

Mississippi Secretary of State

125 South Congress St., P. O. Box 136, Jackson, MS 39205-0136

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME MISSISSIPPI STATE BOARD OF MASSAGE THERAPY		CONTACT PERSON YVONNE LAIRD	TELEPHONE NUMBER 601-732-6038	
ADDRESS POST OFFICE BOX 20; 353 S. FOURTH STREET		CITY MORTON	STATE MS	ZIP 39117
EMAIL director@msbmt.state.ms.us	SUBMIT DATE May 20, 2026	Name or number of rule(s): Rule 3.2 Board Operations; Rule 4.2 Educational Requirements; Rule 11.1 Advertising, Business License and Other Requirements		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: **Change copying rates to align with MS Ethics Commission; correct school hours; add verbiage to specifically include business registration certificates; add new rule to require establishments to report unprofessional conduct of licensees**

Specific legal authority authorizing the promulgation of rule: 25-61-5, 73-67-15(1)(t), 73-67-17(h), 73-67-19(5), 73-67-35

List all rules repealed, amended, or suspended by the proposed rule: **Rule 3.2, Rule 4.2 and Rule 11.1**

ORAL PROCEEDING:

☐ An oral proceeding is scheduled for this rule on Date: _____ Time: _____ Place: _____

☒ Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

ECONOMIC IMPACT STATEMENT:

☒ Economic impact statement not required for this rule. ☐ Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
☐ Original filing ☐ Renewal of effectiveness To be in effect in _____ days Effective date: ☐ Immediately upon filing ☐ Other (specify): _____	Action proposed: ☐ New rule(s) ☒ Amendment to existing rule(s) ☐ Repeal of existing rule(s) ☐ Adoption by reference Proposed final effective date: ☒ 30 days after filing ☐ Other (specify): _____	Date Proposed Rule Filed: Action taken: ☐ Adopted with no changes in text ☐ Adopted with changes ☐ Adopted by reference ☐ Withdrawn ☐ Repeal adopted as proposed Effective date: ☐ 30 days after filing ☐ Other (specify): _____

Printed name and Title of person authorized to file rules: Yvonne Laird, Executive Director

Signature of person authorized to file rules: [Signature]

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
Accepted for filing by _____	 MAY 20 2026 MISSISSIPPI SECRETARY OF STATE Accepted for filing by <u>28647-132</u>	Accepted for filing by _____

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Rule 3.2 Board Operations.

E. All meetings of the Board are open to the public, and citizens are encouraged to attend meetings. The following regulation is enacted for the purpose of providing reasonable written procedures concerning the cost, time, place, and method of access, under the provisions of the Mississippi Public Record Act of 1983 (Open Records Act). It is not intended that these procedures shall apply to any public record or other document, which is exempt from the provisions of said Act or not covered by the provisions of the Open Records Act.

8. The Executive Director is authorized to calculate the estimated cost of searching, obtaining from storage, reviewing, shipping and/or duplicating records and to require payment in advance of such estimated charges prior to complying with the request. There shall be a charge of \$0.15 per page for each copy. Copies printed on both sides (front & back) shall be considered as two pages for copy charge purposes. Mailing cost shall be calculated at the applicable rate for each such mailing. If request involves notice to be given to a third party, the cost of mailing such notice via certified mail return receipt requested shall be charged to the person requesting such public records. In the event the actual cost of such activity exceeds the estimate, the Executive Director is authorized to withhold mailing or delivery of said documents or to delay the inspection until the difference is paid.

Rule 4.2 Educational Requirements. All applicants must meet the requirements set forth in § 73-67-35, as revised, in order to be licensed.

B. The transcript must verify that the applicant has completed a board-approved training program of not less than five hundred fifty (550) hours of massage therapy instruction, and at least fifty (50) hours of student clinic, for a total of six hundred (600) hours, with a minimum grade requirement of "C" or better in every course of instruction, in the following subjects:

3. One hundred fifty (150) hours in allied modalities and must include, but are not limited to, a minimum of the following classroom hours in the specified subject areas:

4. Fifty (50) hours in supervised practical hands-on one- hour student clinic massage therapy sessions. Each session is to be documented on a student clinic log, signed and dated by both the instructor and the student. Supporting session documents shall include;

Source: *Miss Code Ann.* § 73-67-15 (1), as amended; § 73-67-9, as amended; § 75-67-25 (2), as amended; § 25-61-5, as amended

11.1 Advertising, Business License and other Requirements

F. A copy of the Mississippi State Board of Massage Therapy Code of Ethics and Professional Conduct, as well as a current and valid Mississippi State Board of

Massage Therapy Business Registration Certificate shall be prominently displayed at all times.

L. The business establishment shall report to the Board any conviction, determination, or finding that a holder of a license has committed an action that constitutes unprofessional conduct and to report information that indicates that the holder of a license may not be able to practice his profession with reasonable skill and safety to consumers as a result of a mental, emotional or physical condition.

Source: *Miss Code Ann.* § 73-67-15 (1) (t); (q), as amended; § 73-67-19 (5); (7), as amended; § 73-67-17 (h), as amended; § 73-67-21, as amended; § 73-67-29, as amended

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