



Oregon

Kate Brown, Governor

Board of Massage Therapists

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OBMT Board Meeting Minutes

May 29-30, 2015

Best Western Plus Hood River Inn

Attendance

Board Members:

David Fredrickson, LMT, Chair (excused)
Jon Grossart, LMT, Vice Chair
Kathy Calise, Public Member
Melanie Morin, LMT
Kelley Rothenberger, LMT
Steven Foster-Wexler, LAc, Public Health Member
Meng Chen, Public Member

Staff:

Kate Coffey, Executive Director
Ekaette Udosenata, Policy Analyst
Robert (Bob) Ruark, Compliance Manager
Lori Lindley AAG

Public:

Thitisak Duadsuntia	Dee Dee Hoover	Masami Nishishiba	Anh Nguyen
Peter Frothingham	Erika Baern	Lu Pang	Tiffany Clarkin
Jean Robinson	Suzanna Zwelfel Barclay		

Call to order at 9:02am

Grossart called the meeting to order at 9:02 am. Roll call was performed. **Calise, Chen, Foster-Wexler, Grossart, Morin, and Rothenberger** were present (**Fredrickson excused**), as well as **Coffey**, Executive Director, **Lindley**, AAG, **Ruark**, Compliance Manager and **Udosenata-Harruna**, Policy Analyst.

Grossart asked members of the public to introduce themselves. Public present at this time were: **Hoover, Frothingham, Baern, Clarkin, Robinson, Barclay, duadsuntia, Nishishiba, Nguyen and Pang**.

- 1) Approve Amended Agenda: Calise moved** to approve the modified agenda which moves the PSU presentation before approving the minutes. PSU presentation to item number three (3) on the agenda. **Second the motion: Calise. In favor: Calise, Chen, Foster-Wexler, Grossart, Morin, and Rothenberger. Opposed: None. Motion carries.**
- 2) Approve Minutes for March 9, 2015: Calise moved** to approve the minutes. **Second the motion: Foster-Wexler. In favor: Calise, Chen, Foster-Wexler, Grossart, Morin and Rothenberger. Opposed: None. Motion carries.**
- 3) PSU Presentation: Masami Nishishiba** and the group from Portland State University updated the board on the findings of barriers of licensure in the API Community.

Rothenberger moved to take a short break. **Second the motion: Foster-Wexler. In favor: Calise, Chen, Foster-Wexler, Grossart, Morin and Rothenberger. Opposed: None. Motion carries..**

4) Directors Report

Finances – Coffey reported on the status of the Board Budget. For the month of April 2015 the board's actual revenue exceeded the revenue projection by \$11k and the board spent \$3k less than was budgeted. The board overspent the category of Legal Fees by \$6k as this includes the cost of the injunction.

The board's actual revenue is within a 1% deviation from the revenue projection for the first twenty-two months of the 2013-15 biennium. The board underspent expenses by \$70k for the first twenty-two months of the 2013-15 biennium. The majority of the under expenditure is in the category of Payroll Expenses. The board is \$30k over budget in Contract/Professional services as the board has increased the utilization of consultants/contractors. The board is \$5k over budget in the category of Investigation Expense as the board is actively implementing facilities licensing. The board is \$6k over budget in the category of Exam Supplies as we are having the vendor pick-up linens weekly and cameras have been replaced. The board is \$6k over budget in the category of travel expenses as the board has expanded their participation in FSMTB activities and the Compliance Manager is performing additional investigations.

The board will use the biennium to date savings to fund the office move to the new facility and continue with the implementation of facilities licensing enforcement.

Compliance Update: The Compliance section received 24 new cases for the previous two months. There are three contested cases that are pending at the Office of Administrative Hearings. All these cases have active settlement negotiations occurring. The board prevailed and received temporary injunctive relief regarding a facility that performs unlicensed massage under the guise of "Foot Spa".

Committee Updates:

Rules Hearing update:

Coffey noted that there was no public member present at the Rules Hearing on May 21, 2015. The board reviewed and discussed the comments from the rules hearing. There was one comment emailed to the board from **Steve Davis, LMT** he noted that there is a need for further clarification as the verbiage of the proposed rules for the modification of board member stipend.

