

Attachment B

WAC Number	Comments from American Massage Therapy Association – Washington chapter	Board / Department Response	Was the final rule changed as a result of this comment?
WAC 246-830-005 Definitions	Amend language as follows: (3) "Apprentice" means an individual enrolled in an apprenticeship program, and who is held to the same standards as students in massage schools or <u>massage</u> programs.	The board and department agreed to this revision because it is a clarification of the rule.	Yes
	Amend language as follows: (17) "Massage transfer program" means a <u>board approved</u> massage program that allows board approved massage programs and massage schools to accept credits and clock hours <u>from massage schools or massage programs</u> that have not been approved by the board, pursuant to WAC 246-830-037.	The board and department agreed to this revision because it is a clarification of the rule.	Yes
WAC 246-830-020 Applications	Amend language as follows: (1) An applicant for a massage practitioner license must <u>be eighteen years of age or older and must</u> submit to the department:	The board and department agreed that the additional language aligns with statute.	Yes
	Amend language as follows: (1)(b) Proof of successful completion of the required education and training of a <u>massage school, massage program, or massage apprenticeship program</u>	The board and department agreed to this revision because it is a clarification of the rule.	Yes
	Amend language as follows: (1)(h) <u>Washington State Patrol background check, and</u> if required by the department, fingerprint cards for a national or state fingerprint based background check pursuant to RCW 18.130.064 (2).	The board and department did not agree to this suggestion because the applicant does not submit WSP fingerprints with their application; it is a process initiated by the department's credentialing staff.	No
WAC 246-830-035 Licensing without examination <u>by endorsement</u>	WAC title—remove the words "without examination".	The board and department agreed that this suggestion better reflects the intention of the rule.	Yes

Attachment B

WAC Number	Comments from American Massage Therapy Association – Washington chapter	Board / Department Response	Was the final rule changed as a result of this comment?
	<p>Amend language as follows:            (1)(b) The applicant has a massage license in good standing, <u>as verified by the appropriate jurisdiction</u> <del>from the initiating jurisdiction</del></p>	<p>The board and department agreed to this suggestion because individuals might not hold an active massage license in the jurisdiction in which they were initially licensed.</p>	<p>Yes</p>
	<p>Amend language as follows:            (1)(c) If there is a gap in practice of three or more years immediately prior to applying for a license by endorsement, the applicant must provide documentation of twenty-four hours of hands on <u>continuing education and training in the delivery of massage therapy services.</u></p>	<p>The board and department did not agree to this suggestion because they consider continuing education &amp; training and delivery of massage to be separate and distinct. The purpose is for the applicant to demonstrate their massage therapy skills.</p>	<p>No</p>
	<p>Amend language as follows:            (3) The applicant must successfully pass one of the following examinations <del>after their graduation date:</del></p>	<p>The board and department agreed to this suggestion because out-of-state applicants will have already successfully passed the examination.</p>	<p>Yes</p>
	<p>Amend language as follows:            (4) The applicant must satisfy the requirements in WAC 246-830-020 (1)(a) <u>and (c)</u> through (h).</p>	<p>The board and department did not agree to the suggestion because WAC 246-830-020 (1)(b) requires the applicant to provide an official transcript. Without including section (b) there is no verification that the applicant went to school.</p>	<p>No</p>
<p>WAC 246-830-037            Transfer programs and transfer of prior education and clock hours</p>	<p>Amend language as follows:            (1) Board approved <u>massage schools or massage programs</u> may operate transfer programs that accept an individual's credits or clock hours from <u>massage schools, or massage programs, colleges or universities</u> that have not been approved by the board, subject to the following conditions:</p>	<p>The board and department agreed to the suggestion because the additional language aligns with statute.</p>	<p>Yes</p>

