

**BOARD OF MASSAGE THERAPY & ESTABLISHMENTS
MINUTES**

DATE: November 3-4, 2022
TIME: 9:00 AM CST

LOCATION: Iris Conference Room
665 Mainstream Drive, 1st Floor
Nashville, TN 37243

MEMBER(S) PRESENT: William Mullins, III, Board Member
Emily Newberry, Board Member
Marvis Burke, Board Member
Dee Vickers, Board Member
Michael Velker, Board Chair
Virginia Yarbrough, Board Secretary

MEMBER(S) ABSENT: Emily Newberry, Board Member

STAFF PRESENT: Noranda French, Unit Director 2
Tonya Wilkins, Unit Director 1
Mary Bennett, Board Manager
Krystie Wade, Board Administrator
Jessica Turner, Senior Associate General Counsel
Keyyona Love, Fiscal Manager
Dorsey Luther, Legal Review Coordinator

GUESTS PRESENT: Ms. Hoggard, Interpreter
Teresa Phillips, TnPAP Director

Ms. Noranda French conducted a roll call, with Mr. Mullins, Ms. Burke, Ms. Yarbrough, and Ms. Vickers present. With a quorum established, Ms. Yarbrough, Board Secretary, called the meeting to order at 9:15 am.

Ms. Hoggard was present to provide interpretation for the applicants as needed. Ms. French introduced Ms. Tonya Wilkins, Board Director 1, and Ms. Krystie Wade, Board Administrator.

Minutes

Mr. Mullins, made a motion, seconded by Ms. Burke, to approve the August 8-9, 2022 minutes as written. The motion carried.

Receive reports and/or requests from the Board Director/Manager. Ms. Noranda French presented the report as follows:

Administrator/Director’s Report

November 3-4, 2022

This is an Administrative Report from Ms. Noranda French, Board Director 2. The information contained in this report will keep the Board aware of all essential activity pertaining to licensure for Massage Therapists and Massage Establishments.

Mr. Mullins requested that the administrative office include the amount of increase of new therapists in the report moving forward. Ms. French acknowledged therequest.

STATISTICAL REPORT - This report runs from August 1, 2022-October 31, 2022

As of October 31, 2022, there were 4974 licensed massage therapists and 1,989 licensed massage establishments.

The following is the license status since the last meeting:

THERAPISTS/ESTABLISHMENTS

August 2022 August 2022

Newly Licensed – 48 Newly Licensed – 35

Reinstate Applications –11 Reactivation Applications – 4

Retired-18 Retired – 7

New Applications- 7 New Applications- 1

THERAPISTS/ESTABLISHMENTS

September 2022 September 2022

Newly Licensed – 32 Newly Licensed –27

Reinstate Applications –6 Reactivation Applications – 5

Retired- 5 Retired –1

New Applications-11 New Applications- 5

THERAPISTS/ESTABLISHMENTS

October2022 October 2022

Newly Licensed – 27 Newly Licensed – 21

Reinstate Applications –5 Reactivation Applications –4

Retired- 16 Retired – 5

New Applications- 28 New Applications - 4

The Board's internet website is an excellent location to place valuable board information for licensees and applicants. Please visit the Board's website at <https://www.tn.gov/health/health-program-areas/health-professional-boards/ml-board.html> and let us know if you have anything you would like to add under the noteworthy section. In the months of May 2022 through July 2022, 594 licensees renewed their licenses via the website for a usage rate of 74% and 11 establishments renewed online for a usage rate of 8%. The administrative staff is asking that all Board members get the word out about renewing online and would ask the Board members use this tool to renew their licenses.

