

[Second Reprint]

ASSEMBLY, No. 4455

STATE OF NEW JERSEY
212th LEGISLATURE

INTRODUCED NOVEMBER 8, 2007

Sponsored by:

Assemblyman WILFREDO CARABALLO

District 29 (Essex and Union)

Assemblyman PETER J. BIONDI

District 16 (Morris and Somerset)

Assemblyman VINCENT PRIETO

District 32 (Bergen and Hudson)

Co-Sponsored by:

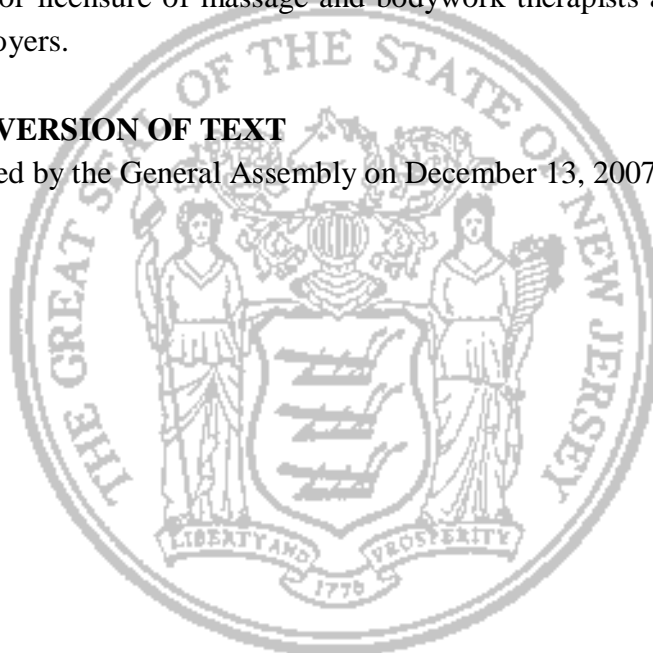
Assemblyman Holzapfel, Assemblywoman Voss and Senator Gill

SYNOPSIS

Provides for licensure of massage and bodywork therapists and registration of their employers.

CURRENT VERSION OF TEXT

As amended by the General Assembly on December 13, 2007.



(Sponsorship Updated As Of: 1/8/2008)

1 AN ACT providing for the licensing of massage and bodywork
2 therapists and the registration of certain employers, amending the
3 title and body of P.L.1999, c.19, amending various parts of the
4 statutory law, supplementing P.L.1999, c.19, and repealing
5 sections 4, 5, 6, 13, and 14 of P.L.1999, c.19.

6
7 **BE IT ENACTED** by the Senate and General Assembly of the State
8 of New Jersey:

9
10 1. The title of P.L.1999, c.19 is amended to read as follows:

11 AN ACT providing for the **[certification]** licensing of massage **[,]**
12 and bodywork **[and somatic]** therapists and supplementing
13 P.L.1947, c.262 (C.45:11-23 et seq.).
14 (cf: P.L.1999, c.19)

15
16 2. Section 1 of P.L.1999, c.19 (C.45:11-53) is amended to read
17 as follows:

18 1. This act shall be known and may be cited as the "Massage
19 **[,]** and Bodywork **[and Somatic]** Therapist **[Certification]**
20 Licensing Act."

21 (cf: P.L.1999, c.19, s.1)

22
23 3. Section 2 of P.L.1999, c.19 (C.45:11-54) is amended to read
24 as follows:

25 2. The Legislature finds and declares that:

26 a. the public interest requires the regulation of the practice of
27 massage and bodywork therapies and the establishment of clear
28 **[certification]** licensure standards for massage **[,]** and bodywork
29 **[and somatic]** therapists;

30 b. the health and welfare of the citizens of this State will be
31 protected by identifying to the public those individuals who are
32 qualified to **[call themselves]** practice massage **[,]** and bodywork
33 **[and somatic therapists]** therapies; and

34 c. the regulation of massage **[,]** and bodywork **[and somatic]**
35 therapists will benefit the public by encouraging it to take
36 advantage of massage **[,]** and bodywork **[and somatic]** therapies as
37 a viable complement to traditional medicine.

