



NORTH CAROLINA BOARD of MASSAGE AND BODYWORK THERAPY

Mailing Address: PO Box 2539, Raleigh, NC 27602 Phone: 919.546.0050
Location Address: 150 Fayetteville Street Mall, Suite 1900, Raleigh, NC 27601

OPEN SESSION MINUTES

April 18, 2013; 10:00 a.m. – 12:30 p.m.

**Wachovia Capitol Center Building
150 Fayetteville Street, 13th Floor Large Conference Room, Raleigh, NC 27601**

"The mission of the NCBMBT is to regulate the practice of massage and bodywork therapy in the State of North Carolina to ensure competency, and to protect the public health, safety and welfare."

TIME AND PLACE

The North Carolina Board of Massage and Bodywork Therapy met in Open Session in the offices of the Board on April 18, 2013 at 10:00 a.m.

MEMBERS PRESENT

Dr. Edwin Preston, Ms. Darinda Davis, Ms. Candace Frye, Ms. Renee Hays, Mr. David Bedington and Mr. Robby Brown.

MEMBERS ABSENT

Mr. Josh Herman

OTHERS PRESENT

Mr. Charles Wilkins and Mr. Ben Thompson, Legal Counsel to the Board, Ms. Elizabeth Welden, Administrative Director and Ms. Julia Lancaster, Administrative Assistant

CHAIR

Dr. Preston

RECORDING SECRETARY

Ms. Welden

CONFLICT OF INTEREST

Dr. Preston asked if any Board member had any conflict of interest with any item on the meeting's agenda. Ms. Davis recused herself from any discussion or decision regarding Chadwyck Johnson. Ms. Hays recused herself from any discussion or decision regarding Daniel Joseph Turner. Mr. Bedington recused himself from any discussion or decision regarding ?? and Daniel Joseph Turner. There being no other conflict, the agenda was approved.

APPROVAL OF MINUTES

The Board approved its minutes of February 21, 2013.

TREASURER'S REPORT

The Treasurer's Report was reviewed and approved as presented.

ADMINISTRATIVE REPORTS

Mr. Wilkins reported:

New Rules

There are no rules scheduled for review.

Status of Amendments to Practice Act

There are no amendments to the Practice Act scheduled for consideration.

Disciplinary Hearings

There are no hearings scheduled for today.

Consent Orders

Mr. Wilkins informed the Board of complaints filed with the Board; one against Daniel Joseph Turner for allegedly engaging in inappropriate sexual activity with a female client, and six others against AutumnRose Driscoll, Kim Frazier, Chadwyck Johnson, Shasta Leslie, Christina Pendry and Laura Ross for allegedly practicing with an expired license. The Board agreed to consider Consent Orders for all seven complaints in Closed Session.

Ms. Welden reported:

Licensee Report

12,955 licenses have been issued
7,726 active licenses

Renewal Report

There are 4,178 licensees scheduled to renew for the 2013-2014 renewal period as well as 498 licenses that expired on December 31, 2010 and could renew by December 31, 2012. To date 3,912 therapists have renewed. To date 764 therapists have not renewed and received a late renewal letter. 616 therapists renewed between November 1, 2012 and December 31, 2012 and received a Letter of Reprimand.

COMMITTEE REPORTS

Policy Committee

Dr. Preston reported the Committee met February 21, 2013, and discussed the matters set forth in the minutes of the Committee.

IASI

Dr. Preston reported the Committee reviewed the proposal presented by IASI representatives and developed a response to the requests by IASI. Mr. Wilkins submitted the response by the Committee to the IASI representatives by email. Upon motion made, seconded and passed, the Board accepted the response to IASI by the Committee. The Board agreed the requests by IASI can be discussed in the future should circumstances warrant.

License Standards Committee

Mr. Bedington reported the Committee met February 20, 2013, and discussed the matters set forth in the minutes of the Committee.

Jian Ge

Mr. Ge did not appear before the Board to present his appeal of the decision by the Licensing Standards Committee that denied his application for a license.

School Approval Committee

Mr. Wilkins reported M&M Consulting are working on the 2013-14 school renewal applications and will have the summaries available to the Committee by the end of May 2013.

