



ALABAMA BOARD OF MASSAGE THERAPY

2777 Zelda Road
Montgomery, AL 36106
334-420-7233
334-263-6115 fax

MINUTES Board Meeting November 7, 2014

The Alabama Board of Massage Therapy met on Friday, November 7, 2014, at the Board Office located at 2777 Zelda Road, Montgomery, Alabama, in order to conduct regular business. The following members were in attendance: Mr. Michael Stephens (Chair), Mr. Lance Gilliland (Vice-Chair), Ms. Gwen Motley and Mr. Willie DeVold. Board members absent were Mr. Foad Araiinejad and Mr. Lemar Storey. Also in attendance were Mr. Keith E. Warren (Executive Director), Mr. Matt Bledsoe (Board Counsel), Mr. Randy Barrows (Administrator), Mr. Mike James (Investigator) and Ms. Renee' Reames (Executive Secretary to Mr. Warren). A quorum was established and the meeting was called to order at 10:06 a.m.

Public notice of this regularly scheduled meeting was published on the Secretary of State's web site at www.sos.alabama.gov in accordance with the requirements of the Alabama Open Meetings Act and advertised on the Board's web site at www.almtbd.alabama.gov

Mr. Stephens welcomed guests, Board members and staff.

The minutes from the August 1, 2014, Board meeting were presented to the Board members for their review. A copy of the minutes was provided to the Board prior to the meeting. Mr. Gilliland made a motion to approve the August minutes as presented. The motion was seconded by Mrs. Motley and unanimously approved by the Board (available for viewing in the Board's Office Book of Minutes).

Mr. Warren presented the Executive Director's Report, to include the Financial Report for FY 2014 and budget for 2015 and he report on the current number of licensees and number of complaints. A detail financial report of deposits and vouchers in FY 2014 was presented for the Board's review (payment vouchers and deposits are on file in the Board's Official Book of Minutes.) Mr. Gilliland made a motion to approve the Executive Director Report and Financial Report as presented. The motion was seconded by Mr. DeVold and unanimously approved by the Board.

Mr. Bledsoe presented the Legal Counsel Report and presented three consent agreements for the Board to review and approve. He presented a Consent Agreement for Ms. Jena Larrabee for performing massage therapy without a license while employed by a chiropractic clinic. He reported that since that time, she had obtained her massage therapist license. The agreed upon Consent indicated that Ms. Larrabee would pay a \$500 fine. Mr. Warren suggested these payments be paid in \$250 increments. Mr. Gilliland made a motion to approve the Consent Agreement as presented for Ms. Jena Larrabee. The motion was seconded by Mr. DeVold and unanimously approved by the Board.

Mr. Bledsoe presented a Consent Agreement by Ms. Kelly Sauer for performing massage therapy without a license while employed at a chiropractic clinic. He reported that she had obtained her massage therapist license in the meantime. This agreed upon Consent calls for Ms. Sauer to pay a \$500 fine. Ms. Motley made a motion to approve the Consent Agreement as presented for Ms. Kelly Sauer. The motion was seconded by Mr. DeVold and unanimously approved by the Board.

Mr. Bledsoe presented a Consent Agreement for Aaron Gonzalez for performing massage therapy without a license. This agreed upon consent calls for Mr. Gonzalez to pay a \$500 fine and cease and desist from performing massage therapy services until properly licensed by the Board. Mr. Gilliland made a motion to approve the Consent Agreement as presented for Mr. Aaron Gonzalez. The motion was seconded by Mr. DeVold and unanimously approved by the Board.

Mr. Bledsoe reported that a hearing was scheduled for a current licensee, who recently obtained new legal counsel and his new attorney recommended to the licensee to surrender his license. Mr. Bledsoe indicated that the hearing had been continued pending the licensee immediately surrendering his license.

Mr. Warren reported that he was unable to attend the FSMTB meeting in October and Mr. Araiinejad had attended as Board representative. Mr. Araiinejad presented a written summary of the FSMTB annual meeting. Mr. Gilliland, who serves as a FSMTB Board member, also commented on the meeting and explained that NCBTMB would no longer offer examinations and had reached an agreement with FSMTB to provide the exams. Ms. Motley recommended that the Board consider increasing the number of hours of training required for licensing.