Attachment B

WAC Number	Comments from American Massage Therapy Association – Washington chapter	Board / Department Response	Was the final rule changed as a result of this comment?
	(1)(a) The massage school, or massage program, <u>college or university</u> from where credits or clock hours are being transferred is:	The board and department agreed to the suggestion because the additional language aligns with statute.	Yes
	(1)(b)The massage school, or massage program, <u>college or university</u> from where credits or clock hours are being transferred provides an official transcript;	The board and department agreed to the suggestion because the additional language aligns with statute.	Yes
	(1)(c) Courses for which credits or clock hours are granted must be substantially equivalent in content and academic rigor to the courses and clock hours presently offered by the massage school or massage program. In order to determine substantial equivalency, the massage school or massage program will evaluate the courses and clock hours. <del>If clock hours are missing, or require additional credits for the subjects, the massage school or massage program may grant partial credit, as appropriate. If components are missing, the massage school or massage program shall require credits or clock hours for those subjects, while granting partial credit as appropriate.</del>	The board and department agreed that this suggestion provides better readability.	Yes
	Amend language as follows: (2) A transfer program must be approved by the board prior to a <u>massage school or massage</u> program enrolling a transfer student via the use of transfer credits or clock hours.	The board and department agreed to this revision because it is a clarification of the rule.	Yes
	Amend language as follows: (3) An authorized representative of the school or program must submit to the board a completed <u>transfer program</u> application <u>on a form</u> packet provided by the department. <del>Approval of a transfer program will follow the same process as outlined in WAC 246-830-420.</del>	The board and department did not agree to the suggestion because the intention is for a transfer program to be a separate and distinct program. They do not feel that a form is sufficient to ensure that students are meeting the education requirements.	No

Attachment B

WAC Number	Comments from American Massage Therapy Association – Washington chapter	Board / Department Response	Was the final rule changed as a result of this comment?
	<p>Amend language as follows:            (4) Approval of a transfer program is valid for three years after initial approval and every five years for re-approval. <u>However, the department will align the expiration date of the transfer program’s approval, to the expiration date of the related massage school or massage program approval.</u></p>	<p>The board and department did not agree to this suggestion because it is not administratively difficult for the department to manage the approval status for schools with multiple programs. The board and department reiterated that it is the school’s responsibility to maintain their approval status.</p>	<p>No</p>
<p>WAC 246-830-200            Massage practitioner examination</p>	<p>Strike the section and add it to WAC 246-830-201 as subsection (4)</p>	<p>The board and department agreed to this suggestion. It was determined by the board and department that a new section was not needed and could be incorporated in to WAC 246-830-201.</p>	<p>Yes</p>
<p>WAC 246-830-201            Examination</p>	<p>Amend the title to “<u>Massage practitioner</u> examination.”</p>	<p>The board and department did not agree to this suggestion because they concluded that the title change was not necessary.</p>	<p>No</p>
	<p>Include the language in WAC 246-830-200, as a subsection (4)</p>	<p>The board and department agreed to this suggestion. It was determined by the board and department that a new section was not needed and could be incorporated in to WAC 246-830-201.</p>	<p>Yes</p>
<p>WAC 246-830-401            Board authority</p>	<p>Delete the section because it is more restrictive than what the board’s authority is in the statute.</p>	<p>The board and department agreed that this rule isn’t necessary because it is more restrictive than what the board’s authority is in the statute.</p>	<p>Yes</p>