The Board discussed the proposed rules that was clarified due to the comments received:

Oregon Board of Massage Therapists OAR 334
Effective July 2, 2015

PROCEDURAL RULES

334-001-0055

Board Member Stipend

1) The Oregon Board of Massage Therapists hereby adopts a board member stipend of ~~\$200.00~~ \$100 per month for each month **day during which the a board member serves in their appointment is actually engaged in the performance of official duties.**

2) ~~The Oregon Board of Massage Therapists hereby adopts an additional board chair and vice chair stipend of \$375.00 per month for each month that a member serves as board chair.~~

Stat. Auth.: ORS 182.460 & 687.121 Stats. Implemented: ORS 182.460 & 687.121 Hist.: BMT 1-2010, f. & cert. ef. 4-12-10; BMT 2-2010, f. 7-23-10, cert. ef. 7-26-10; BMT 3-2010, f. 12-22-10, cert. ef. 1-1-11

Calise moved that the board accept the proposed rules changes as amended. Second the motion: **Rothenberger. In favor:**

Calise, Chen, Foster-Wexler, Morin, and Rothenberger; Grossart recused himself from voting. **Opposed: None. Motion carries.**

Proposed Rules to go into effect July 2, 2015

- 334-001-0055 Board Member Stipend

5) Board Business

a) **Correspondence** – **Coffey** shared details of correspondence received at the Board office.

- **Letter to the Board by Guinn** expressed that she will like to appeal to the board to revert her civil penalty from \$11,000 to the stipulated agreement amount of \$1000.
- **Letter to the Board from Weitz** in support of the proposed continuing education rules and the matter of Ethics, Boundaries and communication.
- **Letter to the Board from Hartman** noted that more training is wonderful but not in favor of more ethics training. Further noted that the meeting notice is vague and needs to include a brief explanation. Hartman noted that insurance billing is a business promotion issue not a public safety issue and should not be something that the board spends time on. Hartman strongly believe that the proposed 625 hours of training for statute change.

The Board took the letters under advisement.

2015 Legislative Session – **Coffey** updated the board that SB 298 was passed out of the Senate with an amendment and was passed out of the House Health Care Committee.

Board IT Policy – **Coffey** updated the board on the new IT Policy. Coffey noted that the board members would be assigned a board email address. Coffey took input from the board and will revise the policy and present at the July 2015 board meeting.

Review Idaho Discipline – **Lindley** updated the board on the Idaho Discipline and agreed to draft rules and present at the July 2015 board meeting.

Supreme Court Decision & NC Board of Dentistry – **Lindley** noted that DOJ is putting together information on how this case would affect Oregon Health Licensing Boards. **Lindley** pointed out that the OBMT does not have authority to issue cease and desist orders nor does the OBMT threaten criminal prosecution.

Compliance Policies – **Ruark** updated the board on the revised compliance policy. He noted that the main aspect of the policy rewrite is the requirements of board appearance.

The board discussed the matter of the compliance and concluded that the years should be changed from 15 years to 7 years.

Calise move to accept the revised compliance policy. Second the motion: **Morin. In favor: Calise, Chen, Foster-Wexler, Morin, Grossart and Rothenberger. Opposed: None. Motion carries.**

BOARDerline Topics –

1. **Calise – Lessons learned from 8 years on the board**
2. **Rules Update**
3. **Update on PSU Study**

6) Public Comments – Opportunity for the public to address the Board

Public present: Hoover, Frothingham, Baern, Clarkin, Robinson and Barclay.

Calise moved to take a short break; Second the motion: **Morin**. In favor: **Calise, Chen, Foster-Wexler, Grossart, Morin** and **Rothenberger**. Opposed: **None**. Motion carries.

Grossart thanked and excused the members of the public.

Grossart called the board into Executive Session at 12:30Pm.

EXECUTIVE SESSION

The Board may enter into Executive Session to discuss certain matters on the agenda pursuant to ORS 192.660(2)(f) to consider information or records that are exempt by law from public inspection, ORS 192.501(4) to review test questions, scoring keys and other data used to administer a licensing examination, ORS 192.660(2)(h) consultation with counsel concerning legal rights and duties regarding current litigation or litigation likely to be filed, ORS 192.660(2)(k) to consider information obtained as part of an investigation of a licensee or applicant by a health professional regulatory Board and ORS 192.660(2)(i) To review and evaluate the job performance of the Executive Director or staff. Prior to entering into Executive Session, the nature of and authority for holding the Executive Session will be announced.

