



Massage Establishment Change of Corporate Officer/Interested Party/Designated Establishment Manager

Florida Board of Massage Therapy
PO Box 6330
Tallahassee, FL 32314-6330

Web: www.floridasmassagetherapy.gov
E-mail: info@floridasmassagetherapy.gov

CURRENT ESTABLISHMENT INFORMATION

Current Establishment Name: _____

The name of your establishment, as it appears on your license.

Current License Number: MM _____

This license is held by a/an:

- Individual (Sole Proprietor)
- Partnership (GP, LP, LLP, RLLP)
- Limited Liability Company
- Corporation
- Other (specify): _____

If you selected "Partnership," "Limited Liability Company," or "Corporation", provide the Tax ID associated with your establishment.

Establishment Tax ID (FEI/EIN): _____

If you are completing a change of corporate owner/officer, your Tax ID (FEI/EIN) will be used to confirm your corporate officers with the Division of Corporations.

CHANGE OF MAILING ADDRESS

Important Notice: Pursuant to 456.035, Florida Statutes, each licensee is responsible for notifying the Department in writing of their current mailing address.

Yes, I want to change my mailing address at this time. Please change my mailing address to:

Street/PO Box: _____ **Suite:** _____

City: _____ **State:** _____ **ZIP:** _____ **Phone:** (____)-____-_____

No, do not change my mailing address at this time.

EMAIL NOTIFICATION

If you want to be notified of the status of your application by email, please check "Yes" and provide your email address. You will be responsible for checking your email regularly and updating your email address with the Board office. If you already have an email address on file, this will update your email address on file to the one provided below.

I want to be notified by email: Yes No

E-Mail Address: _____

Under Florida law, email addresses are public records. If you do not want your email address released in response to a public records request, do not provide an email address or send electronic mail to our office. Instead, contact us by phone or in writing.

CHANGE OF DESIGNATED ESTABLISHMENT MANAGER

The Designated Establishment Manager is a massage therapist who holds a clear and active license without restrictions, who will be responsible for the operation of your establishment in accordance with 480, F.S.

Name of Designated Establishment Manager: _____

License Number: MA _____

The Designated Establishment Manager listed above will be contacted prior to the completion of this change to confirm their affiliation with your establishment.

CHANGE OF CORPORATE OFFICERS

This section applies to establishments owned by corporations only.

This section does not apply to Limited Liability Companies.

Yes, one or more corporate owners or officers has been added.

If you checked "Yes" above, submit Part B of this form for each new corporate owner or officer, and a copy of your most recent filing with the Division of Corporations showing the added owner(s) or officer(s).

Yes, one or more corporate officers have been removed.

If you checked "Yes" above, submit a copy of your most recent filing with the Division of Corporations showing the removed owner(s) or officer(s).

No, the corporate owners or officers have not changed.

CHANGE OF INTERESTED PARTIES

This section applies to establishments owned by corporations who hold \$250,000 or more in business assets in Florida only.

Per 480.043(8), Florida Statutes, any individual directly involved in the management of a massage establishment is required to submit to the background screening requirements of 456.0135, F.S., if the corporation holding the license has more than \$250,000 of business taxable assets in Florida.

Yes, there are new individuals directly involved in the management of this establishment.

If you checked "Yes" above, submit Part B of this form for each new individual directly involved in the management of the establishment.

One or more individuals previously directly involved in the management is no longer directly involved in the management of this establishment.

If you checked "Yes" above, list the individuals previously involved with the management of the establishment that are no longer involved below:

_____	_____
_____	_____
_____	_____

No, the individuals directly involved in the management of this establishment have not changed.

ESTABLISHMENT OWNER/AUTHORIZED PERSON STATEMENT

I certify that I am an establishment owner of the establishment referred to in this application or am otherwise authorized by the licensee to submit this application. I declare that the answers provided herein and in support of this application are true and correct. Should I furnish any false information on or in support of this application, I understand that such action shall constitute cause for denial, suspension, or revocation of any license to practice in the state of Florida.

