

[3-5A-10.] 3-5A-12.

This subtitle does not limit the right of an individual to practice or advertise an occupation that the individual is otherwise authorized to practice under the Maryland Annotated Code.

3-5A-13.

(A) THE BOARD SHALL ADOPT RULES AND REGULATIONS TO ESTABLISH STANDARDS FOR ADVERTISING OR SOLICITING BY LICENSED MASSAGE THERAPISTS OR REGISTERED MASSAGE PRACTITIONERS.

(B) FOR PURPOSES OF THIS SECTION, NOTICES MAILED TO PATIENTS TO INFORM THEM OF TIMES FOR PERIODIC APPOINTMENTS ARE NOT ADVERTISING OR SOLICITING.

(C) A LICENSED MASSAGE THERAPIST OR A REGISTERED MASSAGE PRACTITIONER MAY USE A TRADE NAME IN CONNECTION WITH THE PRACTICE OF MASSAGE THERAPY PROVIDED THAT:

(1) THE USE OF THE TRADE NAME IS NOT DECEPTIVE OR MISLEADING;

(2) THE ADVERTISEMENT IN WHICH THE TRADE NAME APPEARS INCLUDES THE NAME OF THE LICENSED MASSAGE THERAPIST OR REGISTERED MASSAGE PRACTITIONER OR THE NAME OF THE BUSINESS ENTITY PROVIDING THE MASSAGE THERAPY SERVICES BEING ADVERTISED, AS LONG AS THE ADVERTISEMENT INCLUDES THE NAME OF A LICENSED MASSAGE THERAPIST OR REGISTERED MASSAGE PRACTITIONER;

(3) THE NAME OF THE LICENSED MASSAGE THERAPIST OR REGISTERED MASSAGE PRACTITIONER PROVIDING MASSAGE THERAPY SERVICES APPEARS ON THE BILLING INVOICES, STATIONERY, AND ON ANY RECEIPT GIVEN TO A PATIENT;

(4) TREATMENT RECORDS ARE MAINTAINED THAT CLEARLY IDENTIFY THE LICENSED MASSAGE THERAPIST OR REGISTERED MASSAGE PRACTITIONER WHO HAS PERFORMED THE MASSAGE THERAPY SERVICE FOR THE PATIENT; AND

(5) THE USE OF A TRADE NAME IS PREAPPROVED BY THE BOARD BEFORE USE.