

1999 Assembly Bill 237

Date of enactment: **April 25, 2000**

Date of publication*: **May 8, 2000**

1999 WISCONSIN ACT 98

AN ACT to amend 440.982 (1) (b) of the statutes; relating to: educational and examination requirements for massage therapists and bodyworkers and providing an exemption from emergency rule procedures.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 440.982 (1) (b) of the statutes is amended to read:

440.982 (1) (b) Promulgate rules establishing the education, training or competency requirements that an applicant for a license must satisfy in order to be issued a license of registration under this subchapter. The rules shall require an applicant to complete at least 500 classroom hours of study in a course of instruction at a school of in massage therapy or bodywork approved by the department or at a school approved by the educational approval board under s. 39.51 and the. The rules shall also require an applicant whose application is received after March 1, 2000, to successfully complete the national certification examination for therapeutic massage and bodywork that is offered by the National Certification Board for Therapeutic Massage and Bodywork or a substantially equivalent examination relating to the practice of massage therapy or bodywork that is

approved by the National Commission of Certifying Agencies of the National Organization for Competency Assurance or that is developed, administered or approved by the department. The rules may also require an applicant to pass an examination, administered or approved by the department, to determine fitness to practice on state laws and administrative rules governing massage therapy or bodywork.

SECTION 2. Nonstatutory provisions.

(1) Using the procedure under section 227.24 of the statutes, the department of regulation and licensing may promulgate rules under section 440.982 (1) (b) of the statutes for the period before the effective date of permanent rules promulgated under that section, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) and (3) of the statutes, the department need not provide evidence of the necessity of preservation of the public peace, health, safety or welfare in promulgating rules under this subsection.

* Section 991.11, WISCONSIN STATUTES 1997-98: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].