Mr. Warren presented a request for an Establishment License exemption from The Pampering Parlor & The Portable Powder Room. Following a review of the establishment's pamphlet advertising massage therapy, Mr. Gilliland moved that the request for exemption be denied. The motion was seconded by Mr. DeVold and unanimously approved by the Board.

The Board reviewed applications for instructor, and one applicant listed employment for 2 years at an unlicensed establishment. The Board agreed to follow-up on the status of this establishment having a license. Ms. Motley made a motion to approve the applications for Massage Therapy Instructor licenses as presented. The motion was seconded by Mr. Gilliland and unanimously approved by the Board (a list of the approved applications is available in the Board's Official Book of Minutes).

Mr. Gilliland made a motion to approve the renewal applications for Massage Therapy School as presented. The motion was seconded by Mr. DeVold and unanimously approved by the Board (a list of the approved applications is available in the Board's Official Book of Minutes).

Mr. Gilliland made a motion to approve the new application for Massage Therapy School license. The motion was seconded by Ms. Motley and unanimously approved by the Board.

The Board reviewed the applications for Continuing Education Provider. The instructor's background and experience teaching the course on osteoarthritis was reviewed by the Board and it was noted that the instructor/course had received NCBMTB approval. Mr. DeVold made a motion to approve the Continuing Education Providers as presented, except one pending

verification from NCBMTB and AMTA concerning the instructor of the osteoarthritis course. The motion was seconded by Ms. Motley and unanimously approved by the Board (a list of the approved applications is available in the Board's Official Book of Minutes).

Mr. Warren presented the new applications for Massage Therapist licenses. Mr. DeVold made a motion to approve the applications as presented, except one pending verification of current liability insurance. The motion was seconded by Ms. Motley and unanimously approved by the Board (a list of the approved applications is available in the Board's Official Book of Minutes).

Mr. Stephens presented the 2015 meeting scheduled for the Board's approval. Mr. Gilliland made a motion to approve the following meeting dates: January 9, 2015, April 10, 2015, July 10, 2015 and October 23, 2015. The motion was seconded by Mr. DeVold and unanimously approved by the Board.

Mr. Warren reported that the annual election of officers was due. Mr. DeVold made the motion that the same individuals be elected to the same office, Mr. Stephens as Chair and Mr. Gilliland as Vice Chair. The motion was seconded by Ms. Motley. There were no other nominations from the floor and the motion was unanimously approved by the Board.

Mr. Warren asked for the Board's comments concerning yoga massage, defined as a type of stretching and the placing of hands on individuals. The Board discussed the advertising of massage as a modality of manipulating tissue and the Board agreed the word "massage" could not be used unless the individual and establishment were licensed by this Board.

The Board also discussed and agreed that bodywork was a jurisdiction of the Board.

Ms. Motley requested to attend the International Massage Therapy Research conference regarding current massage therapy research. She reported the last conference was held in Chicago. Mr. Gilliland made the motion to approve Ms. Motley to approve the next International Massage Therapy conference. The motion was seconded by Mr. DeVold and unanimously approved by the Board.

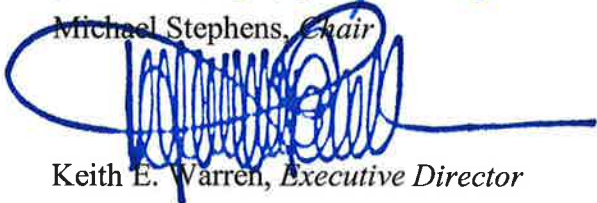
The next regularly scheduled Board meeting is Friday, January 9, 2015, at 10:00 a.m.

There being no further business, Mr. Stephens adjourned the meeting at 11:25a.m.

Respectfully Submitted,



Michael Stephens, *Chair*



Keith E. Warren, *Executive Director*

/rr