38 (cf: P.L.1999, c.19, s.2)

39
40 4. Section 3 of P.L.1999, c.19 (C.45:11-55) is amended to read
41 as follows:

42 3. As used in this act and P.L. , c. (C.) (pending before
43 the Legislature as this bill):

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ARP committee amendments adopted November 19, 2007.

²Assembly floor amendments adopted December 13, 2007.

1 "Board" means the New Jersey Board of **[Nursing]** Massage and
2 Bodywork Therapy established pursuant to section 14 of P.L. ,
3 c. (C.) (pending before the Legislature as this bill).

4 **["Committee"** means the Massage, Bodywork and Somatic
5 Therapy Examining Committee established pursuant to section 4 of
6 this act.]

7 "Licensee" means any person who holds a **[certification]** license
8 to practice massage and bodywork therapies pursuant to the
9 provisions of this act and P.L. , c. (C.) (pending before the
10 Legislature as this bill).

11 "Massage **[,]** and bodywork **[and somatic]** therapist" means a
12 person **[certified]** licensed to practice massage and bodywork
13 therapies ²**[for compensation]**² pursuant to the provisions of this
14 act and P.L. , c. (C.) (pending before the Legislature as this
15 bill).

16 "Massage **[,]** and bodywork **[and somatic]** therapies" or
17 "massage **[,]** and bodywork **[and somatic]**" means systems of
18 activity of structured touch which include, but are not limited to,
19 holding, applying pressure, positioning and mobilizing soft tissue of
20 the body by manual technique and use of visual, kinesthetic,
21 auditory and palpating skills to assess the body for purposes of
22 applying therapeutic massage **[,]** and bodywork **[or somatic]**
23 principles. Such application may include, but is not limited to, the
24 use of therapies such as heliotherapy or hydrotherapy, the use of
25 moist hot and cold external applications, ²**[external application of**
26 **herbal or topical preparations not classified as prescription drugs,]**²
27 explaining and describing myofascial movement, self-care and
28 stress management as it relates to massage **[,]** and bodywork **[and**
29 **somatic]** therapies. Massage **[,]** and bodywork **[and somatic]**
30 therapy practices are designed to affect the **[energetic system]** soft
31 tissue of the body for the purpose of promoting and maintaining the
32 health and well-being of the client. Massage **[,]** and bodywork
33 **[and somatic]** therapies do not include the diagnosis **[or treatment]**
34 of illness, disease, impairment or disability.

35 (cf: P.L.1999, c.19, s.3)

36

37 5. Section 7 of P.L.1999, c.19 (C.45:11-59) is amended to read
38 as follows:

39 7. The **[committee]** board shall:

40 a. Review the qualifications of applicants for **[certification]**
41 licensure;

42 b. Insure the proper conduct and standards of examinations;

43 c. Issue and renew **[certificates of certification]** licenses to
44 massage **[,]** and bodywork **[and somatic]** therapists pursuant to
45 this act; and P.L. c. (C.) (pending before the Legislature as
46 this bill)

1 d. Suspend, revoke or fail to renew the [certificate of
2 certification] license of a massage [,] and bodywork [and somatic]
3 therapist pursuant to the provisions of P.L.1978, c.73 (C.45:1-14 et
4 seq.);

5 e. Establish any standards for the continuing education of
6 licensees as it deems necessary;

7 f. Prescribe or change the charges for examinations,
8 [certifications] licensures, renewals and other services performed
9 pursuant to P.L.1974, c.46 (C.45:1-3.1 et seq.); and

10 g. Maintain a record of every massage [,] and bodywork [and
11 somatic] therapist [certified] licensed in this State, and the date
12 and number of his [certificate of certification] license, and publish
13 a list of the names and addresses of all licensees annually.

