



WASHINGTON STATE BOARD OF MASSAGE
Business Meeting Minutes

May 8, 2015

On Friday, May 8, 2015, the Board of Massage met Red Lion at the Park, Riverfront Ballroom D, 303 W North River Dr, Spokane, Washington. In accordance with the Open Public Meetings Act, notices were sent to individuals requesting notification of meetings.

Members Present

Meghann Lawrence, LMP, Chair
Rey Guajardo, LMP, Vice-Chair
Nancy Allen, LMP
Anthony Sharpe, Public Member
Laura Williams, LMP

Staff Present

Megan Brown, Program Manager
Kris Waidely, Program Manager
Blake Maresh, Executive Director
Michael Ellsworth, Supervising Staff Attorney
Krystl Murphy, Assistant Attorney General
Cece Zenker, Program Support

Guests Present

Joanne Miller, Credentialing Review Supervisor
Clark Wisswell, Department of Health Investigator
Matt Mahan, Department of Health Investigator
Pat Archer, LMP
Shana Bousquet
David Cota-Robles
Mandi Denning, LMP
Beth Filius, LMP
Esther Greiner, LMP
Gayle Grimes, LMP
Donna Hutchcroft, LMP
Ethel Knopp, LMP
Annie LaCroix, LMP
Dari Lewis, LMP
Aubrey Lesicki, LMP
Ann Mateo, LMP
Linda Myers

Lola Michelin, LMP
Mariah Neeson
David Osborne, LMP
Ricky Penney, LMP
Dana Pellegrini, LMP
James Rasey, LMP
Michele Salas, LMP
Susan Sherman, LMP
Barbara Simpkin, LMP
Megan Smethurst, LMP

OPEN SESSION

1. CALL TO ORDER

The meeting was called to order by Meghann Lawrence, LMP, Chair, at 9:13 a.m.

- 1.1 Introductions – The board, staff, and audience introduced themselves.
- 1.2 Approval of the Agenda – The agenda was approved with the following amendments:
 - Add Arizona Jurisdiction review to agenda item 2.
 - Add Northwest Massage School to agenda item 2.
 - Add notification of change to the July 2015 meeting location to Program Report.
- 1.3 Approval of the March 6, 2015, Business Meeting Minutes – The minutes were approved as presented.
- 1.4 Approval of the April 3, 2015, Special Conference Call Minutes – The minutes were approved as presented.

2. JURISDICTION AND SCHOOL PROGRAM REVIEWS

University of Western States – Portland and Salem campuses

The Reviewing Board Members (RBMs) recommended approval for both campuses. The program received full board approval.

Florida Jurisdiction Review

The RBMs determined that Florida's massage licensing requirements are not substantially equivalent.

Indiana Jurisdiction Review

The RBMs determined that Indiana's massage licensing requirements are not substantially equivalent.

Oregon Jurisdiction Review

The RBMs determined that Oregon's massage licensing requirements are substantially equivalent.

New York Jurisdiction Review

The RBMs determined that New York's massage licensing requirements are not substantially equivalent.

Arizona Jurisdiction Review

The RBMs determined that Arizona's massage licensing requirements are not substantially equivalent.

Cortiva Institute Federal Way:

- 750 hour Professional Massage Therapy
- 1000 hour Extended Professional Massage Therapy

The RBMs found deficiencies for both programs and the board authorized program staff to send deficiency letters.

Cortiva Institute – Seattle

- 1000 hour Extended Professional Massage – Spa
- 1000 hour Extended Professional Massage – Medical
- 1000 hour Extended Professional Massage Therapy
- 750 hour Professional Massage Therapy

The RBMs found deficiencies for all programs and the board authorized program staff to send deficiency letters.

Provo College

The RBMs found deficiencies and the board authorized program staff to send a deficiency letter to the school.

Arizona College

The RBMs found deficiencies and the board authorized program staff to send a deficiency letter to the school.

Altura

The RBMs recommended approval. The program received full board approval.

ASIS

The RBMs found deficiencies and the board authorized program staff to send a deficiency letter to the school.

Kishwaukee

The RBMs recommended approval. The program received full board approval.

Kneaded Energy

The RBMs found deficiencies and the board authorized program staff to send a deficiency letter to the school.

NW School of Animal Massage – Small and Large Animal Massage Programs

The RBMs found deficiencies in both programs and the board authorized program staff to send a deficiency letter to the school.

Wellness Massage Center and Institute

The RBMs found deficiencies and the board authorized program staff to send a deficiency letter to the school.

Allied Health Career Center

The RBMs recommended approval. The program received full board approval.

Arizona School of Massage Therapy – Phoenix and Tempe campuses

The RBMs recommended approval for both campuses. The program received full board approval.

Stillwaters Massage Institute

The RBMs found deficiencies and the board authorized program staff to send a deficiency letter to the school.

Everest

The RBMs recommended approval. The program received full board approval.

Day Spa Academy

The RBMs found deficiencies and the board authorized program staff to send a deficiency letter to the school.