1. Executive Session**a. Compliance (192.660(2)(k))**

The Board returned to Public Session at 4:54pm.

2. Action on Executive Session Items**Compliance Cases**

- i. **Case 1733 – Foster-Wexler moved** to accept the Stipulated Agreement and Final Order (Voluntary Surrender of Licensure) negotiated by the Board Staff. **Second the motion: Morin. In favor: Calise, Chen, Foster-Wexler, Grossart, Morin and Rothenberger. Opposed: None. Motion carries**
- ii. **Case 1746 – Morin moved** to issue a notice of proposed action for one violation of ORS 687.021(1) (a) Engaging in or purport to engage in the practice of massage without a massage therapist license, and; One violation of ORS 687.021(1)(c) advertising massage without a license for a total civil penalty of \$1000. **Second the motion: Calise. In favor: Calise, Chen, Foster-Wexler, Grossart, Morin and Rothenberger. Opposed: None. Motion carries.**
- iii. **Case 1766 – Foster-Wexler moved** to issue a notice of proposed action for one violation of ORS 687.021 (1)(a) Engaging in or purport to engage in the practice of massage without a massage therapist license for a total civil penalty of \$1000. **Second the motion: Morin. In favor: Calise, Chen, Foster-Wexler, Grossart, Morin, and Rothenberger. Opposed: None. Motion carries.**
- iv. **Case 1783 – Foster-Wexler moved** to issue the license with stipulations. **Second the motion: Rothenberger. In favor: Calise, Chen, Foster-Wexler, Grossart, Morin and Rothenberger. Opposed: None. Motion carries.**
- v. **Case 1784 – Morin moved** to issue the license with no stipulations. **Second the motion: Chen. In favor: Calise, Chen, Foster-Wexler, Morin, Grossart and Rothenberger. Opposed: None. Motion carries.**
- vi. **Case 1781 – Morin moved** to issue the license with no Stipulation. **Second the motion: Rothenberger. In favor: Calise, Chen, Foster-Wexler, Grossart, Morin and Rothenberger. Opposed: None. Motion carries.**
- vii. **Case 1782 – Rothenberger moved** to accept to issue a notice of proposed action (Denial of Licensure). **Second the motion: Morin. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**

- viii. **Case 1760 – Morin moved** to issue a Notice of Proposed Action for One violation of ORS 687.021 (1)(a) Engaging in or purport to engage in the practice of massage without a massage therapist license. And; One violation of ORS 687.021 (1)(c) Advertising massage without a license for a total civil penalty of \$2000. **Second the motion: Foster-Wexler. In favor: Calise, Chen, Foster-Wexler, Grossart, Morin, and Rothenberger. Opposed: None. Motion carries.**
- ix. **Case 1769 – Rothenberger moved** to issue a Notice of Proposed Action for: One violation of ORS 687.021(1)(a) engaging in or purport to engage in the practice of massage without a massage therapist license. And; One violation of ORS 687.021 (1) (c) advertising massage without a license for a total civil penalty of \$2000. **Second the motion: Calise. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**
- x. **Case 1777 – Foster-Wexler moved** to issue a Notice of Proposed Action for Revocation of License #17757, for: One violation of ORS 687.081 (10)(a)(j) engages in professional Misconduct and Has violated a rule of the Board and; one violation each of OAR 334-040-0010 (23)(a)(B)(i)(ii)(iv)(C)(vi) engages in Unprofessional or Dishonorable conduct. **Second the motion: Morin. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**
- xi. **Case 1772 – Rothenberger moved** to issue no violation found, refer to Oregon Board of Chiropractic Examiners. **Second the motion: Calise. In favor: Calise, Chen, Foster-Wexler, Rothenberger and Morin. Grossart recused himself from voting. Opposed: None. Motion carries.**
- xii. **Case 1773 – Calise moved** to Issue a Notice of Proposed Action for: Two violations of OAR 334-040-0010 (14) Trust techniques directed toward joint surfaces. For a total civil penalty of \$2000. **Second the motion: Rothenberger. In favor: Calise, Chen, Foster-Wexler, Grossart, and Rothenberger. Morin recused herself from voting. Opposed: None. Motion carries.**
- xiii. **Case 1776 – Rothenberger moved** to issue a letter of concern. **Second the motion: Chen. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**
- xiv. **Case 1706 – Calise moved** to accept the stipulated agreement and final order negotiated by Board Staff. **Second the motion: Calise. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**
- xv. **Case 1761 – Foster-Wexler moved** to close for compliance has been met. **Second the motion: Calise. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**
- xvi. **Case 1768 – Chen moved** to close unable to positively identify. **Second the motion: Morin. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**
- xvii. **Case 1683 – Foster-Wexler moved** to accept the stipulated agreement and final order negotiated by Board Staff. **Second the motion: Calise. In favor: Calise, Chen, Foster-Wexler, Grossart, Morin and Rothenberger. Opposed: None. Motion carries.**
- xviii. **Case 1731 – Morin moved** to accept the stipulated agreement and final order (Voluntary Surrender of Licensure) negotiated by the Board Staff. **Second the motion: Calise. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**
- xix. **Case 1762 – Morin moved** to close as compliance has been met. **Second the motion: Calise. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**
- xx. **Case 1786 – Calise moved** to Issue the massage license with restrictions. **Second the motion: Morin. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**
- xxi. **Case 1785 – Chen moved** to Issue the license with stipulation **Second the motion: Rothenberger. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**
- xxii. **Case 1787 – Foster-Wexler moved** to Issue a Notice of Proposed Action for One violation of ORS 687.021(1)(b) operating a massage facility without a facility permit issued by the board one violation of OAR 334-040-0010 (12) employing or permitting unlicensed persons to practice massage for a total civil penalty of \$2000 and refer for injunctive relief. **Second the motion: Calise. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**
- xxiii. **Case 1788 – Foster-Wexler moved** to Issue a Notice of Proposed Action for One violation of ORS 687.021(1)(b) operating a massage facility without a facility permit issued by the board; One violation of ORS 687.021 (1) (c) advertising for massage without a massage therapists license; One violation of OAR 334-040-0010 (12) employing or permitting