14 (cf: P.L.1999, c.19, s.7)

15
16 6. Section 8 of P.L.1999, c.19 (C.45:11-60) is amended to read
17 as follows:

18 8. To be eligible for [certification] licensure as a massage [,]
19 and bodywork [and somatic] therapist, an applicant shall be of
20 good moral character and submit to the [committee] board
21 satisfactory evidence of:

22 a. Successful completion of a minimum of 500 hours in class
23 study in the field of massage [,] and bodywork [and somatic]
24 therapies approved by the [committee] board; or

25 b. Successful completion of '[the] a' written examination
26 '[offered by [The] the National Certification Board for
27 Therapeutic Massage and Bodywork or the written examination
28 offered by the National Certification Commission for Acupuncture
29 and Oriental Medicine, or a substantially equivalent examination]
30 approved by the [committee] board ¹, which shall consider relevant
31 education, training and practical work experience,¹ to determine the
32 applicant's competence to [call himself a] practice massage [,] and
33 bodywork [and somatic therapist] therapies. The successful
34 completion of any such examination may have been accomplished
35 before the effective date of this act.

36 (cf: P.L.1999, c.19, s.8)

37
38 7. Section 10 of P.L.1999, c.19 (C.45:11-62) is amended to
39 read as follows:

40 10. A fee to be determined by the [committee] board shall
41 accompany each application for [certification] licensure.
42 [Certificates of certification] Licenses shall expire biennially and
43 may be renewed upon submission of a renewal application provided
44 by the board and payment of a fee. If the renewal fee is not paid by
45 that date, the [certificate of certification] license shall
46 automatically expire, but may be renewed within two years of its
47 expiration date on payment to the board of a sum determined by the

1 **[committee] board** for each year or part thereof during which the
2 **[certificate of certification] license** was expired and an additional
3 restoration fee. After a two-year period, a **[certificate of**
4 **certification] license** may only be renewed by complying with the
5 provisions of this act and P.L. _____, c. (C. _____) (pending before the
6 Legislature as this bill) regarding initial **[certification] licensure**.
7 (cf: P.L.1999, c.19, s.10)

8
9 8. Section 11 of P.L.1999, c.19 (C.45:11-63) is amended to
10 read as follows:

11 11. The **[committee] board** shall issue a **[certificate of**
12 **certification] license** to each applicant for **[certification] licensure**
13 as a massage **[,] and** bodywork **[and somatic] therapist** who
14 qualifies pursuant to this act and P.L. _____, c. (C. _____) (pending
15 before the Legislature as this bill) and any rules and regulations
16 promulgated by the board and who is not disqualified for
17 **[certification] licensure** pursuant to the provisions of P.L.1978,
18 c.73 (C.45:1-14 et seq.).
19 (cf: P.L.1999, c.19, s.11)

20
21 9. Section 12 of P.L.1999, c.19 (C.45:11-64) is amended to
22 read as follows:

23 12. Upon payment to the board of a fee and the submission of a
24 written application on forms provided by it, the **[committee] board**
25 shall issue without examination a **[certificate of certification]**
26 **license** to a massage **[,] and** bodywork **[and somatic] therapist** who
27 holds a valid license or certification issued by another state or
28 possession of the United States or the District of Columbia which
29 has education and experience requirements substantially equivalent
30 to the requirements of this act and P.L. _____, c. (C. _____) (pending
31 before the Legislature as this bill) ¹**;** provided, however, that the
32 applicant has not previously failed any examination referred to in
33 section 8 of **[this act] P.L.1999, c.19 (C.45:11-60)** that is approved
34 by the **[committee] board**, in which case the granting of
35 **[certification] licensure** shall be at the discretion of the
36 **[committee] board**¹.
37 (cf: P.L.1999, c.19, s.12)

38
39 10. Section 1 of P.L.1971, c.60 (C.45:1-2.1) is amended to read
40 as follows:

41 1. The provisions of this act shall apply to the following boards
42 and commissions: the New Jersey State Board of Accountancy, the
43 New Jersey State Board of Architects, the New Jersey State Board
44 of Cosmetology and Hairstyling, the Board of Examiners of
45 Electrical Contractors, the New Jersey State Board of Dentistry, the
46 State Board of Mortuary Science of New Jersey, the State Board of
47 Professional Engineers and Land Surveyors, the State Board of

