

Department of Legislative Services  
Maryland General Assembly  
2020 Session

FISCAL AND POLICY NOTE  
Third Reader

House Bill 751

(Delegate Krebs)

Health and Government Operations

Education, Health, and Environmental Affairs

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State Board of Massage Therapy Examiners - License and Registration -  
Criminal History Records Checks

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This bill requires the Criminal Justice Information System Central Repository (CJIS-CR) to provide the State “rap back” service for the State Board of Massage Therapy Examiners. In addition, the bill reduces, from two to one, the number of complete sets of legible fingerprints an applicant for licensure or registration under the board must submit to CJIS-CR as part of an application for a criminal history records check (CHRC).

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Fiscal Summary

**State Effect:** The bill does not materially affect governmental finances or operations.

**Local Effect:** None.

**Small Business Effect:** None.

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Analysis

**Bill Summary:** If criminal history record information (CHRI) is reported to CJIS-CR after the initial CHRC, CJIS-CR must provide a revised printed statement of the individual’s State criminal history record to the board.

**Current Law:** Under State law, an applicant for licensure or registration under the board must submit to a CHRC. An applicant must submit at least two complete sets of legible fingerprints to CJIS-CR as part of an application for a State and national CHRC, as specified. CJIS-CR must forward the CHRI of the applicant to the board and to the applicant. If an applicant has made three or more unsuccessful attempts at securing legible

fingerprints, the board may accept an alternative method of a CHRC as permitted by CJIS-CR and the Federal Bureau of Investigation.

Generally, if CHRI is reported to CJIS-CR after the initial CHRC, CJIS-CR must provide a revised statement of the individual's criminal history record to the appropriate entity. The cost of this State "rap back" program is included in the cost of the initial CJIS-CR fee.

**Background:** Generally, a person must be licensed by the State Board of Massage Therapy Examiners as a massage therapist to practice massage therapy in the State or registered as a massage practitioner to practice massage therapy in a nonhealth care setting. The board advises that there are more than 2,500 licensed massage therapists and approximately 1,600 registered massage practitioners in the State.

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### **Additional Information**

**Prior Introductions:** HB 1354 of 2019 was referred to the House Rules and Executive Nominations Committee, but no further action was taken.

**Designated Cross File:** None.

**Information Source(s):** Maryland Department of Health; Department of Public Safety and Correctional Services; Department of Legislative Services

**Fiscal Note History:** First Reader - February 23, 2020  
mm/jc Third Reader - March 13, 2020

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