

AN ORDINANCE REGULATING  
THERAPEUTIC MASSAGE PRACTICES

BE IT ORDAINED BY THE GOVERNING BODY OF THE VILLAGE  
OF LOS RANCHOS DE ALBUQUERQUE:

SECTION 1. Definitions.

The following definitions shall apply in

interpretation and the enforcement of this ordinance:

A. "Therapeutic Massage Establishment". The term  
"therapeutic massage establishment" shall include any

establishment which is operated for the purpose of providing  
therapeutic massage services for remuneration at said  
establishment or on a home call or out call basis.

B. "Therapeutic Massage". The term "therapeutic  
massage" shall mean any method of pressure on or friction

against or stroking, kneading, rubbing, tapping, pounding,  
vibrating or stimulating of the external parts of the human  
body with the fingers, hands, arms or with the aid of any

mechanical or electrical apparatus or appliance. Therapeutic  
massage also includes hydrotherapy, colon irrigation,

kineseology therapy, stretching, and reflex manipulation.  
C. "Therapeutic Massage Practitioner". A

"therapeutic massage practitioner" is a person who, as  
"massagist", "masseur", "masseur", "massage therapist",  
"natural therapeutics specialist" and other such

denomination, provides therapeutic massage services in a

therapeutic massage establishment or on an out call or home call basis. This definition does not apply to persons licensed under the laws of New Mexico to practice medicine, osteopathy, chiropractic, physical therapy, podiatry, nursing, dietetics, nutrition, or barbering.

D. "Establishment." The word "establishment" shall mean a place of business together with its grounds and equipment operating as a therapeutic massage establishment including a person or persons engaging in therapeutic massage on an out call or home call basis.

E. "Mayor." The term "Mayor" shall mean the Mayor of the Village of Los Ranchos De Albuquerque or the mayor's designated representative.

F. "Person." The term "person" as used in this ordinance shall mean any individual, partnership, firm or corporation and indicates any of the above in both the singular and the plural.

G. "Licensee." The term "licensee" as used in this ordinance shall mean any person holding a therapeutic massage establishment license by virtue of this ordinance.

H. "Remuneration" shall mean payment in the form of commission, fee, salary, pay, gratuity, tip, profit, reward, gift, or any other form of consideration.

SECTION 2. License.

A. License Required. It shall be unlawful for any person to operate within the Village limits a therapeutic massage establishment without first obtaining a license from

as they are from time to time published according to law, and with any regulations promulgated by the State of New Mexico may be required by the State of New Mexico and shall comply establishment possesses any licenses to practice massage that person who practices therapeutic massage within that

B. Every establishment shall require that any readily identifies the establishment.

A. Every establishment shall display a sign which

SECTION 3. Requirements for License.

a prominent location within an establishment.  
C. Display of License. Every license issued by license.

directed to charge a fee of \$10.00 for the issuance of such certificates. The Village Clerk is hereby authorized and be accompanied by copies of required diplomas or other applicable laws or ordinances. The application shall

applications meet the requirements of this ordinance and any Village limits and shall issue such licenses when the to operate therapeutic massage establishments within the applications in a form prescribed by the Mayor for licenses after the effective date of this ordinance, receive written B. Application for License. The Village shall,

at the beginning of each calendar year.  
for which it is issued. Each such license shall be renewed to whom it is issued, and valid only for the calendar year the Village. Such license shall be valid only for the person

be a graduate of a massage school accredited by the American Massage Therapy Association or otherwise certified by passing the practical and written examination of the American Massage Therapy Association.

SECTION 4. Penalties.

Any person who violates any of the provisions of this ordinance and is found guilty thereof by a court of competent jurisdiction shall be punished by a fine not exceeding three hundred dollars (\$300.00). Each day's violation shall be deemed a separate offense.

SECTION 5. Violations - Additional Remedies:

Injunctions.

As an additional remedy, any practice in violation of any provision(s) of this Ordinance, which causes a nuisance or creates a potential or actual health hazard, shall be deemed, and is declared to be, a public nuisance and may be subject to abatement summarily by a restraining order or injunction issued by a court of competent jurisdiction.

SECTION 6. Severability of Provisions.

If any section, subsection, sentence, clause or phrase of these Regulations is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of these Regulations, it being the intent of the Village Board of Trustees to enact each section, subsection, sentence, clause or phrase of these Regulations separately and independently of each other section, subsection, sentence, clause or phrase.

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Lynn Mallory, Municipal Clerk  
*Lynn M. Mallory*

Alfredo Garcia, Mayor

By: *Alfredo Garcia*

VILLAGE OF LOS RANCHOS DE  
ALBUQUERQUE, a Municipal  
Corporation

day of May, 1989.

PASSED, ADOPTED, AND APPROVED by the governing body  
of the Village of Los Ranchos De Albuquerque this 10th