Columbia River Institute

The RBMs found deficiencies and the board authorized program staff to send a deficiency letter to the school.

Ananda – Bilingual

The RBMs recommended approval. The program received full board approval.

Victoria's Academy of Cosmetology

The RBMs found deficiencies and the board authorized program staff to send a deficiency letter to the school.

Northwest Massage School

The RBMs recommended approval. The program received full board approval.

3. RULES DEVELOPMENT WORKSHOP

The board reviewed rule language drafted by department staff for transfer students, recordkeeping, and draping. Program staff informed the board that the new section, Training for Transfers, will move through the rules process separate from the rest of the chapter. This will allow the rule to be effective at an earlier date than the rest of the chapter and provide clear guidance for schools who accept transfer hours.

Program staff and the board proposed additional language to the rules.

- WAC 246-830-020 – Applications.
 - Include language about certain criminal convictions which prohibit people from being granted a license. This language is in chapter 18.130 RCW – Uniform Disciplinary Act but many people are not aware of it.

- Endorsement:
 - Several board members liked the language in the Federation of State Massage Therapy Board's Model Therapy Practice Act for qualifications for licensure by endorsement.
 - Program staff informed the board about a matrix the Board of Nursing Home Administrators uses to identify states with substantially equivalency.
 - Ms. Murphy will provide a copy of the matrix for the board to have at their next board meeting to see if they are interested in creating a similar document.

- A new section for equipment and sanitation.
 - The board wants to consider adding language to their chapter based on language in the North Carolina rules.

- WAC 246-830-420 – Approval of school, program, or apprenticeship program.
 - The board reviewed the Nursing Assistant rules related to the approval, denial, and appeal rights for nursing assistant schools.
 - The board would like to create more language on retroactive approval to make the process clearer for people applying for retroactive approval.
- WAC 246-830-430 – Training.
 - The public has expressed interest in allowing certain topics of training requirements to be done online such as recordkeeping, business management, client interaction, and state and local laws.
 - The board discussed putting a limit on the number of hours per day and days per week that a student can be in class. The rules do not presently address these issues.

Program staff will make these changes and bring new language to the July 10, 2015 board meeting.

Public comment regarding rules

- A school representative wanted to clarify if schools will be expected to put a vinyl covering over the vinyl. This is something that the board was unable to answer as this is a new topic that will be discussed under equipment and sanitation.
- A school representative indicated she would like to see the rules provide guidance and specific policies for transfer students that the schools can adhere to.
- Comments regarding breast massage:
 - There needs to be written consent to undrape breast tissue for treatment whether male or female.
 - Include language that clarifies that the provider has to maintain evidence of completion of specialized training for the entire breast, not just the nipple.

Public comment not regarding rules

- Several school representatives and applicants provided comments about the school approval process, retroactive approval, and licensure status.
- Mr. Maresh informed the public that the process for licensing applicants who completed a transfer program will be accepted as meeting licensure requirements until rules are in place.
- Program staff directed applicants to speak with Joanne Miller to answer questions about their license status.

4. SCHOOL APPROVAL POLICY

This agenda item was tabled until the board's July meeting.

5. CORRESPONDENCE

5.1 This agenda item was tabled until the board's July meeting.

6. PROGRAM REPORT – Information provided by the Program Managers and Executive Director

6.1 Budget

- Mr. Maresh updated the board on the status of the 2013 – 2015 operating budget. Staff will continue to monitor the budget.

- 6.2 Board member recruitment
- Ms. Brown notified the board that program staff will begin the recruitment process to fill the positions of board members whose term will expire in September 2015.
- 6.3 Legislative update
- Ms. Brown updated the board on the status of Substitute House Bill 1252 - Prescribing penalties for allowing or permitting unlicensed practice of massage therapy or reflexology.
 - This bill will become effective July 24, 2015.
 - Program staff plans to reach out to local law enforcement and prosecutors in an effort to implement the new section.
- 6.4 Planning for upcoming meetings
- Invite a representative from the Nursing Care Quality Assurance Commission to present their policy on approval of nursing assistant schools.
 - Continue to provide an updated timeline for a status of the rules work.

7. AGENDA ITEMS FOR FUTURE MEETINGS

Nothing was discussed.

8. CONSENT AGENDA

Items listed under the consent agenda (informational items) are considered routine matters and are approved without discussion upon approval of the agenda. If separate discussion is desired, that item will be removed from the consent agenda and placed on the regular business agenda for discussion.

- 8.1 Massage practitioner licensing statistics as of April 27, 2015.
- 8.2 Massage practitioner disciplinary statistics as of April 27, 2015.
- 8.3 Credentialing statistics.
- Ms. Miller provided statistics about the timeframe that massage licenses are being issued and answered questions from the board and audience.
- 8.4 FSMTB and NCBTMB Clarify Agreement Purpose memo.

9. ADJOURNMENT

The meeting was adjourned by Meghann Lawrence, LMP, Chair, at 12:51 p.m.

Respectfully Submitted:

Approved:

Megan Brown, Program Manager

Meghann Lawrence, LMP, Chair