Attachment B

WAC Number	Comments from American Massage Therapy Association – Washington chapter	Board / Department Response	Was the final rule changed as a result of this comment?
<p>WAC 246-830-420 Approval of school, program or apprenticeship program</p>	<p>Amend language as follows: (1)(a)(iii) A sample copy of each of the following exams <u>or criteria</u>: Anatomy and physiology, pathology, kinesiology, practicum criteria, ethics and professionalism <u>criteria</u>, and laws pertaining to massage;</p>	<p>The board and department did not agree to this suggestion. The board and department said that in order to approve a massage school or program, an examination must be submitted as part of the application process. Submitting only the criteria would not provide the board with sufficient information.</p>	<p>No</p>
	<p>Amend language as follows: (1)(d) A student clinic must be supervised by <del>the</del> <u>a</u> clinical supervisor who is a licensed massage practitioner with at least two-years practical experience.</p>	<p>The board and department agreed that the change corrects the sentence’s grammar.</p>	<p>Yes</p>
	<p>Amend language as follows: (1)(e) Health, sanitation, and facilities must be maintained in accordance with local ordinances <u>and these rules</u>.</p>	<p>The board and department agreed to this revision because it is a clarification of the rule.</p>	<p>Yes</p>
	<p>Amend language as follows: (1)(h)(iv) Designation of an authorized representative of the school <u>or program</u>.</p>	<p>The board and department agreed to this revision because it is a clarification of the rule.</p>	<p>Yes</p>
<p>WAC 246-830-422 Denial, suspension or revocation of approval of a massage school, massage program, transfer program or apprenticeship program</p>	<p>Amend language as follows: (2) The board may conduct a review or site visit to investigate any allegation that a massage school, massage program, transfer program or apprenticeship program has not met, or has failed to maintain, the standards set forth in this chapter including, but not limited to: ... (b) Failure to require students to <del>attend</del> <u>successfully complete</u> all of the classes listed on the transcript or school completion form; (c) Failure to require students to <del>attend</del> <u>successfully complete</u> all of the hours listed on the transcript or school completion form</p>	<p>The board and department did not agree to this suggestion because a person may be able to successfully complete a massage program in less than the required hours. The intent of the rule is to require attendance.</p>	<p>No</p>

Attachment B

WAC Number	Comments from American Massage Therapy Association – Washington chapter	Board / Department Response	Was the final rule changed as a result of this comment?
	<p>Add a new section as follows:  <u>(3) The provisions of subsection (2)(a) through (c) are not intended to limit the granting of credit or clock hours pursuant to WAC 246-830-430(4) or limit the ability of a board approved massage school or massage program from operating a massage transfer program;</u></p>	<p>The board and department did not agree that it was necessary to add additional language spelling out the intent.</p>	<p>No</p>
<p>WAC 246-830-423  Reinstatement of approval for a massage school, massage program, transfer program or apprenticeship program</p>	<p>Amend language as follows:  The board may consider reinstatement of a massage school, massage program, transfer program or apprenticeship program upon submission of satisfactory evidence that the massage school, massage program, transfer program or apprenticeship program meets the standards contained in <del>WAC 246-830-420</del> <u>this chapter</u>.</p>	<p>The board and department did not agree with the suggestion because citing the WAC directs the reader to the specific section.</p>	<p>No</p>
<p>WAC 246-830-430  Training</p>	<p>Amend the language as follows:</p> <ul style="list-style-type: none"> <li>• Change WAC title to “<u>Education and training</u>”</li> <li>• Subsection (1)(b) -after “indications” insert “, <u>cautions</u>”</li> <li>• Subsection (3) -after “<u>massage school</u>” delete the “,” and insert “<u>or a</u>”</li> <li>• Subsection (3) -remove “<u>transfer program</u>” and “<u>apprenticeship program</u>”</li> <li>• Subsection (4) -after “<u>requirements</u>” in the first sentence insert: “<u>and grant credits or clock hours</u>”</li> <li>• Subsection (4)--add a last sentence to read: “<u>Any credits or clock hours granted pursuant to this subsection must be retained in the student’s permanent file.</u>”</li> </ul>	<p>The board and department did not accept these suggestions at this time. The board and department may take these suggestions into consideration during future rulemaking.</p>	<p>No</p>
<p>WAC 246-830-435  Animal massage training</p>	<p>Amend WAC title to “Animal massage <u>education and training</u>”</p>	<p>The board and department did not agree to this suggestion because they concluded that the title change was not necessary.</p>	<p>No</p>

