

## MEMORANDUM

**TO: JOINT LEGISLATIVE COMMISSION ON GOVERNMENT OPERATIONS**

**FROM: NORTH CAROLINA BOARD OF MASSAGE AND BODYWORK THERAPY**

**RE: 21 NCAC 30.1013**

**DATE: JUNE 22, 2015**

The North Carolina Board of Massage and Bodywork Therapy has submitted for adoption permanent Rule 21 NCAC 30.1013 to charge various fees to issue and renew licenses for massage and bodywork therapy establishments. The licenses are for a two year period and are renewed every other year. The fees are similar to those currently being charged to issue and renew licenses for massage and bodywork therapy practitioners. The current fees to issue and renew licenses for massage and bodywork therapy establishments are \$0.

The amounts of the proposed fees are:

### **21 NCAC 30 .1013 FEES**

(a) Fees shall be as follows:

(1)	Application for Examination of Requirements for License	\$ 20.00
(2)	License fee	150.00
(3)	License renewal	100.00
(4)	Late renewal penalty	75.00
(5)	Duplicate license	25.00

(b) Fees shall be nonrefundable and shall be paid in the form of a cashier's check, certified check, or money order made payable to the North Carolina Board of Massage and Bodywork Therapy.

(c) If the applicant is currently licensed to practice massage and bodywork therapy in North Carolina and is practicing massage and bodywork therapy as a sole practitioner, the establishment license fee and license renewal fee shall be waived.

The Practice Act in 90-626(8) provides for charging fees. The Practice Act also states in 90-626(9) that the Board has the power to "Adopt, amend, or repeal any rules necessary to carry out

the purposes of this Article and the duties and responsibilities of the Board, including rules related to the approval of ....massage and bodywork therapy establishments.” The Board has the power and duty to charge fees to license and renew licenses for massage and bodywork therapy establishments.

The Board currently does not license massage and bodywork therapy establishments. In its formative years the Board focused its attention on licensing, renewing and disciplining massage and bodywork therapists and then the approval of massage and bodywork therapy schools. The Board is now in a position to fulfill its duty to approve massage and bodywork therapy establishments. The Board will have the authority to discipline establishments that hire unlicensed persons or that offer illegal activities under the guise of massage therapy. Regulation of massage and bodywork therapy establishments will assist State and local law enforcement by identifying unlicensed establishments and will protect the public by identifying and disciplining establishments that offer illicit, illegal services.