

**RULES AND REGULATIONS GOVERNING THE PRACTICE
OF MASSAGE AND THE CONDUCT OF ESTABLISHMENTS
FOR THE GIVING OF MASSAGE, VAPOR, POOL,
SHOWER, OR OTHER BATHS**

The following rules and regulations were adopted at a meeting of the **Randolph Board of Health** held on **January 15, 1973**, under the authority of **Section 31 of Chapter 111**, and **sections 51 and 53 of Chapter 140** of the **General Laws of the Commonwealth of Massachusetts**.

- 1. LICENSE REQUIRED AND FEE:** No person shall practice massage or conduct an establishment for the giving of massage or vapor, pool, shower, or other baths for hire or reward, or advertise or hold himself out as being engaged in the business of massage or the giving of said baths in the Town of Randolph without receiving a license therefor from the Randolph Board of Health. The license fee for each establishment shall be fifty (\$50.00) dollars and for each masseur or masseuse shall be five (\$5.00). A license issued to an establishment, masseur or masseuse is not transferable.
- 2. DEFINITIONS:** For the purpose of these regulations:
 - A. MASSAGE** shall mean manipulation or conditioning of part or parts of the body by manual, mechanical, or other means as a beauty treatment, for purported health or medical treatment, or for the purposes of invigoration.
 - B. ESTABLISHMENT FOR GIVING MASSAGE, VAPOR, POOL, SHOWER, OR OTHER BATHS** shall mean the office, place of business, or premises where massage is practiced or where therapeutic or conditioning baths of water, vapor,

or other substance are given.

C. APPROVED shall mean approved by the Board of Health of the Town of Randolph in accordance with accepted standards.

D. APPROVED COURSE OF MASSAGE shall mean a course on the art and science of massage which included both theory and practice and is approved by the Board of Health of the Town of Randolph in accordance with accepted standards.

E. MASSEUR shall mean a male who practices massage; **MASSEUSE** shall mean a female who practices massage.

3. EXCEPTIONS AND EXCLUSIONS: For the purpose of these regulations:

A. PERSONS EXCEPTED: Physicians, physical therapists, school athletic trainers, or chiropodists (podiatrists) registered in the Commonwealth are excluded. A person registered as a barber or an apprentice under the provisions of Section 87H or Section 87I of Chapter 112 of the General Laws or as a hair-dresser, operator, or a student under the provisions of Section 87T to 87JJ, inclusive, of said Chapter 112 of the General Laws may practice facial and scalp massage without taking out a license.

B. OTHER PERSONS EXCEPTED: A person licensed to practice massage or conduct an establishment in any other City or Town in the Commonwealth may, on written orders of a physician, attend patients, specified by the physician, in Randolph. He shall, if requested, submit to the Board of Health copies of his

license from another community and the physician's orders.

C. ESTABLISHMENT EXCEPTIONS: Hospitals, nursing and convalescent homes, and other similar licensed institutions where massage and baths may be given are excluded from the definition of an Establishment.

4. EXPIRATION DATE OF LICENSE: Licenses shall automatically expire on December 31st of each year. Applications for renewal must be submitted at least thirty (30) days prior to expiration date.

5. REQUIREMENTS FOR PERSONAL LICENSURE: No person shall be licensed to practice massage or conduct an establishment for giving massage, vapor, pool, shower or other baths unless they (male or female) meet the following requirements:

A. Be twenty-one (21) years of age or older.

B. Be of good moral and ethical character.

C. Submit to the Board of Health a completed application form containing all information requested by said form.

D. Be a high school graduate.

E. Have completed an approved course of massage or have had at least eight (8) years experience in an approved massage establishment or have been previously licensed to practice massage in Randolph.

F. Have had a physical examination, including a serological examination and Chest X-Ray, within forty-five (45) days prior to application for licensing or relicensing.

- 6. REQUIREMENTS FOR LICENSING OF AN ESTABLISHMENT: Every establishment for the giving of massage or vapor, pool, shower, or other baths shall meet the following standards:**
- A. It shall be connected to the public sewerage system.**
 - B. It shall be well-lighted, well-ventilated and properly heated when seasonally indicated.**
 - C. No room used by the licensee in the conduct of his business shall be used as a bedroom.**
 - D. There shall be an adequate supply of hot and cold running water at all times.**
 - E. There shall be approved toilet and washing facilities within the premises, readily available to the patrons and affording sufficient privacy.**
 - F. Where patrons of both sexes are accommodated, adequate arrangements shall be made for separation of rooms, toilets, and washing facilities used by each sex.**
 - G. All rooms of the establishment and furniture and equipment therein shall be kept clean at all times.**
 - H. The door of each room or enclosure used for massage purposes shall have a window large enough to permit visual observation of the entire room or enclosure from outside such room or enclosure.**
 - I. Each room or enclosure used for the giving of massage services shall have at least one (1) artificial light of not less than forty (40) watts.**

J. There shall be installed a heat and smoke detecting system approved by the Chief of the Randolph Fire Department.

K. There shall be adequate facilities for the cleaning and sterilizing of all equipment.

L. All rooms used for reception and treatment of patrons shall be arranged so as to afford adequate fire protection and shall have satisfactory means of egress in case of fire as approved by the Randolph Building Inspector and Randolph Fire Chief.

