

By: Representative Holland

To: Public Health and Human Services

HOUSE BILL NO. 1377

1 AN ACT TO AMEND SECTION 73-67-5, MISSISSIPPI CODE OF 1972, TO  
2 EXEMPT PUBLICLY FUNDED POST SECONDARY INSTITUTIONS AND FOR-PROFIT  
3 COLLEGES AND SCHOOLS THAT TEACH COURSES IN ADDITION TO MASSAGE  
4 THERAPY AND ARE REQUIRED TO REGISTER WITH THE COMMISSION ON  
5 PROPRIETARY SCHOOL AND COLLEGE REGISTRATION FROM CERTAIN FEES AND  
6 REQUIREMENTS UNDER THE PROFESSIONAL MASSAGE THERAPY ACT; AND FOR  
7 RELATED PURPOSES.

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

9 SECTION 1. Section 73-67-5, Mississippi Code of 1972, is  
10 amended as follows:

11 73-67-5. (1) The provisions of this chapter shall not apply  
12 to the following:

13 (a) Persons state licensed, state registered, state  
14 certified, or otherwise state credentialed by the laws of this  
15 state to include massage as part of their practice, or other  
16 allied modalities that are certified by a nationally accredited  
17 organization recognized by the board;

18 (b) Students enrolled in a massage therapy school and,  
19 at the same time, working in a student clinic, and out-of-state  
20 massage therapy instructors when teaching in these programs;

21 (2) Any exemption granted under subsection (1) of this  
22 section is effective only insofar as and to the extent that the  
23 bona fide practice of the profession or business of the person  
24 exempted overlaps into the field comprehended by this law, and  
25 exemptions under subsection (1) of this section are only for those  
26 activities that are currently authorized and performed in the  
27 course of the bona fide practice of the business or profession of  
28 the person exempted;

29           (3) Any publicly funded post secondary institution and any  
30 for-profit college or school that teaches courses in addition to  
31 massage therapy and is required to register with the Commission on  
32 Proprietary School and College Registration under the provisions  
33 of Title 75, Chapter 60 of the Mississippi Code of 1972 shall be  
34 exempt from any licensing fees, renewal fees, tuition fees and  
35 bonding requirements that otherwise would be required under this  
36 chapter.

37           **SECTION 2.** This act shall take effect and be in force from  
38 and after July 1, 2007.