Signature: _____

Date: _____

CONFIDENTIAL AND EXEMPT FROM PUBLIC RECORDS DISCLOSURE

Last Name: _____

First Name: _____

Middle Name: _____

Date of Birth: _____

SOCIAL SECURITY DISCLOSURE

Pursuant to 42 U.S.C. § 666(a)(13), the department is required and authorized to collect Social Security Numbers relating to applications for professional licensure. Additionally, section 456.013(1)(a), Florida Statutes, authorizes the collection of Social Security numbers as part of the general licensing provisions.

Social Security Number: _____

Social Security Information: Under the Federal Privacy Act, disclosure of Social Security numbers is voluntary unless specifically required by federal statute. In this instance, Social Security numbers are mandatory pursuant to Title 42 United States Code, Section 653 and 654; and Section 456.013(1), 409.2577, and 409.2598, Florida Statutes. Social Security numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to ensure compliance with child support obligations. Social Security numbers must also be recorded on all professional and occupational license applications and will be used for license identification pursuant to Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act, 104 Pub. L. Section 317). Clarification of the SSA process may be reviewed at www.ssa.gov or by calling 1-800-772-1213.

EQUAL OPPORTUNITY DATA

We are required to ask that you furnish the following information as part of your voluntary compliance with Section 2, Uniform Guidelines on Employee Selection Procedure (1978) 43 FR 38295 and 38296 (August 25, 1978). This information is gathered for statistical and reporting purposes only and does not in any way affect your candidacy for licensure.

Gender: Male
 Female

Race: Native Hawaiian or Pacific Islander
 American Indian or Alaska Native
 White
 Two or More Races

Hispanic or Latino
 Black or African American
 Asian

BACKGROUND SCREENING REQUIREMENTS

As an establishment owner, you are required to submit to the background screening requirements of 456.0135, Florida Statutes.

The Florida Department of Health accepts electronic fingerprinting offered by Livescan service providers that are approved by the Florida Department of Law Enforcement (FDLE). Pursuant to 456.0135, Florida Statutes, other forms of background screening will not meet requirements for the purposes of licensing.

The Originating Agency Identification (ORI) number for the Board of Massage Therapy is:

EDOH4600Z

Background screening results submitted by a Livescan service provider are typically made available to the Department via the Care Provider Clearinghouse within 72 hours.

Visit www.flhealthsource.gov/background-screening for a list of approved Livescan vendors and answers to frequently asked questions.

LIVESCAN PRIVACY STATEMENT

The following items are included with this application, as required by the Florida Department of Law Enforcement and the Federal Bureau of Investigation:

- Statement from the FDLE regarding the sharing, retention, privacy and right to challenge incorrect criminal history records (page X)
- Federal Bureau of Investigation "Privacy Statement" (page X)

Complete the following attestation by checking the box below:

- I have been provided and read the statement from the Florida Department of Law Enforcement regarding the sharing, retention, privacy and right to challenge incorrect criminal history records, and the "Privacy Statement" document from the Federal Bureau of Investigation.

Failure to complete this attestation may delay the processing of your background screening.

CRIMINAL HISTORY

Have you **ever** been convicted of, or entered a plea of guilty, nolo contendere or no contest to a crime in any jurisdiction other than a minor traffic offense? **You must include all misdemeanors and felonies, even if adjudication was withheld.** Yes No

Reckless driving, driving while license suspended or revoked (DWSLR), driving under the influence, or driving while impaired (DWI) are not minor traffic offenses for the purposes of this question.

If you answered "Yes" to this question, submit the following for each offense:

- **Self-Explanation** describing in detail the circumstances surrounding each offense.
- **Arrest Records and Final Disposition**
These documents are available from the Clerk of Courts in the arresting jurisdiction. If these records are no longer available, the Clerk of Courts will need to provide a written statement that the records are not available.
- **Completion of Sentencing** documents for any sentence imposed after conviction.
This documentation must include the start date of the sentence, the end date of the sentence, and that the conditions of the sentence were satisfied.