BUDGET/TRAVEL ISSUES

The In-state lodging rate is \$230.00 The In-state meals & incidentals is \$59.25 a day
 The standard mileage rate is \$0.47 a mile The Overnight meals & incidentals is \$79.00 a day

Investigation/Disciplinary Reports presented by Dorsey Luther:

Lic Type: 26 - MASSAGE LICENSURE BOARD, 2680 - Massage Therapist, 2681 - Massage Establishment; Case Type: CMP - Complaint; Calendar year: 2022

License Type: 26 - MASSAGE LICENSURE BOARD

Complaint Activity Dec 2021 Jan MarFeb Apr May Jun Jul Aug Sep Oct Nov Dec YTD

New Complaints Opened 6 59 12 11 21 21 13 3 4 3 153

Total Closed Complaints 2 29 25 53 4 46 34 3 18 2 216

61 - Combined with an 0 0 0 0 0 0 0 2 0 2

62 - Closed - Insufficient 1 3 4 1 0 1 11 3 3 2 29

7 - Closed BIV,EMS,HCF,AW 0 9 10 5 3 15 6 0 11 0 59

9 - Complaint Closed 1 5 8 4 1 5 3 0 0 0 27

93 - Closed - Ltr of Concern 0 0 0 0 0 1 0 0 0 0 1

94 - Closed - Warning Ltr 0 12 3 43 0 24 14 0 2 0 98

Currently Open Complaints 121117 151 138 96 113 88 67 67 53 54

ANALYSIS OF NEWLY OPENED COMPLAINTS

By Allegation Feb Aug YTDMay DecJan SepApr Jul Oct NovJunMar

20-Sexual Misconduct 2 0 6011 00 02 0

25-Unlicensed Practice 0 0 7104 01 10 0

26-Unprofessional Conduct 0 2 497614 38 22 5

27-Violation of Order 0 1 1000 00 00 0

36-Lapsed License 0 0 6021 00 12 0

tndh21 - Board Statistical Complaint Report October 21, 2022 08:03 Page 1 of 6

License Type: 26 - MASSAGE LICENSURE BOARD

By Allegation Feb Aug YTDMay DecJan SepApr Jul Oct NovJunMar

38-Criminal Conviction 0 0 3100 00 01 1

40-Mental and/or Physical Impairment 0 0 1100 00 00 0

42-Practice beyond the Scope 0 0 1001 00 00 0

45-CE Violation 4 0 7911338 012 04 7

Total: 6 3 153211259 321 411 13

By Region Sep OctMay JulFeb JunAprMar DecAugJan Nov YTD

4 193 3 03 10 EAST 32 0

6 464 7 015 11 MIDDLE 42 6
1 70 0 06 00 WEST 00 0
0 00 0 00 00 Out of State 00 0
1 122 0 04 10 Unknown 20 2
12 849 10 028 31Total: 94 8

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License Type: 2680 - Massage Therapist

Complaint Activity Dec 2021 Jan MarFeb Apr May Jun Jul Aug Sep Oct Nov Dec YTD
New Complaints Opened 6 53 11 10 19 17 12 1 3 1 133
Total Closed Complaints 2 25 23 50 4 38 22 1 12 1 178
61 - Combined with an 0 0 0 0 0 0 0 2 0 2
62 - Closed - Insufficient 1 3 2 0 0 1 6 1 2 1 17
7 - Closed BIV,EMS,HCF,AW 0 6 10 3 3 10 1 0 7 0 40
9 - Complaint Closed 1 5 8 4 1 2 1 0 0 0 22
93 - Closed - Ltr of Concern 0 0 0 0 0 1 0 0 0 0 1
94 - Closed - Warning Ltr 0 11 3 43 0 24 14 0 1 0 96
Currently Open Complaints 8480 112 100 60 75 54 44 44 35 35

ANALYSIS OF NEWLY OPENED COMPLAINTS

By Allegation Feb Aug YTDMay DecJan SepApr Jul Oct NovJunMar
20-Sexual Misconduct 2 0 5011 00 01 0
25-Unlicensed Practice 0 0 1001 00 00 0
26-Unprofessional Conduct 0 1 396612 15 22 4
36-Lapsed License 0 0 4010 00 12 0
38-Criminal Conviction 0 0 3100 00 01 1
40-Mental and/or Physical Impairment 0 0 1100 00 00 0