Attachment B

WAC Number	Comments from American Massage Therapy Association – Washington chapter	Board / Department Response	Was the final rule changed as a result of this comment?
WAC 246-830-440 Curriculum-Academic Standards-Faculty-Student clinic	Amend language as follows: (1) The curriculum of the massage school, massage program, <del>transfer program</del> or apprenticeship program must be designed and presented to meet or exceed the required five hundred hours.	The board and department did not agree to this suggestion because the intention for the requirements of a transfer program is to comply with WAC 246-830-430.	No
	Amend language as follows (2) Academic standards. The massage school, massage program, or apprenticeship program <u>educator and</u> trainer...	The board and department agreed to this revision because it is a clarification of the rule.	Yes
	Amend language as follows (3) Faculty. An apprenticeship <u>program educator and</u> trainer...	The board and department agreed to this revision because it is a clarification of the rule.	Yes
WAC 246-830-485 Somatic education training program exemption	Amend WAC title to “Somatic education <u>and</u> training program exemption”	The board and department did not agree to the suggestion because RCW 18.108.050(4) specifically states that a person who completes a somatic education training program is exempt from a massage license, not an education <b>and</b> training program.	No
WAC 246-830-490 Intraoral massage training	Amend WAC title to “Intraoral massage <u>education and</u> training”	The board and department agreed to this revision because it is a clarification of the rule.	Yes
	Amend language as follows: (1)(b) Pathology, <u>cautions</u> and	The board and department did not agree with the suggestion because the term contraindications is already included in WAC.	No
	Amend language as follows: (2) Supervised <u>education and</u> training...	The board and department agreed to this revision because it is a clarification of the rule.	Yes

Attachment B

WAC Number	Comments from American Massage Therapy Association – Washington chapter	Board / Department Response	Was the final rule changed as a result of this comment?
WAC 246-830-515 Operation of a massage business	Amend language as follows: A person who owns or operates a massage business may be subject to legal action for practice without a license under RCW 18.130.190 if the massage business advertises massage and the massage business employs individuals to provide massages who are not licensed under this chapter <u>18.108 RCW</u> .	The board and department agreed with the suggestion because a person is licensed under the statutory requirements, not the WAC.	Yes
WAC 246-830-550 Standards of practice- limitations	Amend language as follows: (2) A massage practitioner must maintain evidence of the completion of at least sixteen specialized in-person contact hours of education and training if they are performing massage in the perineal area in addition to obtaining prior written <del>informed</del> consent. <u>This written consent may be included within an overall general consent to massage document, if clearly delineated and either specifically initialed or signed.</u>	The board and department did not agree with removing the word “informed” because obtaining informed consent is necessary for public protection.  The board and department agreed to include the last suggested sentence because it enhances public protection.	No  Yes
WAC 246-830-555 Breast massage	Amend the language as follows: (1)(a) Acquire a prior <del>signed</del> written consent.	The board and department did not agree with the suggestion because signed written consent enhances public protection.	No
	Amend the language as follows: (1)(a)(iii) If the client or patient is under eighteen years of age, prior written consent must be obtained from a parent or legal guardian, <u>to include written consent for any witness to be present other than the parent or guardian;</u> and	The board and department did not agree with the suggestion because it would require further deliberation. Making the change would require filing a supplemental proposed rule and accepting further public comment.	No
	Amend the language as follows: (1)(b) Use appropriate draping techniques as identified in WAC 246-830-560 ( <del>draping section</del> ).	The board and department agreed to this suggestion because it is a formatting correction.	Yes



Attachment B

WAC Number	Comments from American Massage Therapy Association – Washington chapter	Board / Department Response	Was the final rule changed as a result of this comment?
	<p>Amend the language as follows:            (2) ...Education and training in breast massage includes, but is not limited to: Breast anatomy and physiology, pathology, indications, <u>cautions</u>, contraindications...</p>	<p>The board and department did not agree with the suggestion because the term contraindications is already included in WAC.</p>	<p>No</p>
	<p>Amend the language as follows:            (3)(b) An additional <u>prior</u> written <del>and signed or initialed</del> consent from the client or patient for massage of the nipple and areolas. <u>This written consent may be included within an overall general consent to massage document, if clearly delineated and either specifically initialed or signed.</u></p>	<p>The board and department agreed to add the word “prior” because it enhances public protection.</p> <p>The board and department did not agree to remove the language “and signed or initialed” because keeping language enhances public protection.</p> <p>The board and department agreed to include the last suggested sentence because it enhances public protection.</p>	<p>Yes</p> <p>No</p> <p>Yes</p>
<p>WAC 246-830-560            Draping</p>	<p>Amend the title to “<u>Coverage and draping</u>”</p>	<p>The board and department agreed to this revision because it is a clarification of the rule.</p>	<p>Yes</p>
	<p>Amend language as follows:            (2) The drape(s) must be sufficient to ensure the genitals and the gluteal cleft <del>below tip of</del> <u>distal to the</u> coccyx...            (2)(b) Massage or movement of the body does not expose genitals or gluteal cleft <del>below tip of</del> <u>distal to the</u> coccyx...</p>	<p>The board and department agreed to the suggestion because it accurately reflects medical terminology.</p>	<p>Yes</p>