If you are required to submit the documentation above, you may include your documents with this application. If you opt to submit these documents separately, please submit them directly to the Background Screening Unit in one of the following ways:

Email: MQA.BackgroundScreen@flhealth.gov

Mail: Department of Health, Division of Medical Quality Assurance
Bureau of Operations – Background Screening Unit
4052 Bald Cypress Way, Bin BSU-01
Tallahassee, Florida 32399

Failure to disclose criminal history may result in the denial of your application.

CRIMINAL AND MEDICAID/MEDICARE FRAUD QUESTIONS

Important Notice: Applicants for licensure, certification, or registration and candidates for examination may be excluded from licensure, certification, or registration if their felony convictions fall into certain timeframes as established in Section 456.0635(2), Florida Statutes.

1. Have you ever been convicted of, or entered a plea of guilty or nolo contendere, regardless of adjudication, to a felony under Chapter 409, F.S. (relating to social and economic assistance), Chapter 817, F.S. (relating to fraudulent practices), Chapter 893, F.S. (relating to drug abuse prevention and control) or a similar felony offense(s) in another state or jurisdiction? Yes No

If you responded "No" to the question above, skip to question 2.

If you responded "Yes", complete a., b., c., and d., below:

- a. For the felonies of the first or second degree, has it been more than 15 years from the date of the plea, sentence, and completion of any subsequent probation? Yes No
- b. For the felonies of the third degree, has it been more than 10 years from the date of the plea, sentence, and completion of subsequent probation? (This question does not apply to felonies of the third degree under Section 893.13(6)(a), Florida Statutes.) Yes No
- c. For the felonies of the third degree under Section 893.13(6)(a), Florida Statutes, has it been more than 5 years from the date of the plea, sentence, and completion of any subsequent probation? Yes No
- d. Have you successfully completed a drug court program that resulted in the plea for the felony offense being withdrawn or the charges dismissed? Yes No
2. Have you been convicted of, or entered a plea of guilty or nolo contendere to, regardless of adjudication, a felony under 21 U.S.C. ss. 801-970 or 42 U.S.C. ss. 1395-1396 (relating to public health, welfare, Medicare and Medicaid issues)? Yes No

If you responded "No" to the question above, skip to question 3.

If you responded "Yes", complete a., below:

- a. Has it been more than 15 years before the date of application since the sentence and any subsequent period of probation for such conviction or plea ended? Yes No
3. Have you ever been terminated for cause from the Florida Medicaid Program pursuant to Section 409.913, Florida Statutes? Yes No

If you responded "No" to the question above, skip to question 4.

If you responded "Yes", complete a., below:

- a. If you have been terminated but reinstated, have you been in good standing with the Florida Medicaid Program for the most recent five years? Yes No
4. Have you ever been terminated for cause, pursuant to the appeals procedures established by the state, from any other state Medicaid program? Yes No
- If you responded "No" to the question above, skip to question 4.**
- If you responded "Yes", complete a. and b., below:**
- a. Have you been in good standing with a state Medicaid program for the most recent five years? Yes No
- b. Did termination occur at least 20 years before the date of this application? Yes No

5. Are you currently listed on the United States Department of Health and Human Services' Office of the Inspector General's List of Excluded Individuals and Entities? Yes No

If you responded "No" to the question above, continue with the application.

If you responded "Yes," complete a. and b., below:

- a. If you responded "Yes" to the question above, are you listed because you defaulted or are delinquent on a student loan? Yes No
- b. If you responded "Yes" to question a, above, is the student loan default or delinquency the only reason you are listed on the LEIE? Yes No

If you answered "Yes" to any of the questions in this section, submit the following:

- **Self-explanation**, which includes the county, state, and date of each termination or conviction.
- **Supporting documentation**, including court dispositions or agency orders where applicable.

Failure to disclose criminal history may result in the denial of your application.

UNLICENSED ACTIVITY / PRIOR ACTION

Have you ever been issued a cease and desist or citation for the unlicensed practice of massage therapy or for operating an establishment without a license in Florida, or had similar action taken against you in another state, territory, or jurisdiction, for unlicensed practice of massage therapy or unlicensed operation of a massage establishment? Yes No

If you answered "Yes," submit documentation of the occurrence, including any relevant criminal or administrative filings. This documentation should demonstrate resolution of the incident.