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License Type: 2680 - Massage Therapist

By Allegation Feb Aug YTDMay DecJan SepApr Jul Oct NovJunMar
42-Practice beyond the Scope 0 0 1001 00 00 0
45-CE Violation 4 0 7911338 012 04 7
Total: 6 1 133191153 117 310 12
By Region Sep OctMay JulFeb JunAprMar DecAugJan Nov YTD
3 183 3 03 10 EAST 32 0
6 403 7 013 10 MIDDLE 32 5
1 60 0 05 00 WEST 00 0
0 00 0 00 00 Out of State 00 0
1 122 0 04 10 Unknown 20 2
11 768 10 025 30Total: 84 7

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License Type: 2681 - Massage Establishment

Complaint Activity Dec 2021 Jan MarFeb Apr May Jun Jul Aug Sep Oct Nov Dec YTD
New Complaints Opened 0 6 1 1 2 4 1 2 1 2 20
Total Closed Complaints 0 4 2 3 0 8 12 2 6 1 38
62 - Closed - Insufficient 0 0 2 1 0 0 5 2 1 1 12
7 - Closed BIV,EMS,HCF,AW 0 3 0 2 0 5 5 0 4 0 19
9 - Complaint Closed 0 0 0 0 0 3 2 0 0 0 5
94 - Closed - Warning Ltr 0 1 0 0 0 0 0 0 1 0 2
Currently Open Complaints 3737 39 38 36 38 34 23 23 18 19

ANALYSIS OF NEWLY OPENED COMPLAINTS

By Allegation Feb Aug YTDMay DecJan SepApr Jul Oct NovJunMar
20-Sexual Misconduct 0 0 1000 00 01 0
25-Unlicensed Practice 0 0 6103 01 10 0

26-Unprofessional Conduct 0 1 10102 23 00 1

27-Violation of Order 0 1 1000 00 00 0

36-Lapsed License 0 0 2011 00 00 0

Total: 0 2 20216 24 11 1

By Region Sep OctMay JulFeb JunAprMar DecAugJan Nov YTD

1 10 0 00 00 EAST 00 0

tndh21 - Board Statistical Complaint Report October 21, 2022 08:03 Page 5 of 6

License Type: 2681 - Massage Establishment

By Region Sep OctMay JulFeb JunAprMar DecAugJan Nov YTD

0 61 0 02 01 MIDDLE 10 1

0 10 0 01 00 WEST 00 0

0 00 0 00 00 Out of State 00 0

0 00 0 00 00 Unknown 00 0

1 81 0 03 01Total: 10 1

tndh21 - Board Statistical Complaint Report October 21, 2022 08:03 Page 6 of 6

Financial Report, Ms. French introduced Keeyona Love, Fiscal Board Manager who presented the financial report below.

Tennessee Massage Licensure Board	
Analysis of Operating Expenditures and Carryover Balance	
FY2019 Operating Expenditures	\$ 837,573.75
FY2020 Operating Expenditures	\$ 725,310.13
FY2021 Operating Expenditures	<u>\$ 561,341.86</u>
3 Year Average of the Annual Operating Expenditures	\$ 708,075.25
2 Times 3 Year Average of the Annual Operating Expenditures	<u>\$ 1,416,150.50</u>
2021 Cumulative Carryover Balance	\$ 770,932.04
FY2020 Operating Expenditures	\$ 725,310.13
FY2021 Operating Expenditures	\$ 561,341.86
FY2022 Operating Expenditures	<u>\$ 682,127.96</u>
3 Year Average of the Annual Operating Expenditures	\$ 656,259.98
2 Times 3 Year Average of the Annual Operating Expenditures	<u>\$ 1,312,519.97</u>
2022 Cumulative Carryover Balance	\$ 776,850.68
Cumulative carryover does not exceed two times the three-year average of operating expenditures.	