unlicensed persons to practice massage for a total civil penalty of \$3000 and issue a letter of concern. **Second the motion: Morin. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**

xxiv. **Case 251 – Morin moved** to accept the Stipulated Agreement and Final Order negotiated by Board Staff. **Second the motion: Foster-Wexler. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**

xxv. **Case 1791 – Chen moved** to issue the license with no stipulations. **Second the motion: Morin. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**

xxvi. **Executive Session Closed Case Report– Morin moved** to accept the executive session closed case dated May 29, 2015 containing cases as submitted in Exhibit 1. **Second the motion: Calise. In favor: Calise Chen, Foster-Wexler, Grossart, Rothenberger and Morin.**

Case No. 1685

Allegation: Conviction of a Crime Unlicensed Practice

Closed: Final Default Order

Case No. 1705

Allegation: Sexual Abuse of a client/unprofessional/dishonorable conduct **Closed:** Revoked

Case No. 1726

Allegation: Abuse of Alcohol/Drugs/Conviction of a Crime

Closed: Stipulated Agreement

Case No. 1714

Allegation: Conviction of a Crime failure to disclose information on app **Closed:** Civil Penalty Assessed

Case No. 1694

Allegation: Unlicensed Practice

Closed: Civil Penalty Assessed

Case No. 1724

Allegation: Unlicensed Practice

Closed: Civil Penalty Assessed

Case No. 1730

Allegation: Noncompliance with an existing Board Order

Closed: Civil Penalty Assessed and Paid

Case No. 1713

Allegation: Unlicensed Practice/ Failure to Obtain a Facility Permit

Closed: Civil Penalty Assessed and Paid

Case No. 1758

Allegation: Failure to obtain a Facility Permit Unlicensed Practice

Closed: Civil Penalty Assessed and Paid

3. Public Compliance Action

a) **Public Session Closed Case Report – Morin moved** to accept the executive session closed case dated March 9, 2015 submitted in Exhibit 2 consisting of 4 pages. **Second the motion: Calise. In favor: Calise, Chen, Foster-Wexler, Grossart, Rothenberger and Morin. Opposed: None. Motion carries.**

Case No. 1765

Allegation: CE Audit Failure/Failure to provide documents to Board

Closed: Compliance Met

Case No. 1740

Allegation: Unlicensed Practice/Advertising

Closed: Respondent Unreachable

Case No. 1718

Allegation: Sanitation

Closed: Letter of Concern

Case No. 1748

Allegation: Abuse of Alcohol/Drugs Conviction of a Crime

Closed: Duplicate Case

Public Forum – Opportunity to share thoughts that pertain to agenda items – There were no members of the public present.

