

Honolulu, Hawaii
, 2020

FEB 13
RE: H.B. No. 2322
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirtieth State Legislature
Regular Session of 2020
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which
was referred H.B. No. 2322, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO MASSAGE THERAPY,"

begs leave to report as follows:

The purpose of this measure is to institute certain consumer
protections with regard to massage therapy by:

- (1) Requiring the Board of Massage Therapy, rather than the
Department of Health, to adopt and enforce sanitary
rules for massage therapy establishments;
- (2) Repealing the penalty for unlicensed practice of massage
therapy in favor of existing law that treats unlicensed
activity as a misdemeanor; and
- (3) Increasing the fines for violations of the laws
regulating massage therapy.

Your Committee received testimony in support of this measure
from the Board of Massage Therapy and American Massage Therapy
Association - Hawaii Chapter.

Your Committee finds that in October 2018, the sanitation
rules for massage therapy establishments under the Department of



Health were repealed. Since then, massage therapy establishments have not been required to comply with any sanitation requirements. Your Committee further finds that the Board of Massage Therapy lacks the statutory authority to adopt and enforce sanitation rules. This measure protects the public by granting rulemaking authority to and clarifying enforcement powers of the Board of Massage Therapy.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2322, H.D. 1, and recommends that it be referred to your Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committee on Consumer
Protection & Commerce,



ROY M. TAKUMI, Chair



State of Hawaii
House of Representatives **HSCR 425-20**
The THIRTIETH Legislature

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: HB 2322 HD 1	Committee Referral: IAC, CPC, FIN	Date: 2/10/20		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended (as is) <input type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. TAKUMI, Roy M. (C)	/			
2. ICHIYAMA, Linda (VC)	/			
3. AQUINO, Henry J.C.	/			
4. BELATTI, Della Au	/			
5. CABANILLA ARAKAWA, Rida	/			
6. CACHOLA, Romy M.	/			
7. HAR, Sharon E.	/			
8. KONG, Sam Satoru	/			
9. MIZUNO, John M.	/			
10. ONISHI, Richard H.K.	/			
11. MATSUMOTO, Lauren	/			
TOTAL (11)	11	0	0	0
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; font-size: small;">committee acronym(s)</div>				
Vice Chair's or designee's signature: <u><i>Rida de la Cruz</i></u>				
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