M. All equipment, instruments, devices, robes, sheets, blankets, pillow cases, wearing apparel, towels, or other materials which may come in direct contact with the body shall be properly cleaned and sterilized.

N. No food or alcoholic beverages shall be permitted on the premises.

7. DRESS CODE: All individuals who are engaged in the practice of massage shall be properly clothes within the bounds of decency and propriety. Abbreviated or revealing attire of any kind is prohibited. The Board of Health, its agents or members of the Randolph Police Department shall be deemed qualified to make a judgment in regard to what constitutes proper clothing or attire.

8. DIRECT APPLICATION OF INSTRUMENTS TO SKIN PROHIBITED: No instruments or device designed or used for direct application to the skin shall be applied directly to the skin unless sterilized; the part of the body being treated shall be covered with a clean towel, or else the instrument shall be covered in a

similar manner.

9. **TREATMENT OF WOUNDS PROHIBITED:** No sponge, stick, alum, or other article liable to convey infection shall be used to make application directly to the skin or any cut or wound.
10. **TREATMENT OF PERSONS WITH SKIN DISEASE PROHIBITED:** No person licensed shall treat any person afflicted with any skin eruption or other disease unless such person shall have furnished a written certificate from a physician to the effect that the eruption or disease is not of a contagious or transmissible character.
11. **CLEANING OF HANDS:** Every person licensed to practice massage shall thoroughly cleanse his hands by washing with soap and hot water immediately before serving a patron.
12. **WORKING HOURS:** No establishment for the practice of massage or baths as defined herein shall be kept open between the hours of 11:00 P.M. and 9:00 A.M. unless specifically authorized by the Board of health in writing.
13. **DISPLAY OF LICENSE:** Every licensed establishment must display in a conspicuous location the licenses of all the licensees operating in the establishment.
14. **DESIGNATION OF NAME:** No licensed person shall operate under any name or conduct his business under any designation not specified in his license.
15. **USE OF X-RAY PROHIBITED:** No licensee may operate an x-ray, fluoroscope

or similar equipment or radioactive material for any purpose unless already licensed by the Commonwealth of Massachusetts to practice a profession requiring the use of radiation equipment. No licensed establishment may contain an x-ray, fluoroscope, or similar equipment unless this equipment is operated only by persons properly licensed to practice a profession requiring the use of such equipment.

16. RESTRICTION ON FORM OF MASSAGE OR BATH: A license may be limited in the form of massage or type of bath given at the discretion of the Board of Health.

A. No male masseurs shall practice massage on female patrons or give or assist in giving any type of baths to the opposite sex.

B. No female masseuses shall practice massage on male patrons or give or assist in giving any type of baths to the opposite sex.

17. CHANGE OF ADDRESS: Every licensee shall notify the Board of Health prior to any change of address, home or business, or name. Any new license or amendment to an existing license required because of the foregoing may be issued without charge at the discretion of the Board of Health.

18. INSPECTIONS: Every licensee shall permit the Board of Health of its agents or other Town authorities acting in an official capacity to inspect his place of business and his work at any reasonable time.

19. HEARINGS IN CASE OF SUSPENSION OR REVOCATION OF LICENSE:

A person whose license has been suspended or revoked, may within ten days of the suspension or revocation of his license, request, in writing, a hearing upon the cause or causes of such suspension or revocation. The Board of Health may set a time and place for said hearing.

20. PENALTIES: Whoever violates any provision of these rules or regulations shall be punished by a fine of not more than one hundred (\$100.00) dollars or imprisonment for not more than six (6) months or both in accordance with Section 53, Chapter 140 of the General Laws.

21. INVALIDATION: If any section, paragraph, sentence, clause or phrase of these rules and regulations shall be decided invalid for any reason whatsoever, such decision shall not affect the remaining portions of these regulations, which shall remain in full force and effect; and to this end the provisions of these regulations are hereby declared severable.

Adopted By Unanimous Vote

January 15, 1973

Randolph Board of Health:

Paul J. Connors, Chairman

F. Randolph Philbrook, M.D., M.P.H.

Robert A. Corey