

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.**