THIRD PARTY ADMINISTRATOR TO REIMBURSE A CERTIFIED MASSAGE THERAPIST FOR ANY SERVICES RENDERED.”.
AMENDMENT NO. 12

On page 9, in line 5, strike “3.” and substitute “2.”; in line 8, strike “4.” and substitute “3.”; and after line 12, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That, subject to Section 3 of this Act, this Act shall take effect October 1, 1996.”.