4. Announcements

Dinner at 6:30 at the garden room.
Breakfast at 8:00 am in the Mountain View room

12) Adjourn Meeting – Foster-Wexler moved to adjourn the meeting. **Second the motion: Morin.** In favor: **Calise, Chen, Foster-Wexler, Grossart, Rothenberger** and **Morin.** Opposed: **None.** **Motion carries.**

The meeting was adjourned at 5:08 pm.

**OBMT Board Meeting Minutes
May 30, 2015**

Call to order @ 9:01am

Public:

**Dee Dee Hoover
Jean Robinson**

**Peter Frothingham
Suzanna Zwelfel Barclay**

**Erika Baern
Jamin Rak**

**Tiffany Clarkin
Adela Basayne**

Grossart called the meeting to order at 9:01 am. Roll call was performed. **Calise, Chen, Foster-Wexler, Grossart, Morin,** and **Rothenberger** were present (**Fredrickson excused**), as well as **Coffey**, Executive Director, **Ruark**, Compliance Manager and **Udosenata-Harruna**, Policy Analyst.

Morin move to approve the modify agenda. **Second the motion:** Calise. In favor: **Calise, Chen, Foster-Wexler, Grossart, Rothenberger** and **Morin.** Opposed: **None.** **Motion carries.**

Grossart asked members of the public to introduce themselves. Public present at this time were: **Hoover, Frothingham, Baern, Clarkin, Robinson, Rak, Barclay** and **Basayne.**

Strategic plan.

By-laws

Calise noted that article 5, section 1 addresses officers and duties which need to be expanded to assign task to the past chair. This section needs to be clarified to address other duties carried out by the past chair. Calise further noted that article 5, section 3 of the by-laws needs to include a definitive maximum term for board chairs.

The board discussed article 12, section 4 on the matter of voting and concluded that this section needed to be updated to reflect the advancement in information technology by removing the work telephone and replacing it with virtual conferencing.

Morin motion to move that the by-laws be assigned to Calise to make modification to the language to reflect the board intent. **Second the motion: Rothenberger.** In favor: **Calise, Chen, Foster-Wexler, Grossart, Rothenberger** and **Morin.** Opposed: **None.** **Motion carries.**

The board discussed the matter of chain of communication. The board members needed clarification on how the board and board staff work together. The board recommended that a board handbook that contain policies that outline protocols and governance be contained in the manual. **Coffey** will work on the manual and update the board during the July 2015 board meeting.

Morin moved to take a short break; **Second the motion: Rothenberger.** In favor: **Calise, Chen, Foster-Wexler, Grossart, Morin** and **Rothenberger.** Opposed: **None.** **Motion carries.**

Scope of practice

The board discussed the matter of Scope of practice and concluded that the board's number one priority is to ensure public safety. By developing a scope of practice would assist the board in ensuring public safety.

Chen noted that education and outreach is the key to resolving the issue of Cultural/Language barriers to licensure especially in the Asian Pacific Islander (API) community.

Action Items

- ❖ Facility license in multiple languages
- ❖ Public Service Announcements (PSAs) in community
- ❖ Post reflexology definition at reflexology facility
- ❖ Educate clients & API Community on the difference between reflexology & massage
- ❖ Information posted for practitioners in multiple languages
- ❖ Provide PSU Study information to schools
- ❖ **Portland State University (PSU) Study and findings**
 - Improve dissemination of license requirements
 - Provide educational support to unlicensed practitioners
 - Improve accessibility for license examinations
 - Enforce license requirements fairly
 - Develop trust & relationship with communities
 - Education programs in multiple languages
 - Identify barriers to students
 - Provide info if assistance is needed in interpreting legal doc – in multiple languages
 - Licensing posting in multiple languages
 - Audio guide in other languages
 - Video to clarify definition of reflexology
 - Balance outreach and enforcement
 - Look for opportunities to provide info in multiple languages
 - Leverage increased dialogue & communication
 - FAQs in multiple languages.