Tennessee Professional Assistance Program Statistical Report

Ms. Teresa Phillips, Director of TnPAP presented the report as follow:

Massage Licensure Board
Activity Report
July 1, 2022–September 30, 2022

Massage Therapists		Massage Establishments
Monitoring	3	0
Referrals	1	0
Referral Source MLB		
Administrative Office	1	0
Referral Reason		
Arrest History	1	0
Agreements Entered	1	0
Discharges	3	0
Discharge Reason		
Evaluated; no monitoring recommended	1	0
Monitoring Completed -- Regulatory	1	0
Denial of license by board	1	0

Break 9:55 am.

Meeting resumed at 10:13 am, with a roll call by Ms. French - Mr. Velker, Mr. Mullins, Ms. Burke, Ms. Yarbrough, and Ms. Vickers were present.

Ratifications of initials, reinstatements, and closed files.

After review, Mr. Mullins, made a motion, to approve the ratification lists as presented, seconded by Ms. Burke. The motion carried.

Ratification list of Initial Massage Therapists and Massage Establishments August 3, 2022 to November 1, 2022

2680 Massage Therapists

Ghea Mitchell Harrison
Hibbs Cristel
Witt Curtiss
Adsit Geri Michele
Ashford Abigail Skye
Bearden Mattie Meagan
Beatty Savannah Grace
Bello Martinez Yolanda
Bernard Susanna Grace
Borromeo Edward Michael
Boyle Stormy N
Brady Leslie Marie
Brown Stephanie
Buchanan David Alan
Cambrea Michael George
Carnes Cristin Leigh
Coleman Christie Marie
Crews Deborah Jean
Davis Kathryn
Digaetano Michelle
Dugger Kimberly Joyce
Eck Tracy Michael
Ehlinger Germaine Michelle
Eickholz Ali Kathryn
Erickson Hope Eleanor
Fair Courtney Paige
Flanagan Camilette Louise
Geiger Blake D
Grasso Alicia
Guo Ying
Hearn Isabella Grace

Henderson Alaina Susanne
Hernandez Manuel
Hinton Leslie Kathryn
Holland Andrew
Huang Youqin
Jones Leon
Jones Travon Duran
Kain Michael Scott
Kampen Erin Rae
Kent Lakeithia Denise
Koester Emily Erin
Krishchuk Lena O
Kulovitz Kourtnee Lynne
Lehmkuhler Madison Faith
Lester Stephen Aaron
Lewis Bridgette Marie
Marrero Francesca Brigitte
Martin Darby
Martin Megan Jena
Martin Thea Rochelle
Mcclure Nicholye Marchello
Meece Karen Mary
Merritt Belinda Ann
Morris Elise Baker
Nye Carrie Elizabeth
Parker Katherine Denae
Poland Michele Stabile
Porter Rebekah Anne
Raby Donna
Richards Shelby Camille
Roper Jeana Denise
Ross Melanie Lynn
Sallee Javonia Shanee
Sarvis Kelly Sue
Schanie Cooper Thomas
Schneller Nadia Carmen
Scripture Karly
Seagle Mindy
Spurgeon Decembria Dawn
Stancil Rachel Lee
Stiner Ashley Jane
Thompson Rakiya
Turner-Butler Kelly Leigh
Wampler Emily Elizabeth
Wetzel Dawna Kay
Wilke Hillary Alicia

Wilkins Deaira Aeisha
Wrenn Veda S
Yang Jinling

2681 Massage Establishments

Safe Haven Wellness & Spa
Wayfaring Massage & Wellness
Nashville Staff
Above & Beyond Massage
Arc Integrative
Audrea L. Capps
Bluestem Wellness Nashville
Coyote Soul Massage
Touch By Erica
Donna Brainard Massage
Elements Massage Studio
Brentwood
Elements Massage Studio
Franklin
Elite Therapeutic Massage
Empyrean Wellness
Empyrean Bodywork
Gd-Sb Nashville Llc DbA Four
Seasons Hotel
Gould'S Academy
Gould'S Academy Bartlett
Hand + Heart Massage &
Wellness
Haven Day Spa Llc
Healing Hands Massage &
Wellness
Healing Rain Health Llc
Hunter Method
Jordan Johns Massage Therapy
Karen Brown Lmt
Knox Massage And Wellness
Krendel Healing Works
Lather Salon And Spa Llc
Lena May Perkins Lmt
Lilli Ann'S Wellness Spa Llc
Lindsay Gunther Therapy +
Wellness Liv Calm 8
Live Well Medical Clinic & Spa
Baxter

