

POLICY
TENNESSEE MASSAGE LICENSURE BOARD

UNLICENSED ESTABLISHMENT ENFORCEMENT

For any establishment that has operated without a valid license applies for an establishment license, the applicant will be invited to appear before the Board at the next regularly scheduled Board meeting. At that meeting, if the Board determines that the establishment has been practicing without a license, the Board may decide to deny the application, to offer the applicant a conditional license assessing civil penalties for the unlicensed practice, or to take other action deemed appropriate by the Board. If the Board chooses to offer a conditional license assessing civil penalties, the Board will base its civil penalty calculation on the following criteria:

If the establishment is owned by someone who is not a licensed massage therapist, three hundred dollars (\$300.00) plus one hundred dollars (\$100.00) per massage table available for use in the establishment per month the establishment operated without a license.

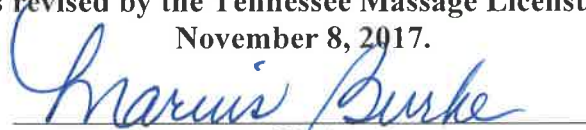
If the establishment is owned by someone who is a licensed massage therapist, five hundred dollars (\$500.00) plus two hundred dollars (\$200.00) per massage table available for use in the establishment per month the establishment operated without a license.

If an establishment fails to accept a conditional license offered under this policy, the establishment's license application will be denied, and the matter may be referred to the Department's Office of General Counsel for further action.

If the establishment allowed the unlicensed practice of massage therapy, the civil penalties required to be paid pursuant to this policy are in addition to any civil penalties that may be assessed under the Board's "Unlicensed Practice of Massage Therapy Policy."

The acceptance of an agreed citation offered pursuant to this policy does not preclude the discipline of a massage therapist who worked in or operated an unlicensed massage establishment.

Adopted as revised by the Tennessee Massage Licensure Board on
November 8, 2017.



L.M.T. Chairperson
Tennessee Massage Licensure Board