



ALABAMA BOARD OF MASSAGE THERAPY

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MINUTES Board Meeting January 10, 2020

The Alabama Board of Massage Therapy met on Friday, January 10, 2020, at the Board Office located at 2777 Zelda Road, Montgomery, Alabama, to conduct regular business. The following Board members were in attendance: Dr. Lance Gilliland (Board Chair), Mr. Michael Stephens (member) and Mr. Foad Araiinejad (member). Absent member was Ms. Gwen Motley (Vice Chair). Also in attendance were Mr. Keith Warren (Executive Director), Mr. Matt Bledsoe (Legal Counsel), Ms. Jenna Lanier (Board Administrator), Ms. Renee' Reames (recording secretary), Ms. Jennifer Love (Legal Assistant), Mr. Mike James (Investigator) and Mr. Mike Weeks (Legislative Liaison). Chairman Gilliland called the meeting to order at 10:05 a.m. and Mr. Warren called roll of the members in attendance. Chairman Gilliland announced that a quorum was present and welcomed members, guests and staff.

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

Chairman Gilliland introduced Mr. Jerry Wood, Administrative Legal Judge over the Administrative Hearing scheduled at 10:00 a.m. in the matter of Case 2019-026. Chairman Gilliland reported that the Respondent in the case was considering the terms of a Consent Agreement and the Administrative Hearing was being deferred pending a report later in the meeting.

The minutes from the October 18, 2019 Board meeting were presented by Chairman Gilliland for the Board's approval. A copy of the minutes was provided to the Board members prior to the meeting for their review. Mr. Stephens made a motion to approve the October minutes as presented. The motion was seconded by Mr. Araiinejad and unanimously approved by the Board (available for viewing in the Board's Official Book of Minutes).

Mr. Warren presented the Executive Director Report to include the FY 2019 Financial Report as of December 31, 2019, along with a detailed report of line item expenditures (detailed report on file in the Board's Official Book of Minutes.). He also reported on the current number of licensees, and the number of complaints received and inspections conducted during fiscal years 2019 and 2020.

Mr. Warren presented the Administrator's Report, which listed administrative activities accomplished by the staff since the last Board meeting, along with a list of inspections conducted for the same time period (report available for viewing in the Board's Official Book of Minutes). Mr. Warren stated that future reports would include both schools and establishment inspections. He also reported on the progress made by iGov in developing a new licensee database, creating online renewal process and coordinating background checks in accordance with the Board's new rule.

Mr. Araiinejad made a motion to approve the Financial Report as presented. The motion was seconded by Mr. Stephens and unanimously approved by the Board.

Mr. Bledsoe presented a Consent Agreement in the case of 2019-030BR. He explained the violation of no overnight stay in quarters (establishment) based on the new law. He recommended a \$500 fine and 1-year probation. Mr. Araiinejad made the motion to approve the Consent Agreement as presented. The motion was seconded by Mr. Stephens and unanimously approved by the Board.

Mr. Bledsoe presented a Consent Agreement in the case of 2019-026 where the owner was cited for having unlicensed massage therapists working in the establishment and operating a sexually oriented business. He recommended that the establishment license be surrendered and the owner not conduct MT business in the State for a period of 3 years. During a discussion of this case, Mr. Mike James commented on the investigative and disciplinary process in sexually oriented cases, which would result in reporting to the National Practitioners Database and information being flagged in our system about the violation. He also indicated that the owner of the building leasing the establishment space would be advised against future leases. Mr. Araiinejad made the motion to approve the Consent Agreement as presented. The motion was seconded by Mr. Stephens and unanimously approved by the Board.

Ms. Lanier presented applications approved by the Executive Director (a full list of the applications can be viewed in the official Book of Minutes). Mr. Araiinejad made the motion to ratify the Executive Director's approval of the massage therapist applications. The motion was seconded by Mr. Stephens and unanimously approved by the Board.

Mr. Araiinejad made the motion to approve the instructor applications as presented by Ms. Lanier. The motion was seconded by Mr. Stephens and unanimously approved by the Board.

Mr. Araiinejad made a motion to approve the school renewal applications and curriculum changes as presented by Ms. Lanier. The motion was seconded by Mr. Stephens and unanimously approved by the Board.

Mr. Araiinejad made a motion to approve the CE Provider application as presented by Ms. Lanier. The motion was seconded by Mr. Stephens and unanimously approved by the Board.

The Board conducted a special review of three (3) applications presented by Ms. Lanier and took the following action:

1. Mr. Stephens made a motion to approve the application from Atheena D. Martinez pending examination results. The motion was seconded by Mr. Araiinejad and unanimously approved by the Board.
2. Mr. Araiinejad made a motion to approve the application from TaNieka T. Wilson as presented. The motion was seconded by Mr. Stephens and unanimously approved by the Board.
3. Mr. Araiinejad made a motion to approve the application from Melissa A Neese as presented. The motion was seconded by Mr. Stephens and unanimously approved by the Board.

Chairman Gilliland called for questions and comments from the guest present at the meeting, and there were none.

Chairman Gilliland announced that the next meeting of the Board was scheduled Friday, April 10, 2020 at 10:00 a.m.

There being no further business, Mr. Araiinejad made the motion to adjourn the meeting. The motion was seconded by Mr. Stephens and unanimously approved by the Board. Chairman Gilliland adjourned the meeting at 10:39 a.m.

Respectfully Submitted,



Foad Araiinejad
Chair



Keith E. Warren
Executive Director

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