Live Your Wellness Llc
Live-In-Harmony
Massage Envy Belle Meade
Massage Envy Hamilton Crossing
Massage Envy Northshore
Knoxville
Massaging State Of Mind
Meredith Collins Lmt
Michael Sieber Lmt
Mojo Restoration Services
Mpower Massage Therapy Llc
Mu Spa
My Masso
Natural Touch
On The Go Mobile Massage Llc
Out Of The Blue Massage
Therapy
Paramount Wellness Llc
Pennyjacks
Pieces To Peace Massage
Therapy Inc.
Relentless Recovery
Reset Button
Serenity Aesthetics and Massage
Shibo Llc
Soothing Touch Massage
Soul Systems Healing
Southall Farm & Inn
The Back Space
The Back Space Lavergne
The Back Space Memorial
The Back Space Murfreesboro
The Healing Touch
The Work Massage
Therapeutic Touch Massage
Tonya Lewis
Tranzendence Massage
Travis & Co Salon & Spa
Well & Free Co.

There were no Closed files.

Review, ratify, discuss, and approve/deny continuing education courses.

After review and discussion, a motion was made by Mr. Mullins, seconded by Ms. Burke, to approve the the flowing courses, Ms. Vickers abstained. The motion carried.

- A. Dee Vickers- Tennessee Massage Law (In-Person) 2 hour- TN010123-01
- B. Dee Vickers-Tennessee Massage Law (Live Webinar) 2 hour-TN010123-02
- C. Amanda Parker-Ethical Refresher (Live Webinar) 2-hour-TN010123-03
- D. Amanda Parker-Ethical Refresher (In-Person) 2-hour-TN010123-04
- E. Amanda Parker- Tennessee Law (Live Webinar) 2 hour-TN010123-05
- F. Amanda Parker- Tennessee Law (In-Person) 2 hour-TN010123-06
- G. Charles West- Tennessee Law (Live Webinar) 2 hour- TN010123-07
- H. Charles West-Tennessee Law (In-person class) 2 hour-TN010123-08

Review Board correspondence(s):

- A. Tiersa Killian, File for an extension request.

After review and discussion by the Board, a motion was made by Ms. Vickers, and seconded by Ms. Burke, to allow Ms. Killian until June 2023, to take and pass the MBLEX exam. The motion carried.

- B. Sherry Stanley, request for a CE Waiver.

After review and discussion by the full Board, a motion was made by Mr. Velker, and seconded by Ms. Yarbrough, to approve Ms. Stanley to complete as many ces in 2022, which shall include, the Law, and carryover any leftovers into 2023. The motion carried.

Applicant Interviews:

- a. Liang Liang Zhang – Deferred from the August board meeting –

The Board requested that Ms. Zhang provide a letter from her school which outlined how many classes were online and how many were in the classroom in person. Ms. Zhang stated that she requested the letter from her school on numerous occasions, however, the school continued to mail and email the same transcript which did not differentiate the hours, nor did the school provide a letter as requested. Ms. Zhang stated that she had exhausted all resources after continuously trying. After review and discussion from the Board, a motion was made by Ms. Yarbrough, seconded by Ms. Vickers, to approve Ms. Zhang for a license, Mr. Mullins abstained. The motion carried.

