

**HEALTH OCCUPATIONS**  
**TITLE 6. MASSAGE THERAPY**

SUBTITLE 4. MISCELLANEOUS.

Md. HEALTH OCCUPATIONS Code Ann. § 6-404 (2017)

§ 6-404. Massage therapist and practitioner rehabilitation committee.

(a) "Massage therapist and practitioner rehabilitation committee" defined. -- In this section, "massage therapist and practitioner rehabilitation committee" means a committee that:

(1) Is a committee of the Board or a committee of an association that represents at least 250 licensed massage therapists in the State that:

(i) Is recognized by the Board; and

(ii) Includes massage therapists and massage practitioners; and

(2) Performs any of the functions listed in subsection (c) of this section.

(b) Scope of authority. -- A rehabilitation committee of the Board or recognized by the Board may function:

(1) Solely for the Board; or

(2) Jointly with a rehabilitation committee representing another board or boards.

(c) Duties. -- A massage therapist and practitioner rehabilitation committee shall evaluate and provide assistance to any licensed massage therapist, registered massage practitioner, or other individual regulated by the Board in need of treatment and rehabilitation for alcoholism, drug abuse, chemical dependency, or other physical, emotional, or mental condition.

(d) Discoverability and admissibility of proceedings, records, and files; exceptions. --

(1) In this subsection, "civil action" does not include a proceeding before the Board or the judicial review of a proceeding before the Board.

(2) Except as otherwise provided in this subsection, the proceedings, records, and files of the massage therapist and practitioner rehabilitation committee are not discoverable and are not admissible in evidence in any civil action arising out of matters that are being or

have been reviewed and evaluated by the massage therapist and practitioner rehabilitation committee.

(3) Paragraph (2) of this subsection does not apply to any record or document that is considered by the massage therapist and practitioner rehabilitation committee and that otherwise would be subject to discovery or introduction into evidence in any arbitration or civil proceeding.

(e) Good faith exemption from civil liability. -- A person who acts in good faith and within the scope of the jurisdiction of a massage therapist and practitioner rehabilitation committee is not civilly liable for any action as a member of the massage therapist and practitioner rehabilitation committee or for giving information to, participating in, or contributing to the function of the massage therapist and practitioner rehabilitation committee.

**HISTORY:** 2016, ch. 739, § 3.