Have you ever had a license or certificate of registration to practice massage therapy or any other licensed health care profession, or a massage establishment, denied for any reason in any state, territory or jurisdiction? Yes No

If you answered "Yes," submit documentation of the denial, including the final order or other administrative filing which resulted in the denial.

Failure to disclose unlicensed activity or license, certification, or registration denial may result in the denial of your application.

DISCIPLINARY HISTORY

Have you ever had disciplinary action taken against your license or certificate of registration in a disciplinary proceeding in any state, jurisdiction or territory? Yes No

Have you ever surrendered a license to practice any health care related profession in any state, jurisdiction or territory while disciplinary action was pending against you? Yes No

Is there any pending investigation in any state, jurisdiction or territory for professional conduct or competence? Yes No

Have you ever been the defendant in a civil litigation in which the basis of the complaint against you was an alleged negligence, malpractice, sexual misconduct or fraud? Yes No

If you answered "Yes" to any question in this section, submit the following:

- **Self-explanation** of each disciplinary action, license surrender, pending investigation, or civil litigation.
- **Supporting documentation**, including an administrative complaint and final order for disciplinary action or license surrender, and court records for civil litigation.

INDIVIDUAL STATEMENT

I understand that it is my duty and responsibility to supplement this application after it has been submitted if and when any material changes in circumstances or conditions occur which might affect the Department's decision concerning eligibility for licensure as required by Section 456.013(1), Florida Statutes. I understand that failure to provide such supplement may result in disciplinary action or denial of licensure.

I have carefully read the questions in Part C of this application and have answered them completely, without reservation of any kind, and I declare that my answers and all statements made by me herein and in support of this application are true and correct. Should I furnish any false information on or in support of this application, I understand that such action shall constitute cause for denial, suspension, or revocation of any license to practice in the state of Florida.

I understand that it is my responsibility to operate the establishment in accordance with Chapters 456 and 480, F.S. and Rule Title 64B7, F.A.C., and that I am under a continuing obligation to understand and keep informed of any changes to Chapters 456 and 480, F.S., and Rule Title 64B7, F.A.C.

Applicant Signature: _____

Date: _____

FLORIDA DEPARTMENT OF LAW ENFORCEMENT**NOTICE FOR APPLICANTS SUBMITTING FINGERPRINTS WHERE CRIMINAL RECORD RESULTS WILL BECOME PART OF THE CARE PROVIDER BACKGROUND SCREENING CLEARINGHOUSE****NOTICE OF:**

- **SHARING OF CRIMINAL HISTORY RECORD INFORMATION WITH SPECIFIED AGENCIES,**
- **RETENTION OF FINGERPRINTS,**
- **PRIVACY POLICY, AND**
- **RIGHT TO CHALLENGE AN INCORRECT CRIMINAL HISTORY RECORD**

This notice is to inform you that when you submit a set of fingerprints to the Florida Department of Law Enforcement (FDLE) for the purpose of conducting a search for any Florida and national criminal history records that may pertain to you, the results of that search will be returned to the Care Provider Background Screening Clearinghouse. By submitting fingerprints, you are authorizing the dissemination of any state and national criminal history record that may pertain to you to the Specified Agency or Agencies from which you are seeking approval to be employed, licensed, work under contract, or to serve as a volunteer, pursuant to the National Child Protection Act of 1993, as amended, and Section 943.0542, Florida Statutes. "Specified agency" means the Department of Health, the Department of Children and Family Services, the Division of Vocational Rehabilitation within the Department of Education, the Agency for Health Care Administration, the Department of Elder Affairs, the Department of Juvenile Justice, and the Agency for Persons with Disabilities when these agencies are conducting state and national criminal history background screening on persons who provide care for children or persons who are elderly or disabled. The fingerprints submitted will be retained by FDLE and the Clearinghouse will be notified if FDLE receives Florida arrest information on you.

Your Social Security Number (SSN) is needed to keep records accurate because other people may have the same name and birth date. Disclosure of your SSN is imperative for the performance of the Clearinghouse agencies' duties in distinguishing your identity from that of other persons whose identification information may be the same as or similar to yours.

