

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: SB 387 - A

Seventy-Seventh Oregon Legislative Assembly – 2013 Regular Session
Legislative Fiscal Office

*Only Impacts on Original or Engrossed
Versions are Considered Official*

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Date: 2/26/2013

Measure Description:

Requires permit to operate massage facility.

Government Unit(s) Affected:

Board of Massage Therapists [Semi-Independent Agency]

Local Government Mandate:

This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

Analysis:

Senate Bill 387 – A Engrossed authorizes the Oregon Board of Massage Therapists to regulate massage facilities not owned by career schools, or owned/operated by individuals licensed by a health professional regulatory board. The bill set forth the conditions under which the Board may issue facility permits, and regulate these facilities, including the authority to close massage facilities that hire unlicensed massage practitioners. The bill allows the Board to collect a fee from massage facilities for issuance of permits. The bill allows the Board to establish this fee through the administrative rulemaking process. Certain sections of the bill become operative on January 1, 2014. The bill contains an emergency clause, and takes effect on passage.

The Board estimates that there are 50 facilities currently operating that are not owned by career schools, or owned/operated by individuals licensed by a health professional regulatory board, and assumes approximately 20 new facilities or facility permit transfers per biennium.

The Board anticipates establishing a one-time fee of \$50.00 for a facility permit with no renewal fee. Based on this proposed fee structure, the Board anticipates a revenue increase of \$2,500 for the 2013-15 biennium, and \$1,000 per biennium for following biennia. The expenditure impact is estimated to be minimal. The Board anticipates using existing staff to carry out the licensing and regulation provisions of this bill.

Note that the Board of Massage Therapists is a semi-independent state agency subject to ORS 182.456 to 182.472. The agency's budget is not subject to Executive Branch review, or approval or modification by the Legislative Assembly.