Establishment Regulation Committee

No report.

Communications Committee

Ms. Frye reported Ms. Davis was elected Committee Chair. Ms. Frye informed the Board that the Committee is developing the content for four video spots.

OLD BUSINESS

Missing curricula policy

The missing curricula policy was discussed in the Licensing Standard Committee and remains in the Committee for further consideration.

AMTA Request for Clarification – Scope of Practice

The Board reviewed and approved the March 5, 2013 response from Mr. Wilkins to Donovan Griffith, Government Relations Program Manager for the AMTA, regarding the trial project to compile information regarding scope of practice issues.

IASI Letter

The IASI letter was discussed in the Policy Committee report.

SBI/FBI Audit Report

The Board reviewed the April 5, 2013 letter from Todd C. Commodore, Acting Section Chief for the U.S. Department of Justice, regarding the FBI audit of the North Carolina Board of Massage and Bodywork Therapy scheduled for May 9, 2013 at 1 p.m.

NEW BUSINESS

2013 CLEAR Learning Programs

The 2013 CLEAR Learning Programs will be held in Raleigh, North Carolina, April 22nd-24th and 26th, 2013. Any Board member or staff who can attend are encouraged to go.

NC General Assembly proposed laws about licensing boards

The Board reviewed the NC General Assembly proposed laws that may affect licensing boards.

Email referring to Ionized Foot Baths

The Board reviewed the February 13, 2013 email from Kim Moore, Program Coordinator for the Therapeutic Massage Program at Forsyth Tech Community College, regarding questions regarding ionized foot baths. Upon motion made, seconded and passed, the Board agreed to refer this issue to the Policy Committee for further review.

Rick Rosen's proposal for an alternative strategy to CE regulation

The Board reviewed the February 15, 2013 email and proposal from Rick Rosen, founder and co-director of the Body Therapy Institute, regarding an alternative strategy to CE regulation. Mr. Rosen explained the information included in his proposal. Mr. Rosen also introduced a document developed by the Alliance for Massage Therapy Education titled, "Core Competences for Massage Therapy Teachers". Ms. Sally Hacking from FSMTB also spoke on the issues. Also, Ms. Nancy Toner Weinberger sent in comments on Mr. Rosen's proposal. Upon motion made, seconded and passed, the Board agreed to refer Mr. Rosen's proposal for an alternative strategy to CE regulation, Ms.

Weinberger's comments to Mr. Rosen's proposal, and the document developed by the Alliance for Massage Therapy Education, to the Policy Committee for further review.

PUBLIC COMMENT

The Board received comments from the public.

CLOSED SESSION

Upon motion made, seconded, and passed, and pursuant to NCGS 143-318.11(a)(1), (3) and (7) as well as NCGS 143-318.18(6), the Board went into Closed Session at 12:30 p.m.

RETURN TO OPEN SESSION

The Board returned to Open Session at 1:40 p.m.

AutumnRose Driscoll

The Board reported Ms. Driscoll's signed Consent Order was approved.

Kim Frazier

The Board reported Ms. Frazier's signed Consent Order was approved.

Chadwyck Johnson

The Board reported Mr. Johnson's signed Consent Order was approved.

Shasta Leslie

The Board reported Ms. Leslie's signed Consent Order was approved.

Christina Pendry

The Board reported Ms. Pendry's signed Consent Order was approved.

Laura Ross

The Board reported Ms. Ross' signed Consent Order was approved.

Daniel Joseph Turner

The Board reported Mr. Turner's signed Consent Order was approved.

Reappointment for Board Members

Mr. Wilkins informed the Board that Dr. Preston, Ms. Frye and Mr. Brown's appointments expire June 30, 2013. Dr. Preston and Mr. Brown will be completing their first term on the Board and are eligible to

be reappointed. Ms. Frye is completing the first three years of her second term on the Board and is also eligible for reappointment for the second three years of her second term. All three Board members expressed their willingness to serve another three years on the Board, if they are reappointed by the Governor.

ADJOURNMENT

Upon motion duly made, seconded and passed, the meeting was adjourned at 2:00 p.m.

Dr. Edwin Preston, Chair

Josh Herman, Treasurer