

The Senate Committee on Regulated Industries and Utilities offered the following substitute to HB 892:

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 24A of Title 43 of the Official Code of Georgia Annotated,
2 relating to massage therapy practice generally, so as to prohibit massage therapy businesses
3 from operating during certain set hours; to revise definitions; to provide for related matters;
4 to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Article 1 of Chapter 24A of Title 43 of the Official Code of Georgia Annotated, relating to
8 massage therapy practice generally, is amended by revising paragraphs (5) through (12) of
9 Code Section 43-24A-3, relating to definitions, as follows:

10 ~~"(5) 'Entity' means the owner or operator of a business where massage therapy for~~
11 ~~compensation is performed.~~

12 ~~(6)~~(5) 'License' means a valid and current certificate of registration issued by the board
13 pursuant to this chapter to practice massage therapy.

14 ~~(7)~~(6) 'Licensee' means any person holding a license.

15 ~~(8)~~(7) 'Massage therapist' means a person licensed under this chapter as a massage
16 therapist who administers or teaches massage or massage therapy for compensation.

17 ~~(9)~~(8) 'Massage therapy' or 'massage' means the application of a system of structured
18 touch, pressure, movement, and holding to the soft tissue of the body in which the
19 primary intent is to enhance or restore health and well-being. Such term includes
20 complementary methods, including without limitation cupping therapy, taping
21 techniques, the external application of water, superficial heat, superficial cold, lubricants,
22 salt scrubs, or other topical preparations and the use of commercially available
23 electromechanical devices which do not require the use of transcutaneous electrodes and
24 which mimic or enhance the actions possible by the hands; the term also includes
25 determining whether massage therapy is appropriate or contraindicated, or whether
26 referral to another health care provider is appropriate. Such term shall not include the use
27 of ultrasound, fluidotherapy, laser, and other methods of deep thermal modalities.

28 ~~(10)~~(9) 'Massage therapy business' means an entity where the practice of or engagement
29 in massage therapy is performed by a ~~licensed~~ massage therapist.

30 ~~(11)~~(10) 'Person' means a natural person only.

31 ~~(12)~~(11) 'Provisionally permitted massage therapist' means a person issued a provisional
32 permit under this chapter."

33 SECTION 2.

34 Said article is further amended by adding a new subsection to Code Section 43-24A-15,
35 relating to unlawful acts, to read as follows:

36 "(g) Beginning on August 1, 2026, it shall be a violation of this chapter for any person or
37 entity to perform massage therapy between 1:00 A.M. and 6:00 A.M."

38 SECTION 3.

39 All laws and parts of laws in conflict with this Act are repealed.