

Sec. 47. Section 203.5, unnumbered paragraph 2, Code 2003, is amended to read as follows:

If an applicant has had a license under chapter 203, ~~203A~~, or 203C revoked for cause within the past three years, or has been convicted of a felony involving violations of chapter 203, ~~203A~~, or 203C, or is owned or controlled by a person who has had a license so revoked or who has been so convicted, the department may deny a license to the applicant.

Sec. 48. Section 203C.6, subsection 7, Code 2003, is amended to read as follows:

7. If an applicant has had a license under chapter 203, ~~203A~~ or 203C revoked for cause within the past three years, or has been convicted of a felony involving violations of chapter 203, ~~203A~~ or 203C, or is owned or controlled by a person who has had a license so revoked or who has been so convicted, the department may deny a license to the applicant.

Sec. 49. Section 669.14, subsection 11, unnumbered paragraph 1, Code 2003, is amended to read as follows:

Any claim for financial loss based upon an act or omission in financial regulation, including but not limited to examinations, inspections, audits, or other financial oversight responsibilities, pursuant to chapters 87, 203, ~~203A~~, 203C, 203D, 421B, 486, 487, and 490 through 553, excluding chapters 540A, 542, 542B, 543B, 543C, 543D, 544A, and 544B.

Sec. 50. Chapter 203A, Code 2003, is repealed.

Approved April 25, 2003

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## CHAPTER 70

### MESSAGE THERAPY — MODALITIES — LICENSING EXEMPTION

H.F. 204

**AN ACT** relating to massage therapy by providing for a study regarding the modalities associated with massage therapy and providing a temporary exemption from licensure requirements.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. NEW SECTION. 152C.5A MESSAGE THERAPY MODALITIES STUDY.

The Iowa department of public health, with input from the board, shall conduct a study regarding the modalities associated with the practice of massage therapy. The study shall be conducted with the input of licensed massage therapists, reflexologists, and unlicensed persons practicing modalities related to massage therapy. The objective of the study shall be to determine which modalities shall be included under the definition of massage therapy and require licensure, and shall include, but not be limited to, a recommendation regarding the licensure of reflexologists. The study shall focus on the health, safety, and welfare of the public regarding each of the modalities reviewed. The department shall submit a report summarizing the results of the study and making recommendations regarding modality inclusion to the general assembly by January 15, 2004.

Sec. 2. NEW SECTION. 152C.7A TEMPORARY EXEMPTIONS.

An individual who is engaged exclusively in the practice of reflexology or an unlicensed individual who is practicing a modality related to massage therapy, and whose professional practice does not incorporate aspects that constitute massage therapy as defined in section 152C.1,

shall not be subject to the licensure provisions of this chapter for a one-year period beginning July 1, 2003, and ending June 30, 2004. Beginning July 1, 2004, an individual who is engaged exclusively in the practice of reflexology or an unlicensed individual who is practicing a modality related to massage therapy shall be subject to licensure pursuant to this chapter unless, based upon the recommendations contained in the massage therapy modalities study as provided in section 152C.5A, the practice of reflexology or an unlicensed individual who is practicing a modality related to massage therapy is permanently exempted from massage therapy licensure.

Approved April 25, 2003

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## CHAPTER 71

### SMALL BUSINESS ASSISTANCE PROGRAMS

H.F. 390

**AN ACT** relating to economic development programs for targeted small businesses.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 15.108, subsection 7, paragraph i, Code 2003, is amended by striking the paragraph.

Sec. 2. Section 15.246, unnumbered paragraph 1, Code 2003, is amended to read as follows:

The department shall establish and administer a case management program, contingent upon the availability of funds authorized for the program, and conducted in coordination with ~~the self-employment loan program and~~ other state or federal programs providing financial or technical assistance administered by the department. The case management program shall assist in furnishing information about available assistance to clients seeking to establish or expand small business ventures, furnishing information about available financial or technical assistance, evaluating small business venture proposals, completing viable business start-up or expansion plans, and completing applications for financial or technical assistance under the programs administered by the department. ~~As used in this section, "client" means a low-income person eligible for assistance under the self-employment loan program established in section 15.241.~~

Sec. 3. Section 15.247, subsection 2, Code 2003, is amended to read as follows:

2. A "targeted small business financial assistance program account" is established within the strategic investment fund created in section 15.313, to provide for loans, loan guarantees, revolving loans, loans secured by accounts receivable, or grants to targeted small businesses and to low-income persons establishing or expanding small business ventures. A targeted small business or low-income person in any year shall receive under this program not more than twenty-five fifty thousand dollars in a loan, or grant, and not more than forty thousand dollars in a or guarantee, or a combination of loans, grants, or guarantees. The program shall provide guarantees not to exceed seventy-five percent for loans made by qualified lenders. The department shall establish a financial assistance reserve account from funds allocated to the program account, from which any default on a guaranteed loan under this section shall be paid. In administering the program the department shall not guarantee loan values in excess