- b. Fuying Kou -

Ms. Kou requested to appear before the Board to contest the denial of a license by the Board in November 2021, due to fraudulent activity in Massage Therapy, and not truthfully answering questions per the application. Ms. Kou submitted a new application and answered questions to the best of her ability and admitted that she did have help completing the application, and that English is not her first language. After review and discussion

by the Board, a motion was made by Mr. Mullins, seconded by Ms. Yarbrough, to approve Ms. Kou for a license. The motion carried.

c. **Monica Austin – Favorable TnPAP report**

Ms. Teresa Phillips, Director of TnPAP, spoke to the Board on behalf of Ms. Austin who was also present for the meeting. Ms. Phillips explained to the Board that Ms. Austin had signed a monitoring agreement with TnPAP and has been recommended for a license to practice. Ms. Phillips stated that she would inform the Board if Ms. Austin does not adhere to the monitoring agreement in its completion. A motion was made by Mr. Mullins, seconded by Ms. Yarbrough, to issue Ms. Austin a license based on the recommendations of the monitoring agreement. The motion carried.

Break 11:15 am.

Meeting resumed at 11:35 am, Ms. French conducted a roll call – Mr. Mullins, Mr. Velker, Ms. Burke, Ms. Yarbrough, and Ms. Vickers were present.

Receive report and/or requests from the Office of General Counsel

Jessica Turner, Senior Associate General Counsel, presented the consent orders below.

- a. Contested Cases – Not applicable for November 3, 2022.

- b. Consent Orders -
 1. Chen, Juanhong – After review and discussion, a motion was made by Mr. Mullins, seconded by Ms. Burke to approve the consent order as written. The motion carried.
 2. Gravell, Kevin – After review and discussion, a motion was made by Ms. Burke, seconded by Ms. Ms. Vickers, to approve the consent order as written. The motion carried.
 3. Harricharan, Jeremy - After review and discussion, a motion was made by Mr. Mullins, seconded by Ms. Burke, to approve the consent order. The motion carried.
 4. Harricharan, Teresa – After review and discussion, a motion was made Ms. Vickers, seconded by Ms. Burke, to approve the consent order as written. The motion carried.
 5. Strendel, Laura - After review and discussion, a motion was made by Mr. Mullins, seconded by Ms. Burke, to approve the consent order as written. The motion carried.
 6. Tangerine Inc. (Owner James McCarrall) – After review and discussion, a motion was made by Ms. Vickers, seconded by Ms. Burke, to approve the consent order as written. The motion carried.
 7. Barnett, Abigail – After review and discussion, a motion was made by Ms. Vickers, seconded by Burke to approve the consent order as written. The motion carried.

There were no agreed orders, orders of compliance, or orders of modifications at this meeting.

Discuss and take action on school approvals and /or program changes if necessary.

A. TCAT- McMinnville

After review and discussion, a motion was made by Ms. Vickers, seconded by Ms. Burke, to approve the school program. The motion carried.

Review, discuss, and take action, if necessary, on the update provided to the Board regarding NCBTMB's criteria for approval for distance learning classes.

Ms. Maj Lis Nash explained that NCBTMB does not approve energy work anymore. The class must be live and hands on. If it is a Zoom or Webex it is considered live, and must be at least 40%. The certificate for Tennessee must show the breakdown.

Review, discuss, and take action, if necessary, on the Task Force's update regarding the remediation process for Tennessee Massage Board School's Annual Reports that fall below the required 70% exam pass rate.

If a school score is below 70 % exam pass rate, there are new THEC regulations that will require schools to send a list to the Board of the pass/fail rates. The Board will work on getting a plan written, and require the school to appear before the Board and to come up with an action plan, and a remediation process for those students who fail the first time.

Recess for lunch at 12:20 pm.

Meeting resumed at 1:12 pm, with a roll call conducted by Ms. French – Mr. Mullins, Mr. Velker, Ms. Burke, Ms. Yarbrough, and Ms. Vickers were present

Discuss Legislation

A. Bill to allow for temporary license – Public Chapter 774

Ms. Jessica Turner, Senior Associate General Counsel, presented to the Board, Public Chapter 774, which allows massage therapists to be issued a temporary license. However, the ability for the administrative staff to issue a temporary license does not exist in its current rules. After a lengthy discussion with board members, and members of the audience, Ms. Turner proposed to the Board, to develop a task force committee which only includes one board member, and other members from the association, schools, etc. to come up with a rules to address the temporary license which is already approved by the legislature. Members who volunteered were -

Ms. Maj Lis Nash, Mr. Adam Whitehead, Ms. Dee Vickers, and Ms. Noranda French. Ms. Turner stated that she will take the feedback from the committee to develop language and implement into a rulemaking hearing.