1 Marriage and Family Therapy Examiners, the State Board of
2 Medical Examiners, the New Jersey Board of Nursing, the New
3 Jersey State Board of Optometrists, the State Board of Examiners of
4 Ophthalmic Dispensers and Ophthalmic Technicians, the Board of
5 Pharmacy, the State Board of Professional Planners, the State Board
6 of Psychological Examiners, the State Board of Examiners of
7 Master Plumbers, the New Jersey Real Estate Commission, the
8 State Board of Court Reporting, the State Board of Veterinary
9 Medical Examiners, the Radiologic Technology Board of
10 Examiners, the Acupuncture Examining Board, the State Board of
11 Chiropractic Examiners, the State Board of Respiratory Care, the
12 State Real Estate Appraiser Board, the State Board of Social Work
13 Examiners, and the State Board of Physical Therapy Examiners, the
14 Orthotics and Prosthetics Board of Examiners, the New Jersey
15 Cemetery Board, the State Board of Polysomnography, the New
16 Jersey Board of Massage and Bodywork Therapy and any other
17 entity hereafter created under Title 45 to license or otherwise
18 regulate a profession or occupation.

19 (cf: P.L.2005, c.308, s.8)

20

21 11. Section 1 of P.L.1974, c.46 (C.45:1-3.1) is amended to read
22 as follows:

23 1. The provisions of this act shall apply to the following boards
24 and commissions: the New Jersey State Board of Accountancy, the
25 New Jersey State Board of Architects, the New Jersey State Board
26 of Cosmetology and Hairstyling, the Board of Examiners of
27 Electrical Contractors, the New Jersey State Board of Dentistry, the
28 State Board of Mortuary Science of New Jersey, the State Board of
29 Professional Engineers and Land Surveyors, the State Board of
30 Marriage and Family Therapy Examiners, the State Board of
31 Medical Examiners, the New Jersey Board of Nursing, the New
32 Jersey State Board of Optometrists, the State Board of Examiners of
33 Ophthalmic Dispensers and Ophthalmic Technicians, the Board of
34 Pharmacy, the State Board of Professional Planners, the State Board
35 of Psychological Examiners, the State Board of Examiners of
36 Master Plumbers, the State Board of Court Reporting, the State
37 Board of Veterinary Medical Examiners, the Radiologic
38 Technology Board of Examiners, the Acupuncture Examining
39 Board, the State Board of Chiropractic Examiners, the State Board
40 of Respiratory Care, the State Real Estate Appraiser Board, the New
41 Jersey Cemetery Board, the State Board of Social Work Examiners
42 and the State Board of Physical Therapy Examiners, the State Board
43 of Polysomnography, the Orthotics and Prosthetics Board of
44 Examiners, the New Jersey Board of Massage and Bodywork
45 Therapy and any other entity hereafter created under Title 45 to
46 license or otherwise regulate a profession or occupation.

47 (cf: P.L.2005, c.308, s.10)

1 12. Section 2 of P.L.1978, c.73 (C.45:1-15) is amended to read
2 as follows:

