

STAND. COM. REP. NO.

3450

Honolulu, Hawaii

MAY 12 2020

RE: H.B. No. 2322  
H.D. 1  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirtieth State Legislature  
Regular Session of 2020  
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,  
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 and intent of this measure is to:

- (1) Require the Board of Massage Therapy to adopt and enforce sanitation rules for massage establishments;
- (2) Repeal existing statutory language that classifies unlicensed activity as a petty misdemeanor in favor of a provision that makes unlicensed activity a misdemeanor; and
- (3) Increase the minimum fine from \$100 to \$250 and the maximum find from \$1,000 to \$2,000 for each violation of the massage therapy laws.

Your Committee received testimony in support of this measure from the Board of Massage Therapy, American Massage Therapy Association, and IMUAlliance. Your Committee received testimony in opposition to this measure from one individual.

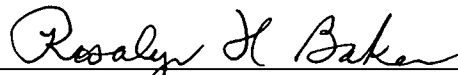


Your Committee finds that, in October 2018, Hawaii Administrative Rules adopted by the Department of Health that established sanitation requirements for massage therapy establishments were repealed. Since this repeal, massage therapy establishments have not had to comply with any sanitation requirements. This measure promotes public health and safety by granting the Board of Massage Therapy (Board) statutory authority to promulgate and enforce sanitation rules, protects the public by authorizing the Board to require that massage therapists operate in sanitary and licensed massage therapy establishments, and increases penalties.

Your Committee has amended this measure by inserting an effective date of July 1, 2020.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2322, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2322, H.D. 1, S.D. 1, and be referred to your Committees on Judiciary and Ways and Means.

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



ROSALYN H. BAKER, Chair