Attachment B

WAC Number	Comments from American Massage Therapy Association – Washington chapter	Board / Department Response	Was the final rule changed as a result of this comment?
	<p>Amend language as follows:            (3) With <del>informed and</del> <u>prior</u> written consent of the client or patient, the gluteal and breast drapes may be temporarily moved in order to perform therapeutic treatment of the area. In addition, with <del>informed and</del> <u>prior</u> written consent...</p>	<p>The board and department did not agree to delete “informed and” because retaining the language “informed and” enhances public protection.</p> <p>The board and department agreed to the suggestion to add “prior” because it enhances public protection.</p> <p>The board and department agreed to include “written, signed, and verbal informed consent” because it enhances public protection.</p>	<p>No</p> <p>Yes</p> <p>Yes</p>
<p>WAC 246-830-565 Recordkeeping</p>	<p>Amend language as follows:            (1) A massage practitioner providing professional services to a client or patient must document services provided. Documentation should be appropriate to the venue, the type and complexity of those services, and, <u>when applicable</u>, in sufficient detail to support and enable anticipated continuity of care. The documentation must include:            (a) Client or patient name and contact information or name and contact information of a parent or guardian if a client or patient is a minor;            (b) <u>Age of client or patient</u>;            (b) <del>c</del> Health history sufficient to ascertain if there are cautions or contraindications to safe application of massage therapy, and an update of the current health status at each session;            (c) <del>d</del> Date massage therapy is provided and the duration of treatment;            (d) <del>e</del> The types of techniques and modalities applied;            (e) <del>f</del> The location or areas of the body that received massage therapy;            (f) <del>g</del> Written consent to treat;</p>	<p>The board and department agreed to the suggestions because it provides clarification of the intent of the rule and enhances public protection.</p>	<p>Yes</p>

Attachment B

WAC Number	Comments from American Massage Therapy Association – Washington chapter	Board / Department Response	Was the final rule changed as a result of this comment?
	<p>(gh) If breast massage is performed, an additional written consent to treat per WAC 246-830-555, and documentation of a therapeutic rationale;</p> <p>(hi) If breast massage of the nipples and areolas are involved, documentation of the prescription or referral per WAC 246-830-555 (3)(a), or an additional written consent to treat per WAC 246-830-555 (3)(b);</p> <p>(ij) Documentation of any written consent or any modification in <u>coverage and</u> draping as required by WAC 246-830-560; and</p> <p>(jk) For massage therapy where the focus is on treating a health condition, the following additional information is required:</p> <p>(i) Symptoms, for example, pain, loss of function, and muscle stiffness;</p> <p>(ii) Evaluation and findings, for example, movement, posture, palpation assessment and findings;</p> <p>(iii) Outcome measures, for example, improvement in symptoms, movement, posture, palpation, and function; <del>and</del></p> <p>(iv) Treatment plan for future sessions; <u>and</u></p> <p><u>(l) If performing massage in the perineal area, an additional written and verbal informed consent to treat per WAC 246-830-550(2).</u></p>		
	<p>Amend language as follows:</p> <p>(3) Correspondence relating to any referrals <u>by other health care providers</u> concerning the <u>diagnosis</u>, evaluation or treatment...</p>	<p>The board and department agreed to the suggestion because it provides clarification of the intent of the rule.</p>	<p>Yes</p>