3 2. The provisions of this act shall apply to the following boards
4 and all professions or occupations regulated by, through or with the
5 advice of those boards: the New Jersey State Board of
6 Accountancy, the New Jersey State Board of Architects, the New
7 Jersey State Board of Cosmetology and Hairstyling, the Board of
8 Examiners of Electrical Contractors, the New Jersey State Board of
9 Dentistry, the State Board of Mortuary Science of New Jersey, the
10 State Board of Professional Engineers and Land Surveyors, the
11 State Board of Marriage and Family Therapy Examiners, the State
12 Board of Medical Examiners, the New Jersey Board of Nursing, the
13 New Jersey State Board of Optometrists, the State Board of
14 Examiners of Ophthalmic Dispensers and Ophthalmic Technicians,
15 the Board of Pharmacy, the State Board of Professional Planners,
16 the State Board of Psychological Examiners, the State Board of
17 Examiners of Master Plumbers, the State Board of Court Reporting,
18 the State Board of Veterinary Medical Examiners, the State Board
19 of Chiropractic Examiners, the State Board of Respiratory Care, the
20 State Real Estate Appraiser Board, the State Board of Social Work
21 Examiners, the State Board of Physical Therapy Examiners, the
22 State Board of Polysomnography, the Professional Counselor
23 Examiners Committee, the New Jersey Cemetery Board, the
24 Orthotics and Prosthetics Board of Examiners, the Occupational
25 Therapy Advisory Council, the Electrologists Advisory Committee,
26 the Acupuncture Advisory Committee, the Alcohol and Drug
27 Counselor Committee, the Athletic Training Advisory Committee,
28 the Certified Psychoanalysts Advisory Committee, the Fire Alarm,
29 Burglar Alarm, and Locksmith Advisory Committee, the Home
30 Inspection Advisory Committee, the Interior Design Examination
31 and Evaluation Committee, the Hearing Aid Dispensers Examining
32 Committee, the Landscape Architect Examination and Evaluation
33 Committee, **【the Massage, Bodywork and Somatic Therapy**
34 **Examining Committee,】** the Perfusionists Advisory Committee, the
35 Physician Assistant Advisory Committee, and the Audiology and
36 Speech-Language Pathology Advisory Committee, the New Jersey
37 Board of Massage and Bodywork Therapy and any other entity
38 hereafter created under Title 45 to license or otherwise regulate a
39 profession or occupation.

40 (cf: P.L.2005, c.308, s.11)

41

42 13. (New section) a. Nothing in this amendatory and
43 supplementary act shall be construed to prohibit any person licensed
44 to practice in this State under any other law from engaging in ²or
45 using titles consistent with² the practice for which he is licensed or
46 to prohibit any student enrolled in a program of massage and
47 bodywork therapies recognized by the board from performing

1 massage and bodywork therapies which are necessary to his course
2 of study.

3 b. Nothing in this amendatory and supplementary act shall be
4 construed to prohibit any person performing massage and bodywork
5 therapies in this State, if those therapies are performed for no more
6 than 45 days in a calendar year and for no more than 30 days in any
7 60-consecutive day period and provided that the person is duly
8 licensed, certified or registered to practice massage and bodywork
9 therapy in another state or the District of Columbia.

10 c. Nothing in this amendatory and supplementary act shall be
11 construed to prohibit any person from engaging in the manipulation
12 of soft tissue of the human body contained on hands, feet or ears,
13 provided that the client does not remove any clothing ¹other than
14 shoes or socks.

15 d. Nothing in this amendatory and supplementary act shall be
16 construed to prohibit any teacher from demonstrating massage and
17 bodywork techniques while teaching a class or workshop if the
18 individual is duly licensed by another state or possession of the
19 United States or the District of Columbia to practice massage and
20 bodywork therapies if their state or district of residence requires
21 such licensure for an individual to practice massage and bodywork
22 therapies.

23 e. Nothing in this amendatory and supplementary act shall be
24 construed to prohibit any person from using touch, words and
25 directed movement to deepen awareness of existing patterns of
26 movement in the body, or to suggest new possibilities of movement
27 provided that these services are not designated or implied to be
28 massage and bodywork therapy and the client is fully clothed.

29 ²[f. Nothing in this amendatory and supplementary act shall be
30 construed to prohibit a person from providing Reiki and similar
31 energy work, as determined by the board¹.]²

32
33 14. (New section) There is created within the Division of
34 Consumer Affairs in the Department of Law and Public Safety the
35 New Jersey Board of Massage and Bodywork Therapy. The board
36 shall consist of nine members who are residents of the State, two of
37 whom shall be public members appointed pursuant to the provisions
38 of subsection b. of section 2 of P.L.1971, c.60 (C.45:1-2.2) and one
39 of whom shall be a member of the Executive Branch appointed in
40 fulfillment of the requirement of subsection c. of that section. The
41 six remaining members shall have been actively engaged in the
42 practice of massage and bodywork therapies for at least five years
43 immediately preceding their appointment and all of whom, except
44 for the members first appointed, shall be licensed as massage and
45 bodywork therapists pursuant to this amendatory and supplementary
46 act. No more than one member of the board shall be an owner of,
47 or be affiliated with, a school teaching massage and bodywork
48 therapy.

