

1 AN ACT relating to massage therapy.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔Section 1. KRS 309.364 is amended to read as follows:

4 (1) Except as provided in subsection (2) of this section, KRS 309.350 to 309.364  
5 supersede all ordinances or regulations regulating massage therapists in any city,  
6 county, urban-county, unified local governments, charter county, or consolidated  
7 local government.

8 (2) Nothing in this section shall be interpreted or construed to limit the authority of  
9 cities, counties, urban-county governments, consolidated local governments,  
10 unified local governments, or charter county governments from regulating the  
11 operation of businesses that are, or advertise to be, owned, operated, associated,  
12 or affiliated with a licensed massage therapist, including the authority to adopt  
13 and enforce ordinances or regulations relating to:

14 (a) Zoning requirements;

15 (b) Local business or occupational licensing requirements and standards;

16 (c) Occupational license fee; or

17 (d) Inspection, advertising, hours of operation, and sanitation  
18 requirements~~[This article does not affect city, county, urban-county, charter~~

19 ~~county, or consolidated local government regulations relating to zoning~~  
20 ~~requirements or occupational license fees pertaining to health care~~  
21 ~~professions].~~

22 ➔Section 2. KRS 309.3535 is amended to read as follows:

23 Any person who violates KRS 309.353 shall be guilty of a Class ~~A~~B misdemeanor.

24 Each massage performed without a license shall constitute a separate offense.