Insurance task force

Rak provided an update from the insurance task force and highlighted the different topics that the task force addressed:

- Recommendation for a rule change/addition under Ethical Standards under division 30 of the Oregon Board of Massage Therapists Oregon Administrative Rules.
- Includes requirement for LMT to hold professional liability insurance.
- Includes provision on ethical billing practices.

Rule change/addition under ethics:

- All licensed massage therapists shall work within the standards of ethics for all licensed healthcare providers of the state of Oregon, including, but not limited to:
- -Being insured with professional liability insurance against malpractice and injury towards ones clients and property.
- -To only working within one's scope of practices as well as only providing services to the public that one has been thoroughly trained to provide through either a state credentialed school and/or has received professional training from another licensed health care provider, also to include on the job training by another licensed healthcare provider.
- -To not split or share fees with another licensed healthcare provider that one is not in a legal and professional partnership with.
- -To only charge for services provided and not to engage in any sort of fraudulent billing practices
- -To not make claims or recommend products that are proved to be fraudulent and/or unfounded by the general medical community and the public.

Frothingham expressed that he is always opposed to mandatory insurance, he has a small business and mandating insurance would be detrimental to his business. He will like the board to encourage but not require insurance.

The Board discussed on whether liability insurance should be a recommendation or requirement and whether this should be under "ethics" or another location in rules. The Board further discussed on if statements on ethical billing process and whether ensuring "quality practice" and appropriate billing falls within a concern of public safety. After discussing the Insurance Task force recommendations, the Board concluded to forward the recommendations to the July Board meeting for further discussion.

Practical Exam

Calise stated that it would be best if the schools were allowed to administer the practical exam similar to the way EMT and CNA exams are offered.

Robinson Noted that no other state requires a practical exam as they have realized that it is not necessary if the schools are already offering a practical exam as a final exam.

Baern Noted that the board should not be giving an exam that is not psychometrically sound. It is costly, and impedes applicants from becoming licensed. Baern further noted that the schools taking on the practical exam is not the best option but rather, the board needs to offer the test in a range of practices that are happening not just one.

Basayne noted that the reason the Board has a practical exam was due to low education standards and now that the board is raising the education to 625 hours there is no need for a practical exam.

Clarkin expressed that she does not want to administer the practical exam. The students seem to do well when they begin practicing and does not want to be responsible for people coming from out of state and failing the practical exam because it is offered at her school.

Foster-Wexler expressed that no practical exam is psychometrically sound.

Barclay noted that the practical exam was very limiting and she was so nervous that she did not perform at her highest potential.

Hoover expressed that even though public safety is the board's number one priority, quality of the work done is also essential. The massage therapists need to be qualified as much as they can be to offer the different modalities.

Frothingham noted that to pass the practical exam, one needs to be taught in school and if the students are failing, then the matter needs to be addressed with the schools.

Continue Education

Frothingham expressed that the proposed CE will increase costs for obtaining the additional required hours will be a barrier for people to obtain the necessary education. People who have practiced for a significant number of years should not be required to take so many CEs. **Frothingham** further noted that in the matter of exempt modality for those who do not meet the criteria to be exempt, needs to have a massage license.

Rothenberger motioned to adopt the CEU recommendation and no board member would second the motion.

The board discussed the matter of the proposed Continuing Education rules and would like to consider the possibility of national portability as well as tiered approach for LMTs who have been practicing for a certain number of years, or for part time practitioners. The board concluded to move the proposed rule for continue education to the July board meeting for further discussion and possible rework.

Morin move to reschedule the July board meeting from July 20 to July 13, 2015. **Second the motion: Rothenberger.** In favor: **Calise, Chen, Foster-Wexler, Grossart, Rothenberger** and **Morin.** Opposed: **None.** **Motion carries.**

Calise move to make the July Board meeting date to be determined (TBD). **Second the motion: Morin.** In favor: **Calise, Chen, Foster-Wexler, Grossart, Rothenberger** and **Morin.** Opposed: **None.** **Motion carries.**

Barclay commended the board on having a facilitator present to facilitate the discussion. **Barclay** further recommends that the board look into having meeting with this platform to help with topics of this magnitude. **Barclay** thanks the board for all that it does.

Adjourn Meeting - Morin move adjourn the board meeting. **Second the motion: Chen.** In favor: **Calise, Chen, Foster-Wexler, Grossart, Rothenberger** and **Morin.** Opposed: **None.** **Motion carries.**

Meeting adjourned at 3:14pm