



CHAPTER 90
ARTICLE 36 - MASSAGE AND BODYWORK THERAPY PRACTICE

N.C.G.S. § 90-634.1.

Civil penalties; disciplinary costs.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT No amendment history on record	RETRIEVED 21 September 2026, 04:21 UTC	SOURCE FINGERPRINT 68adbcb9bc34badaea955721 - 7e9c97af7cf910fdec864fa7 - 9237c17691c7a3f5
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- § 90-634.1(a)

Authority to Assess Civil Penalties. - The Board may assess a civil penalty not in excess of one thousand dollars (\$1,000) for the violation of any section of this Article or the violation of any rules adopted by the Board. The continuation of the same act for which the penalty is imposed shall not be the basis for an additional penalty unless the penalty is imposed against the same party who has repeated the same act for which the discipline has previously been imposed. The clear proceeds of any civil penalty assessed under this section shall be remitted to the Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2.
- § 90-634.1(b)

Consideration Factors. - Before imposing and assessing a civil penalty, the Board shall consider the following factors:

(1)

The nature, gravity, and persistence of the particular violation.

(2)

The appropriateness of the imposition of a civil penalty when considered alone or in combination with other punishment.

(3)

Whether the violation was willful and malicious.

(4)

Any other factors that would tend to mitigate or aggravate the violations found to exist.
- § 90-634.1(c)

Schedule of Civil Penalties. - The Board shall establish a schedule of civil penalties for violations of this Article and rules adopted by the Board.
- § 90-634.1(d)

Transcriptions Costs. - The Board may assess the costs of transcriptions of a disciplinary hearing held by the Board or the Office of Administrative Hearings to

include the recording of the hearing by a court reporter and transcription of the proceeding against a person found to be in violation of this Article or rules adopted by the Board. (2003-348, s. 4; 2008-224, s. 19.)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS II
1 AUTHORITY

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 115C-457.2	(a)	"and Forfeiture Fund in accordance with"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 90-634.1 (2026).

PINPOINT

N.C. Gen. Stat. § 90-634.1(a) (2026).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

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