1 The Governor shall appoint each member, other than the State
2 executive department member, for terms of three years, except that
3 of the massage and bodywork therapists first appointed, two shall
4 serve for a term of three years, two shall serve for terms of two
5 years and two shall serve for terms of one year. Any vacancy in the
6 membership shall be filled for the unexpired term in the manner
7 provided by the original appointment. No member of the board
8 may serve more than two successive terms in addition to any
9 unexpired term to which he has been appointed. The Governor may
10 remove any member of the board, other than the State executive
11 department member, for cause.

12

13 15. (New section) Members of the board shall be compensated
14 and reimbursed for expenses and provided with office and meeting
15 facilities pursuant to section 2 of P.L.1977, c.285 (C.45:1-2.5).

16

17 16. (New section) The board shall annually elect from among
18 its members a chairman and a vice-chairman and may appoint a
19 secretary, who need not be a member of the board. The board shall
20 meet at least once every two months and may hold additional
21 meetings as necessary to discharge its duties.

22

23 ²[17. (New section) Upon payment to the board of a
24 prescribed fee and the submission of a written application on forms
25 prescribed by the board, the board shall issue a temporary permit to
26 an applicant who ¹[within not more than 90 days from the date of
27 application]¹ has completed a program of massage and bodywork
28 therapies recognized by the board, which permit shall allow the
29 applicant to engage in the practice of massage and bodywork
30 therapies. The permit shall remain valid for a period of no more
31 than 120 days or upon receipt of a newly issued license as a
32 massage and bodywork therapist, whichever occurs first. Only one
33 temporary permit shall be issued to an applicant.]²

34

35 ²[18.] 17.² (New section) a. The board shall require each
36 person licensed as a massage and bodywork therapist, as a condition
37 for biennial license renewal pursuant to section 1 of P.L.1972, c.108
38 (C.45:1-7), to complete any continuing education requirements
39 imposed by the board pursuant to this section.

40 b. The board shall:

41 (1) Establish standards for continuing massage and bodywork
42 therapist education, including: the number of credits, which shall
43 not exceed 24 credit hours biennially; the subject matter and content
44 of courses of study; competency assessments; and the type of
45 continuing education credits required of a licensed massage and
46 bodywork therapist as a condition of license renewal;

1 (2) Approve educational programs offering credit towards
 2 continuing massage and bodywork therapist education
 3 requirements; and

4 (3) Approve other equivalent educational programs and
 5 establish procedures for the issuance of credit upon satisfactory
 6 proof of the completion of those programs. In the case of
 7 continuing education courses and programs, each hour of
 8 instruction shall be equivalent to one credit.

9 c. The board shall only approve programs that are provided on
 10 a nondiscriminatory basis.

11 d. (1) The board may, in its discretion, waive requirements for
 12 continuing education on an individual basis for reasons of hardship,
 13 such as disability, retirement of the license, military service or
 14 deployment, or any other good cause.

15 (2) If a massage and bodywork therapist completes a number of
 16 continuing education credit hours in excess of the number required
 17 for a biennial period, the board, by rule or regulation, may allow
 18 credits to be carried over to satisfy the person's continuing
 19 education requirement for the next biennial renewal period, but
 20 shall not be applicable thereafter.

21

22 ²[19.] 18.² (New section) a. No person shall engage in the
 23 practice of massage and bodywork therapies ²[for compensation]²
 24 as a licensed massage and bodywork therapist or present, call or
 25 represent himself as a licensed massage and bodywork therapist
 26 unless licensed pursuant to this amendatory and supplementary act.

27 b. No person shall assume, represent himself as, or use the title
 28 or designation "massage or bodywork therapist," "licensed massage
 29 and bodywork therapist" or any title or designation which includes
 30 the words "massage," "bodywork," ¹"masseur,"¹ "masseuse,"
 31 "shiatsu," "acupressure," "accupressure," "accu-pressure," "nuad
 32 bo'rarn," "amma," "anma," ²"[chei] chi"² nei tsang," ²"[medical
 33 qigong,]"² "tuina," "polarity educator," "polarity therapist,"
 34 "polarity therapy," "polarity practitioner" or any of the
 35 abbreviations "MT," "BT," "MBT," "MBST," "CMBT," "COBT,"
 36 "CMT," "LBT," "LMBST," "LMBT," "LABT," "LOBT," "AB,"
 37 "ABT," "OB," "RPP," or "LMT" or similar abbreviations ²as
 38 determined by the board², unless licensed under this amendatory
 39 and supplementary act.

