

State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

760S0245

HOUSE ENGROSSED NO. **SB 151** - 3/2/2011

Introduced by: Senators Adelstein, Rampelberg, Rhoden, and Tieszen and Representatives Sly, Conzet, Gosch, Kirkeby, Kopp, Steele, and Verchio

1 FOR AN ACT ENTITLED, An Act to revise the grandfathering provisions and renewal
2 requirements of massage therapy licensure.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 36-35-14 be amended to read as follows:

5 36-35-14. Until July 1, 2008, the board may issue a license to a person who demonstrates
6 completion of a minimum of one hundred hours of training or study in the practice of massage
7 with a facility or instructor recognized by the board or adequate experience derived from the
8 active practice of massage for at least the three years immediately preceding the date of the
9 application. Any person applying for a license under this section is not required to comply with
10 the examination and training or study requirements of § 36-35-12 but shall meet the other
11 criteria set forth in § 36-35-12. Any person applying for a license under this section shall submit
12 an application as required by § 36-35-12 along with proof of active practice for at least three
13 years prior to the date of application. Any person who qualified for licensure pursuant to this
14 section and allowed the license to lapse may be issued a license, notwithstanding the initial time
15 period provided in this section, by complying with this section before June 30, 2012.



1 Section 2. That § 36-35-16 be amended to read as follows:

2 36-35-16. Any person holding a valid license under this chapter may renew that license by
3 paying the required renewal fee and providing proof of compliance with the continuing
4 education requirements set by the board at least thirty days prior to the expiration of the current
5 license. Any person who submits a license renewal ~~late~~ less than thirty days prior to the
6 expiration of the license but no later than the expiration date shall submit a seventy-five dollar
7 late fee. If the board has not received a license renewal by the expiration date, the board shall
8 notify the licensee within five days that the renewal has not been received and that the licensee
9 may not practice until the license is renewed. Any person who submits a license renewal within
10 thirty days after the expiration date shall submit a one hundred fifty dollar late fee. Any person
11 whose license has lapsed shall reapply for a license.