

**VIRGINIA BOARD OF NURSING
MASSAGE THERAPY ADVISORY BOARD
MINUTES**

October 28, 2014

- TIME AND PLACE:** The meeting of the of the Massage Therapy Advisory Board convened at 10:00 a.m. in Hearing Room 5, Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia.
- PRESIDING:** Stephanie Quinby, C.M.T., Faculty Member, Co-Chair
- MEMBERS PRESENT:** Stephanie Quinby, C.M.T., Faculty Member, Co-Chair
Dawn Hogue, C.M.T.
Joseph Schibner, IV, C.M.T.
Jermaine Mincey, Citizen Member
- STAFF PRESENT:** Jay P. Douglas, R.N., M.S.M., C.S.A.C., F.R.E., Executive Director
Brenda Krohn, R.N., M.S., Deputy Executive Director
Latasha Austin, Administrative Specialist
- OTHERS PRESENT:** Elaine Yeatts, Policy Analyst; Department of Health Professions
- IN THE AUDIENCE:** Becky Bowers-Lanier, American Massage Therapy Association-Virginia Chapter
Joseph Crook, Certification Specialist; State Council of Higher Education for Virginia
Susan Yale, Compliance Investigator; State Council of Higher Education for Virginia
- ESTABLISHMENT OF A QUORUM:** With 4 members of the Massage Therapy Advisory Board present, a quorum was established.
- CALL TO ORDER:** Ms. Quinby called the business meeting to order at 10:01 a.m. Welcome and introduction was done for new advisory board members Dawn Hogue and Joseph Schibner.
- OLD BUSINESS:** An overview was done of the minutes from the last Massage Therapy Advisory Board meeting held on October 9, 2014. Mr. Schibner moved that the minutes from the October 9, 2014 meeting be approved. The motion was seconded by Ms. Hogue and carried unanimously.
- PUBLIC COMMENT:** Ms. Bowers-Lanier informed the Massage Therapy Advisory Board that the Virginia Chapter of the American Massage Therapy Association (AMTA) is proposing to submit a bill to require licensure for massage therapist in Virginia instead of certification to go before the 2016 General Assembly. The bill will also propose background check requirements for massage therapist with an effective date of 2017. Additionally, the bill will also propose several exemptions; such as exemptions for massage therapy students and massage therapist traveling with

athletic teams. Ms. Bowers-Lanier indicated that the reason for the legislation proposal is to support public safety.

NEW BUSINESS:

Elections were made for a Chair and Co-Chair for the Massage Therapy Advisory Board. Mr. Schibner made a motion to nominate himself as Chair as he had previous experience serving on the Massage Therapy Advisory Board and experience serving as the chair for the Massage Therapy Advisory Board. The motion was seconded by Ms. Hogue and carried unanimously. Ms. Quinby made a motion to nominate herself as Co-Chair. The motion was seconded by Mr. Mincey and carried unanimously.

Ms. Krohn gave a report re-capping the Federation of State Massage Therapy Boards (FSMTB) 10th Annual Meeting that was held in Albuquerque, New Mexico, October 8, 2015- October 10, 2015. Ms. Krohn's FSMTB report highlighted 3 resolutions that were submitted for consideration by the delegates.

1. The Georgia Board of Massage Therapy submitted a resolution that was withdrawn prior to consideration
2. The New Jersey Board of Massage & Bodywork Therapy submitted a resolution regarding MBLEx Eligibility. The resolution was tabled for further consideration until the 2016 annual meeting.
3. The Tennessee Board of Massage Licensure submitted a resolution to establish a Human Trafficking Task Force. With a majority vote, the delegate assembly passed a resolution introduced by the Tennessee Board of Massage Licensure to establish a Human Trafficking Task Force to investigate the impact of human trafficking on the massage profession and identify possible measures to curtail and/or eliminate its practice of using the massage profession as a front for illegal activity. Ms. Krohn indicated that she expressed interest in joining the FSMTB Human Trafficking Task Force as she is currently serving on the Governor's Task Force in Virginia in regards to Human Trafficking.

Ms. Krohn additionally, recapped and provided the presentations provided by Dr. Michael Plaut on "Professional-Client Boundaries in Health Care: Practice, Regulation & Education" and Dale Atkinson, Legal Counsel for FSMTB on the recent Supreme Court Decision on North Carolina State Board of Dental Examiners versus the Federal Trade Commission.

Ms. Austin gave an overview of the Federation of State Massage Therapy Boards (FSMTB) Authentic Information Review (FAIR) Task Force. The objectives of the FAIR Task Force are to:

- Identify types of application fraud member boards have experienced and/or are experiencing
- Develop tools to help member boards identify fraudulent documents used for licensure
- Develop best practices for dealing with fraudulent documents
- Develop best practices to eliminate potentially fraudulent documents
- Develop tools for state boards to prosecute licensees in cases of obtaining licensure by use of fraudulent documents

- Develop model rule language for member boards to eliminate fraudulent documents.

The first meeting of the FAIR Task Force was held September 9-10, 2015 in Chicago, IL. Ms. Austin was present for the meeting via phone. The next meeting will take place in November 2015.

Ms. Krohn reviewed and discussed the remaining 2015 Informal Conference & Formal Hearing dates and 2016 Informal Conference & Formal Hearing dates that needed coverage by a Massage Therapy Advisory Board Member.

Mr. Schibner discussed his request for a regulatory review of the continuing education requirements for massage therapist in Virginia. Mr. Schibner expressed that the Board needs to look at expanding the continuing education requirements for massage therapist and have for options. Mr. Schibner also expressed the need for an overall review of the regulations governing the certification of massage therapist in Virginia. Ms. Yeatts indicated that she would look into the last time a periodic review was done for the regulations governing the certification of massage therapist in Virginia and report the information back to Board staff.

Ms. Schibner made a motion that the Massage Therapy Advisory Board recommend to the Board of Nursing to initiate action for a periodic review of the regulations governing the certification of massage therapist in Virginia. The motion was seconded by Ms. Hogue and carried unanimously.

DISCUSSION OF
FUTURE MEETINGS:

Board staff will coordinate with Massage Therapy Advisory Board members on availability and confirm exact date when possible.

ADJOURNMENT:

Mr. Schibner made a motion to conclude the meeting. The motion was seconded by Ms. Hogue and carried unanimously. The meeting was adjourned at 11:19 a.m.

Brenda Krohn, R.N., M.S
Deputy Executive Director