Licensing and employing agencies are allowed to release a copy of the state and national criminal record information to a person who requests a copy of his or her own record if the identification of the record was based on submission of the person's fingerprints. Therefore, if you wish to review your record, you may request that the agency that is screening the record provide you with a copy. After you have reviewed the criminal history record, if you believe it is incomplete or inaccurate, you may conduct a personal review as provided in s. 943.056, F.S., and Rule 11C-8.001, F.A.C. If national information is believed to be in error, the FBI should be contacted at 305-625-2000. You can receive any national criminal history record that may pertain to you directly from the FBI, pursuant to 28 FR Sections 16.30-16.34. You have the right to obtain a prompt determination as to the validity of your challenge before a final decision is made about your status as an employee, volunteer, contractor, or subcontractor.

Until the criminal history background check is completed, you may be denied unsupervised access to children, the elderly, or persons with disabilities.

The FBI's Privacy Statement follows on a separate page and contains additional information.

US Department of Justice
Federal Bureau of Investigation
Criminal Justice Information Services Division

PRIVACY STATEMENT

Authority: The FBI's acquisition, preservation and exchange of information requested by this form is generally authorized under 28 U.S.C. 534. Depending on the nature of your application, supplemental authorities include numerous Federal statutes, hundreds of State statutes pursuant to Pub.L.92-544, Presidential executive orders, regulations and/or orders of the Attorney General of the United States, or other authorized authorities. Examples include, but are not limited to: 5 U.S.C. 9101; Pub.L.94-29; Pub.L.101-604; and Executive Orders 10450 and 12968. Providing the requested information is voluntary; however, failure to furnish the information may affect timely completion or approval of your application.

Social Security Account Number (SSAN): Your SSAN is needed to keep records accurate because other people may have the same name and birth date. Pursuant to the Federal Privacy Act of 1974 (5 USC 552a), the requesting agency is responsible for informing you whether disclosure is mandatory or voluntary, by what statutory or other authority your SSAN is solicited, and what uses will be made of it. Executive Order 9397 also asks Federal Agencies to use this number to help identify individuals in agency records.

Principal Purpose: Certain determinations, such as employment, security, licensing and adoption, may be predicated on fingerprint based checks. Your fingerprints and other information contained on (and along with) this form may be submitted to the requesting agency, the agency conducting the application investigation, and/or FBI for the purpose of comparing the submitted information to available records in order to identify other information that may be pertinent to the application. During the processing of this application, and for as long hereafter as may be relevant to the activity for which this application is being submitted, the FBI may disclose any potentially pertinent information to the requesting agency and/or to the agency conducting the investigation. The FBI may also retain the submitted information in the FBI's permanent collection of fingerprints and related information, where it will be subject to comparisons against other submissions received by the FBI. Depending on the nature of your application, the requesting agency and/or the agency conducting the application investigation may also retain the fingerprints and other submitted information for other authorized purposes of such agency(ies).

Routine Uses: The fingerprints and information reported on this form may be disclosed pursuant to your consent, and may also be disclosed by the FBI without your consent as permitted by the Federal Privacy Act of 1974 (5 USC 552a(b)) and all applicable routine uses as may be published at any time in the Federal Register, including the routine uses for the FBI Fingerprint Identification Records System (Justice, FBI-009) and the FBI's Blanket Routine Uses (Justice, FBI-BRU). Routine uses include, but are not limited to, disclosures to: appropriate governmental authorities responsible for civil or criminal law enforcement counterintelligence, national security or public safety matters to which the information may be relevant; to State and local governmental agencies and nongovernmental entities for application processing as authorized by Federal and State legislation, executive order, or regulation, including employment, security, licensing, and adoption checks; and as otherwise authorized by law, treaty, executive order, regulation, or other lawful authority. If other agencies are involved in processing the application, they may have additional routine uses.

Additional Information: The requesting agency and/or the agency conducting the application investigation will provide you additional information pertinent to the specific circumstances of this application, which may include identification of other authorities, purposes, uses, and consequences of not providing requested information. In addition, any such agency in the Federal Executive Branch has also published notice.