

(1) For a first offense, a fine not exceeding \$2,000 or imprisonment not exceeding 6 months; or

(2) For a subsequent offense, a fine not exceeding \$6,000 or imprisonment not exceeding 1 year.

(b) A person who is convicted under the provisions of this section shall reimburse the Board for the direct costs of the Board, including court reporting services and expert witness fees, incurred as a result of a prosecution under this section.

3-5A-01.

(a) In this subtitle the following words have the meanings indicated.

(b) "Board" means the State Board of Chiropractic AND MASSAGE THERAPY Examiners.

[(c) "Certificate" means, unless the context requires otherwise, a certificate issued by the Board to practice massage therapy.

(d) "Certified massage therapist" means an individual who is certified by the Board to practice massage therapy.]

[(e)](C) "Health care facility" has the meaning stated in § 19-114(d) of the Health - General Article.

(D) "LICENSE" MEANS, UNLESS THE CONTEXT REQUIRES OTHERWISE, A LICENSE ISSUED BY THE BOARD TO PRACTICE MASSAGE THERAPY.

(E) "LICENSED MASSAGE THERAPIST" MEANS AN INDIVIDUAL WHO IS LICENSED BY THE BOARD TO PRACTICE MASSAGE THERAPY.

(f) (1) "Massage therapy" means the use of manual techniques on soft tissues of the human body including effleurage (stroking), petrissage (kneading), tapotement (tapping), stretching, compression, vibration, and friction, with or without the aid of heat limited to hot packs and heating pads, cold water, or nonlegend topical applications, for the purpose of improving circulation, enhancing muscle relaxation, relieving muscular pain, reducing stress, or promoting health and well-being.

(2) "Massage therapy" does not include:

(i) The diagnosis or treatment of illness, disease, or injury;