CHAPTER28 MISCELLANEOUSOFFENSES AND PROVISIONS

****

ARTICLEXII. MASSAGE ESTABLISHMENTS

Sec. 28-361. Definitions.

As used in this article, the following words, terms and phrases, shall have the

meanings ascribed to them in this section, unless the context of their usage clearly

indicates a different meaning:

Communicable disease means Methicillin-resistant Staphylococcus

aureus (MRSA), scabies, and tuberculosis.
Departmentmeans the Texas Department of State Health Services.

Massageor massaqetherapy means and includes any process consisting

in kneading, rubbing or otherwise manipulatingthe skin of the body of an

individual, either with the hand, or by means of electrical instruments, devices, or

apparatus, or other special apparatus, but shall not include massage by duly

licensed physicians and chiropractors, registered physical therapists who treat

only patients recommended by a licensed physician and who operate only under

such physicians' direction, or massage of the face practiced by duly licensed

personnel of beauty parlors or barbershops.
Massage establishment means any building, room, place, or anv

establishmentwhose business includes advertisinq or offerinq a massage or

other massaqeservices

upon

the human body for compensation by any person

ohiFepraeter- whether with licensed

any

massage practitioner, massage technician, masseur, masseuse, myotherapist,

body massager, body

Sec. 28-367. Employment of certain persons prohibited.

It shall be unlawful for any person operating a massage establishmentto

knowingly employ, in any capacity therein, any person who has been convicted, entered

a plea of nolo contendere or guilty to, or received deferred adjudication for an offense

involving prostitution or any other sexualoffense. It shall also be unlawfulfor any person

suffering from a comm1r$catble Tj /F1 11 Tf 18.48ferf 14.64sea to

thereTj /eE 8 Tf 46.56 -0EolueF1 7 Tf 27.85r