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<tr>
<td>207-35 (COR)</td>
<td>Louise B. Muña</td>
<td>AN ACT TO ADD A NEW § 18137 TO CHAPTER 18, TITLE 10 GUAM CODE ANNOTATED RELATIVE TO AUTHORIZING THE COLOCATION OF MASSAGE THERAPY AND PRACTICE SERVICES WITHIN COSMETOLOGY ESTABLISHMENTS.</td>
<td>9/16/19 1:06 p.m.</td>
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AN ACT TO ADD A NEW § 18137 TO CHAPTER 18, TITLE 10 GUAM CODE ANNOTATED RELATIVE TO AUTHORIZING THE COLOCATION OF MASSAGE THERAPY AND PRACTICE SERVICES WITHIN COSMETOLOGY ESTABLISHMENTS.

BE IT ENACTED BY THE PEOPLE OF GUAM:

Section 1. Legislative Findings and Intent. I Liheslaturan Guåhan finds that the current administrative rules and regulations ban the colocation of cosmetology businesses with massage businesses and massage practitioners. This in spite of the fact that the sanitary permit requirements for both businesses are nearly identical. The result of these regulatory burdens is that business owners are barred from offering massage services and cosmetology services in the same establishment. Because of expensive rent and overhead costs associated with operating a massage practice venue, massage therapists and practitioners often limit their practice to home sessions.

This degree of separation is unnecessary as both cosmetologists and massage therapists both have special licensing requirements to practice their arts and cannot engage in either practice without the proper licensing.

It is the intent of the I Liheslatura to permit the operation of cosmetology and massage therapy within the same business location.

Section 2. A new § 18137 is added to Chapter 18, Title 10, Guam Code Annotated to read:
“§ 18137. Colocation of Massage Therapy Businesses or Services.

Notwithstanding any provision of law or administrative rules and regulations, massage therapy and practice businesses or services may be collocated within any cosmetology establishment authorized by this chapter subject to the following conditions:

(a) That the space to perform such services offers privacy for the patron of the massage services,

(b) That the therapists performing massage therapy be duly licensed by the Guam Department of Public Health and Social Services and comply with health certificate requirements, and

(c) That prices for such services be printed or displayed and made available to patrons in advance of the services.

Massage therapists operating within cosmetology businesses may be employed as employees or independent contractors.

Massage services that are permitted in the practice of cosmetology related services are not subject to the requirements of this section.”