



ALABAMA BOARD OF MASSAGE THERAPY

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MINUTES Board Meeting July 10, 2015

The Alabama Board of Massage Therapy met on Friday, July 10, 2015, 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), Mr. Willie DeVold, member, Mr. Foad Araiinejad, member, Mr. Lemar Storey, member and Ms. Gwen Motley, member (arrive 10:19 a.m.). Also in attendance were Mr. Keith Warren (Executive Director), Mr. Randy Barrows (Administrator), Mr. Matt Bledsoe (Legal Counsel), Mr. Mike James (Investigator) and Ms. Renee' Reames (Executive Secretary to Mr. Warren, serving as recording secretary). A quorum was established and the meeting was called to order at 10:16 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

Ms. Motley arrived at 10:19 a.m.

The minutes from the April 10, 2015 Board meeting were presented to the Board members for their approval. A copy of the minutes was provided to the Board prior to the meeting. Mr. Gilliland made a motion to approve the April minutes as presented. The motion was seconded by Ms. Motley unanimously approved by the Board (available for viewing in the Board's Official Book of Minutes).

Mr. Warren presented the Executive Director's Report, to include the Financial Report as of June 30, 2015. He reported on the current number of licensees and number of complaints in FY 2015. A detail financial report of deposits and vouchers in FY 2015 was presented for the Board's review (detailed report is on file in the Board's Official Book of Minutes.) Mr. DeVold made a motion to approve the Executive Director Report and Financial Report as presented. The motion was seconded by Mr. Gilliland and unanimously approved by the Board.

Mr. Warren presented to the Board a list of Establishment inspections that had been performed through June 17, 2015.

Mr. Bledsoe presented the Legal Counsel report that included two consent agreements. The Board reviewed the consent agreement signed by the owner of Lotus Massage and/or Alabama Chinese Acupressure (case 2015-002) for advertising under establishment name that did not have an Establishment license. The terms of the consent included a cease and desist in advertising services and a \$500 fine payable within 30 days of the Board's acceptance.

Mr. Bledsoe also present the consent agreement signed by the owner of June Massage (case 2015-014) for not having an Establishment license. The terms of the consent included a fine of \$500 payable within 30 days of the Board's acceptance and to immediately apply of an Establishment license. Ms. Motley made a motion to accept both of the Consent Agreements as presented. The motion was seconded by Mr. DeVold and the motion was unanimously approved.

The Board reviewed the specifications for the Administrative Services ITB and discussed minor changes, e.g., Board's Legal Counsel listed as contact for bids and requiring 5 years of experience by the Management Company. Mr. Araiinejad made the motion to accept the changes to the ITB specifications as discussed. The motion was seconded by Mr. DeVold and unanimously approved by the Board

Mr. Araiinejad made the motion to ratify the approval of massage therapist applications by the Executive Director. The motion was seconded by Mr. Gilliland and unanimously approved by the Board. The Board requested that a list of licensees that had been approved in the interim by Mr. Warren be presented at the next meet for the Board's review in this matter.

Mr. Araiinejad made the motion to approve the massage therapist applications by individuals who had attended out-of-state schools as presented to the Board (a list of the approved applications is available in the Board's Official Book of Minutes). The motion was seconded by Mr. Gilliland and unanimously approved by the Board.

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

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

The Board discussed two new massage therapy school applications: Better Bodies Massage Institute and Bluewater Institute for Massage Therapy. Mr. Gilliland made the motion to approve Better Bodies Massage Institute. The motion was seconded by Mr. Araiinejad and unanimously approved by the Board. Mr. Gilliland made a motion to approve Bluewater Institute for Massage Therapy's application contingent upon clearly outlining the relationship between the school location and any satellite locations for student classes and clinicals. The motion was seconded by Mr. Araiinejad and unanimously approved by the Board.

The Board reviewed the application for Continuing Education Provider. Mr. DeVold made a motion to approve ABMP as a Continuing Education Provider, as presented to the Board. The motion was seconded by Mr. Storey and unanimously approved by the Board (a list of the approved applications is available in the Board's Official Book of Minutes).

Mr. Storey presented an exemption request for an American Healer. The Executive Director agreed to write a letter to the individual explaining the Board's licensing jurisdiction.

Mr. Warren inquired about the Board's interpretation of Rule 532-X-.04(1) in whether to require two establishment licenses for a licensed massage therapist in a solo practice to provide out-call services and services in their office/business location. In consideration of amending the Board's rules concerning this matter, the Board asked the Executive Director to inquire with other states about their licensing practices.

Mr. Warren reported that the current statute does not stipulate that a school must maintain liability/injury insurance and the Board concurred with proposing an amendment to the Board's statute to include this requirement.

It was the consensus of the Board that the Executive Director be authorized to attend the FSMTB meeting as the Board's delegate and also authorize Board members to attend, who may be interested in the FSMTB conference.

Mr. James reported on the FBI conference that he attended regarding prostitution and human-trafficking activities.

The next regularly scheduled Board meeting is Friday, October 23, 2015 at 10:00 a.m.

There being no further business, Mr. DeVold made the motion to adjourn the meeting at 11:30 a.m. The motion was seconded by Mr. Gilliland and unanimously approved by the Board.

Respectfully Submitted,



Michael Stephens
Chair



Keith E. Warren
Executive Director

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