Attachment B

WAC Number	Comments from Department of Health’s rules comment’s webpage and verbal testimony.	Board / Department Response	Was the final rule changed as a result of this comment?
WAC 246-830-005	A definition should be included for small animal and large animal	The board and department did not agree with this suggestion and indicated it can be addressed in future rulemaking.	No
WAC 246-830-020 Applications	Amend language so that BLS and ACLS are acceptable to fulfill the First Aid and CPR certification requirement.	The board and department decided to retain the current language.	No
WAC 246-830-035 Licensing by endorsement	Currently, I have had 4 students that were “short” of the 6 month, length of time, requirement to attain their license in WA. I did clarify that they needed the additional time. I believe, currently, this is what they are doing because we have not removed the 6 month minimum in the endorsement section – as it is in the CR 102.	The board and department concurred that additional time is required even if the student already meets the minimum number of hours.	No
WAC 246-830-037 Transfer programs and transfer of prior education and clock hours	Add language “colleges and universities” to mirror statute language to subsections 1, 1(a), and 1(b)	The board and department agreed to the suggestion because the additional language aligns with statute.	Yes
WAC 246-830-440 Curriculum— Academic standards— Faculty—Student clinic	(3) There are more basis for discrimination in state law that are not included on the list.	The board and department agreed to this suggestion. The board delegated program staff to work with their assistant attorney general to include proposed language that will align and comply with state and federal discrimination laws. See attachment A for the amended proposed language.	Yes
	(4) Regarding the student clinic’s teacher to student ration – increase from 1:10 to 1:14	The board and department did not agree with this suggestion. The student to teacher ratio was discussed	No

The Department of Health prepares a CES under RCW 34.05.325 to respond to public comments or questions about a proposed rule. A CES may summarize similar comments by category rather than by individual comment.

Attachment B

WAC Number	Comments from Department of Health’s rules comment’s webpage and verbal testimony.	Board / Department Response	Was the final rule changed as a result of this comment?
		at length and the board felt that it is a public protection issue to have no more than one teacher to ten students.	
WAC 246-830-475 Continuing education	Recently the DOH has stopped allowing some “energy work” types of class for massage therapist. 1. Are there any other categories/techniques that will NOT be allowed as “massage skills”, “massage therapy knowledge”? 2. “Specialized training”, how is this different from “massage skills” and is this the ONLY category of CE that requires that a fee is paid?	The board and department indicated these questions can be addressed in future rulemaking. As a result, no change was made.	No
WAC 246-830-500 Equipment and sanitation	What does the Dept. consider “accepted bactericidal agents”, “disinfected by modern and approved methods”? And back to the whole “blanket issue”, is the blanket, if used, a single service item?	The board and department concluded that the language as proposed provides adequate information for a practitioner to make this determination. It should be noted that the comment is from an earlier draft of the rule language. It was changed to “effective bacterial agent” prior to filing the CR-102.	No
WAC 246-830-550 Standards of practice- limitations	RE: Perineal Massage Several comments were received in support of including perineal massage in the scope of practice for licensed massage therapists. However, this treatment would benefit from being delineated in a separate section, similar to the Breast Massage section, with the same requirements, with the addition of requiring gloves for treatment in this area.	The board and department indicated that these comments can be addressed in future rulemaking. This would require further deliberation and should be given extensive consideration in the future rulemaking.	No
WAC 246-830-555 Breast massage	Regarding written consent prior to performing breast massage. Must this happen with every session, once a month, once a year?	The board and department indicated that these comments can be addressed in future rulemaking.	No

The Department of Health prepares a CES under RCW 34.05.325 to respond to public comments or questions about a proposed rule.  
A CES may summarize similar comments by category rather than by individual comment.

