

Senate Bill 717

Sponsored by COMMITTEE ON HEALTH CARE AND VETERANS' AFFAIRS (at the request of Ann Waters)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Exempts polarity practitioners who use touch to affect energy systems of human body from application of statutes regulating massage therapy.

A BILL FOR AN ACT

1
2 Relating to polarity practitioners; amending ORS 687.031.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 687.031 is amended to read:

5 687.031. (1) ORS 687.011 to 687.250, 687.895 and 687.991 do not apply to:

6 (a) Persons licensed under any other law of this state to do any acts included in the definition
7 of massage in ORS 687.011 or persons working under the direction of any such person.

8 (b) Trainers of any amateur, semiprofessional or professional athlete or athletic team.

9 (c) Massage practiced at the athletic department of any institution maintained by public funds
10 of the state or of any of its political subdivisions.

11 (d) Massage practiced at the athletic department of any school or college.

12 (e) Massage clinics operated as part of a certified class for the purpose of student training
13 supervised by an approved instructor or preceptor if:

14 (A) Any charge for the massage does not exceed the cost incurred in providing the massage; and

15 (B) The student is not compensated.

16 (f) Students enrolled in a certified class when practicing massage techniques in a nonclinical
17 setting, at or away from massage school premises or program sites, under the supervision of an ap-
18 proved instructor or preceptor, if:

19 (A) The student is clearly identified as a student to any member of the public receiving massage
20 services; and

21 (B) The student is not compensated.

22 (g) Nonresident practitioners holding a valid license, permit, certificate or registration issued
23 by any other state or territory of the United States or by a foreign country and temporarily prac-
24 ticing massage in this state for a period not exceeding 30 days for the purpose of:

25 (A) Presenting educational or clinical programs, lectures, seminars or workshops;

26 (B) Furnishing massage services during an emergency as part of a disaster response team; or

27 (C) Consulting with a massage therapist licensed in this state regarding massage practices or
28 services.

29 (h) Trained or licensed practitioners of psychotherapy or counseling modalities that use physical
30 techniques to access or support psychotherapeutic processes when practicing within the scope of a
31 license or if the practitioner has an express oral or written agreement that the sole intent in using

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 the physical techniques is to render the psychotherapy or counseling.

2 (i) Practitioners of reflexology who do not claim expressly or implicitly to be massage therapists
3 and who limit their work to the practice of reflexology through the application of pressure with the
4 thumbs to reflex points on the feet, hands and ears for the purpose of bringing the body into balance,
5 thereby promoting the well-being of clients.

6 **(j) Polarity practitioners who do not claim expressly or implicitly to be massage thera-**
7 **pists and who limit their work to the practice of polarity through the use of touch to affect**
8 **the energy systems of the human body.**

9 (2) A nonresident practitioner performing massage under subsection (1)(g) of this section must
10 obtain a temporary practice permit if practicing in this state for a total of more than 30 days in a
11 calendar year. Applications shall be accompanied by the application fee provided for in ORS 687.071.
12 A temporary practice permit shall allow the nonresident practitioner to practice massage in this
13 state for a maximum of 180 days in a calendar year.

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