Break 3:35 pm.

The meeting resumed at 3:51 pm, with a roll call conducted by Ms. French – Mr. Mullins, Mr. Velker, Ms. Burke, Ms. Yarbrough, were present, and Ms. Vickers returned later during the discussion.

Discuss and take action, if needed, regarding rulemaking hearings, rule amendments, and policies

A. Draft rules for Rule Making Hearing

Ms. Turner requested the Board to review the red lines rules for any revisions necessary. After review and a lengthy discussion, Ms. Turner stated that she will make the necessary changes and bring the red lined rules back to the Board for one final review before she sends them to Government Operations.

Discuss Old and New Board Business

A. Discussion regarding Inspections and Board's position

Ms. French explained to the Board that when the Massage Board was audited, there were three (3) findings, which were, 1st - Unassigned Cash payments, which have been addressed and assigned to the correct applicants/licensees. 2nd - Closed files, which have now been properly closed, and the 3rd - Inspections. Ms. French explained that she responded to the auditors that the rules do not say that the Board **must** conduct inspections. Additionally, due to the Board's financial standing and manpower, the Board is not in a financial position to perform inspections and has not conducted one since Diane Birkner was the Board Manager. The last known inspection occurred sometime in 2012. After much discussion Mr. Velker requested a roll call, for a vote to leave the Inspection language in the rules. All members voted aye, none opposed.

B. Election of Officers

Board Chair – Mr. Velker was nominated for board chair and approved by a majority vote. Mr. Velker accepted the position for a second term.

Secretary – Mr. Mullins was nominated for secretary and approved by a majority vote. Mr. Mullins accepted the position.

Updates from Board Director Ms. Noranda French

1. The public notice and agenda are now combined as one. The generic public notice will be posted 45 days prior to a schedule meeting to allow administrators to make any revisions necessary.
2. Massage therapists can now renew and apply for licensure online. Ms. French is working with the LARS team on Establishments, and hopefully that profession will soon be able to do the same.
3. License verifications are no longer mailed out by the administrative staff. License verifications can be obtained online, and are primary source verified, and have the state seal.
4. The Massage Board is almost fully staffed with one position to fill for an Administrative Assistant 1 position.

The board meeting adjourned at 4:41 pm.

Any board business not concluded on Monday, November 3, 2022, will be conducted on Tuesday, November 4, 2022.

Continuance of Massage Board meeting on November 4, 2022.

Ms. Noranda French conducted a roll call, with Mr. Mullins, Mr. Velker, Ms. Burke, Ms. Yarbrough, and Ms. Vickers present. With a quorum established, Mr. Velker, Board Chair, called the meeting to order at 9:15 am.

The purpose of today's meeting was to have a contested case hearing. Ms. Jessica Turner, Senior Associate General Counsel, explained to the Board that this was a case that she inherited after the exit of Mr. Marc Guilford, and that this case is about five (5) years old. Additionally, after speaking with Defendant, Mr. Ware, he was sure that he had legal representation five (5) years ago, and since he has been summoned to reappear before the Board for this case again, he has not had adequate time to secure legal counsel. He requests time to obtain an attorney and to reappear before the Board later in 2023.

The Board granted a continuance per the judge request, and the case will be presented at the May 2, 2023 board meeting. Mr. Ware agreed May 2, 2023, will be sufficient time to get his defense in order.

Adjourn:

With no further business to be conducted, Mr. Velker, made a motion, to adjourn the meeting at 9:30 am.

THESE MINUTES WERE RATIFIED AT THE FEBRUARY 6, 2023 BOARD MEETING.