40

41 ²[20.] 19.² (New section) Any person who is a certified
 42 massage, bodywork and somatic therapist pursuant to sections 8 or
 43 9 of P.L.1999, c.19 (C.45:11-60 or 45:11-61) on the effective date
 44 of P.L. , c. (C.) (pending before the Legislature as this bill)
 45 shall be a licensed massage and bodywork therapist under and
 46 subject to the provisions of P.L.1999, c.19 (C.45:11-53 et seq.) and
 47 P.L. , c. (C.) (pending before the Legislature as this bill).

1 ²[21.] 20.² (New section) For 360 days after the date
2 procedures are established by the board for applying for licensure
3 under the provisions of P.L. , c. (C.) (pending before the
4 Legislature as this bill), any person who engaged in the full-time
5 practice, as determined by the board, of massage and bodywork
6 therapies for two years preceding the enactment date of
7 P.L. , c. (C.) (pending before the Legislature as this bill), or
8 in the part-time practice, as determined by the board, of massage
9 and bodywork therapies for five years preceding the enactment date
10 of P.L. , c. (C.) (pending before the Legislature as this bill),
11 and has successfully completed a minimum of 200 hours of
12 education or training in massage or bodywork therapies as
13 determined by the board, may acquire a license to practice massage
14 and bodywork therapies without satisfying either the education or
15 examination requirement of section 8 of P.L.1999, c.19 (C.45:11-
16 60).

17

18 ²[22.] 21.² (New section) a. No employer shall engage in or
19 advertise or hold itself out as offering massage and bodywork
20 therapies unless the employer is registered with the board.

21 b. A written application for registration shall be made to the
22 board on the form prescribed by the board and shall contain the
23 following information:

24 (1) The name and residence of the owner or operator of the
25 entity providing massage and bodywork therapies;

26 (2) The municipality and location of the owner or operator's
27 primary place of business and the locations of all other branches of
28 business; and

29 (3) Any other biographical information of the applicant as
30 required by the board.

31 ²c. Each applicant for registration and each registrant pursuant
32 to the provisions of this section shall pay to the board a fee for the
33 issuance of a two-year registration in the amount established by the
34 board in accordance with the provisions of P.L.1974, c.46 (C.45:1-
35 3.1 et seq.)²

36

37 ²[23.] 22.² (New section) The board may suspend or revoke the
38 registration of an employer offering massage and bodywork
39 therapies upon proof showing by a preponderance of the evidence
40 that the employer:

41 a. Has made false or misleading statements of a material nature
42 in the application for registration; or

43 b. Failed to demonstrate that each employee of the employer
44 who is engaged in the performance of massage and bodywork
45 therapies is in possession of a license to practice massage and
46 bodywork therapies.

1 ²[24.] 23.² (New section) This act shall supersede any
2 municipal ordinance or regulation that provides for the licensing,
3 certification or registration of massage and bodywork therapists.

4

5 ²[25.] 24.² The following sections are repealed:

6 Section 4 of P.L.1999, c.19 (C.45:11-56)

7 Section 5 of P.L.1999, c.19 (C.45:11-57)

8 Section 6 of P.L.1999, c.19 (C.45:11-58)

9 Section 13 of P.L.1999, c.19 (C.45:11-65)

10 Section 14 of P.L.1999, c.19 (C.45:11-66)

11

12 ²[26.] 25.² ²[This act shall take effect on the 90th day
13 following enactment] Section 14 of this act shall take effect
14 immediately. The remaining sections of this act shall not become
15 effective until such time as the New Jersey Board of Massage and
16 Bodywork Therapy, established pursuant to section 14 of this act,
17 shall adopt rules regulating the practice of massage and bodywork
18 therapies².