

## 1999 ASSEMBLY BILL 237

March 23, 1999 - Introduced by Representative UNDERHEIM, cosponsored by Senator ROESSLER. Referred to Committee on Health.

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

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### *Analysis by the Legislative Reference Bureau*

Under current law, the department of regulation and licensing (DORL) is required to promulgate rules that specify the educational requirements that a person must satisfy in order to be eligible for a massage therapist or bodyworker license. The rules must require completion of a course of instruction in massage therapy or bodywork.

This bill specifies that the rules must require completion of the course of instruction at a school approved by DORL or the educational approval board.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

4 SECTION 1. 440.982 (1) (b) of the statutes is amended to read:  
5 440.982 (1) (b) Promulgate rules establishing the education, training or  
6 competency requirements that an applicant for a license must satisfy in order to be

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1 issued a license of registration under this subchapter. The rules shall require an  
2 applicant to complete at least 500 classroom hours of study in a course of instruction  
3 at a school of massage therapy or bodywork approved by the department or at a  
4 school approved by the educational approval board under s. 39.51 ~~and the.~~ The rules  
5 may require an applicant to pass an examination, administered or approved by the  
6 department, to determine fitness to practice massage therapy or bodywork.

**SECTION 2. Nonstatutory provisions.**

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

15 (END)