Attachment B

WAC Number	Comments from Department of Health's rules comment's webpage and verbal testimony.	Board / Department Response	Was the final rule changed as a result of this comment?
	Multiple comments were received that written AND VERBAL consent should be required.	The board and department agreed that adding verbal consent provides an added layer of patient approval in order to keep the public protected.	Yes
WAC 246-830-560 Draping	Multiple comments were received about if written consent must happen at each session for alternate draping	The board and department felt the language as proposed provides adequate information for a practitioner to make this determination. As a result, no change was made.	No
	Draping consent - Some people interpret the statement "...the gluteal and breast drapes may be removed in order to perform treatment to the area" to mean that just to massage the gluteal muscles undraped, but leave the cleft covered, would also require written and informed consent.	The board and department felt the language as written provides adequate information for a practitioner to make this determination. As a result no change was made.	No
	(1)(b) Robes or gowns are to be provided "except as may be necessary in emergencies." Could you define what this means? Do we need to now have robes/gowns all the time or just in case of emergencies?	The board and department did not agree with this comment. The proposed language provides adequate accommodations for different venues.	No
WAC 246-830-565 Recordkeeping	A medical waiver read and signed by the client should suffice for a massage at an event or in a work setting. Full health intake, charting, etc. will destroy Corporate Seated Massage businesses.	The board and department do not agree with this comment because the rule does not require full intake and charting. The proposed language provides adequate accommodations for different venues.	No

Attachment B

WAC Number	Comments from Department of Health's rules comment's webpage and verbal testimony.	Board / Department Response	Was the final rule changed as a result of this comment?
	Requiring a complete intake form and SOAP notes for event chair massage will easily double the cost of providing this service.	The board and department do not agree with this comment because the proposed language does not require SOAP notes.	No
	Amend language in section one from "For massage therapy where the focus is on treating a health condition, the following additional information IS REQUIRED:...." to "For massage therapy where the focus is on treating a health condition, the following additional information MAY BE INCLUDED....." Let businesses determine the level of detail that they require for record keeping.	The board and department did not agree with this comment. The proposed language provides adequate accommodations for different venues.	No
	There should be a clause exempting or modifying record-keeping for event-based massage, such as chair or table massage at conferences, in offices, or for events.	The board and department did not agree with this comment. The proposed language provides adequate accommodations for different venues.	No
	The proposal for documenting chair massage is well intentioned, but would cause more harm than benefit.	The board and department did not agree with this comment. They concluded that recordkeeping for chair massage will protect both the public and the practitioner.	No
	When the purpose is to treat "a health condition," but what is a health condition?	The board and department felt the language as proposed provides adequate information for a practitioner to make this determination. As a result, no change was made.	No
	The first sentence of this rule makes no sense: i.e. there is a comma between what appears to be the subject and what appears to be the verb of the sentence.	The board and department concluded that this was an unintentional grammatical error that needs to be corrected.	Yes

**Attachment B**

WAC Number	Comments from Department of Health’s rules comment’s webpage and verbal testimony.	Board / Department Response	Was the final rule changed as a result of this comment?
	Requiring something to be filled in merely to satisfy the rule is a waste of paper.	The board and department did not agree with this comment. They concluded that recordkeeping can be done electronically and it will protect both the public and the practitioner.	No
WAC 246-830-570 Record retention	It places the burden of client file retention on the therapist.	The board and department concluded that the proposed language is consistent with how other health professions retain records. As a result, no change was made.	No
	For therapists who rely primarily on event work, the record retention would become onerous and basically useless from a data management point of view.	The board and department did not agree with this comment. They concluded that recordkeeping for chair massage will protect both the public and the practitioner.	No
	For therapist who exclusively event work and have no physical office it becomes a huge burden to store additional reams of information.	The board and department did not agree with this comment. They concluded that recordkeeping for chair massage will protect both the public and the practitioner.	No
	All records secured with properly limited access. Is this a locked file cabinet, password protected device or HIPAA standards?	The board and department felt the language as proposed provides adequate information for a practitioner to make this determination. As a result, no change was made.	No



**Attachment B**

WAC Number	Comments from Department of Health’s rules comment’s webpage and verbal testimony.	Board / Department Response	Was the final rule changed as a result of this comment?
	Should chapter 70.02 RCW be included in the rule language?	The board and department agreed to this suggestion. The board delegated program staff to work with their assistant attorney general to include proposed language that will align and comply with state and federal record retention laws.	Yes