

BOARDERLINE

Oregon Board of Massage Therapists

Spring 2014

ALERT Proposed Rules – Effective July 2014



These PROPOSED rules are being considered and we welcome your input at the Rules Hearing scheduled for May 15, 2014 at 9:00 at the Board office in Salem. If you are unable to attend the Rules Hearing please send us your written comments.

Definition of Contact Hours – Allowing interactive distance learning courses to be considered as contact hours. *Currently, all online courses are considered non-contact. This change would allow online courses where you have interaction with an instructor and other students as contact hours.*

Definition of Non-Contact Hours – Education hours independently acquired outside the presence of an instructor. *The Board office receives numerous questions of what are non-contact hours.*

Requirements to activate an inactive license – Requires 6 contact hours of continuing education in Ethics.

This will require a licensee to take 6 CE hours in ethics as part of the total number of CEs required. For

example, if you are required to have 50 CE hours to activate your inactive license, you are required to take 24 contact hours (6 Ethics and 18 in other topics).

Requirements to activate a lapsed license - Requires 6 contact hours of continuing education in Ethics.

It is important to remember that a license is considered lapsed on the first date of the month after your license expires. Example, if your birthday is June of an even year and you don't send in your renewal until July 3, 2014 you will be required to have 6 contact hours of Ethics in order to renew your license. If you can't find a contact hour ethics class until mid-August your license will continue to accrue late fees and remain lapsed until you complete the course and send us the certificate.

Maximum Late Fee - The Maximum amount of late fee has been reduced to \$100 from \$250.

LMT's, the Board heard you and responded by reducing the max. late fee by \$150.

Please remember these are proposed rules and the Board will vote to adopt them at the May 2014 Board meeting. These rules govern your profession and it is important for the Board to hear from you. Either come to the Rules Hearing on May 15, 2014 at 9:00 a.m. at the Board office or send in written comments.

**Respectfully,
Kate Coffey**

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Special points of interest:

- Proposed Rules are being considered and we welcome your input(pg1).
- The renewal cycle for license is based on the month and year you were born (pg1).
- Discipline Action report for 2013 (pg2)
- Meet our new Compliance Manager (pg3)
- The Board is concerned that there are facilities that continually hire unlicensed therapists. (pg4)

When Should I Renew my License?

The renewal cycle for your license is based on the month and year you were born. If you were born in an odd year (1989), then your next renewal is due in an odd year (2015). If you

were born in an even year (1988), then your next renewal is due in an even year (2014). To renew your license with no late fees it must be received by the 1st day

of your birth month of even/odd year.



Oregon Board of Massage Therapists, Disciplinary Action Report 2013

Licensed/Previous Licensed Massage Therapists

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| Case 1370 – Kravchenko, Sergei S (Reprimand) | Case 1511: - Jonathan P. Cook (Interim Consent Order) |
| Case 1392 – Lucan Cody Rainwater (Revocation) | Case 1512: - Fang K. Chen (Civil Penalty \$2000 plus stipulations) |
| Case 1406 – Lisa Harper (\$1000 Civil Penalty) | Case 1514: - Zachary A. Guinn (Voluntary Surrender of License) |
| Case 1413 – Lynne R Marshall-Brook (Probation and Peer Supervision, Vol. Susp.) | Case 1515: - Weyers, Terry M. (Civil Penalty \$2500 plus stipulations) |
| Case 1445 – Brett J. Goetz (\$500 Civil Penalty and License Suspension) | Case 1540: - Isis K. Garcia-Lopez (Civil Penalty \$500) |
| Case 1454 – Sarah B. Snyder (Matchett) (2 Years Probation) | Case 1547 – Ronald Snyder (\$2000 Civil Penalty) |
| Case 1475 – Kari A. Perisho (\$250 Civil Penalty) | Case 1551: - Kristina L. Hansen (Civil Penalty \$1500) |
| Case 1476 – Lynn E. Barnes (\$500 Civil Penalty) | Case 1553: - Sandra K. Fox (Suspended) |
| Case 1485 – Ryan M. Haynes (Revocation) | Case 1575: - Andreas M. Correa (Revocation) |
| Case 1488 – Erik K. Schultz (Peer Supervision and other sanctions) | Case 1577: - Daniel J. Lutton (Suspended) |
| Case 1495: - James C. Escobar (Voluntary Surrender of License) | Case 1593: - Jennifer Clear (Civil Penalty \$1500) |
| Case 1504: - Robert M. Purkiewicz (\$1000 Civil Penalty) | |

Not Licensed Massage Therapists, Unlicensed Practice

- | | |
|--|---|
| Case: 1294 – Jenna Chapman (\$3000 Civil Penalty) | Case: 1556 – Zhenshan Wang (\$2000 Civil Penalty) |
| Case: 1472 – Henry C. Queen Jr. (\$2500 Civil Penalty) | Case: 1557 – Beth E. Herron (\$1000 Civil Penalty) |
| Case: 1481 – Alena Buttars (\$3000 Civil Penalty) | Case: 1559 – Li Hua (\$500 Civil Penalty) |
| Case: 1509 – Charles Gambell (\$6,500 Civil Penalty) | Case: 1571 – Delylaih V. May (\$500 Civil Penalty) |
| Case: 1513 – Meiping Zong (\$500 Civil Penalty) | Case: 1572 – Min Xu (\$1000 Civil Pealty) |
| Case: 1530 – Katrina A J Cooksley (\$1000 Civil Penalty) | Case: 1580 – Guijie Chang Guangzhou (\$300 Civil Penalty) |
| Case: 1537 – Robert Browning (\$1000 Civil Penalty) | Case: 1582 – Lisa Cahall (\$500 Civil Penalty) |
| Case: 1538 – Vincent Young (\$4500 Civil Penalty) | Case: 1588 – Brandi Lynn George (\$2000 Civil Penalty) |
| Case: 1541 – Xian Guan Wu (\$500 Civil Penalty) | Case: 1589 – Tian Xiaoyan (\$1000 Civil Penalty) |
| Case: 1542 – Jia Baorui (\$500 Civil Penalty) | |

OBMT Mission, Vision and Values

Mission Statement

The Oregon Board of Massage Therapists regulates and monitors the practice of massage therapy in Oregon. Its role is to balance public safety and the needs of Licensed Massage Therapists by developing, implementing, and maintaining the standards of professional conduct and practice.

Vision

Dedicated to an ongoing and evolving cooperative relationship of regulation between the massage industry, licensees, and the public.

Values

Accessibility – Provide up-to-date information on the internet for both the public and the licensees. Strive to be an approachable resource to the massage industry, licensees, and the public.

Accountability – Accountable for safety, health and welfare of the public, the integrity of the profession and massage therapists, as well as oversight and responsibility in reporting to the Governor and the

legislature.

Collaboration – Willingness to approach others with openness, to be open to the ideas of others and to be willing to shift off-point. Value the relationships amongst the legislators, the licensees and ourselves. Willing to craft compromise and ask questions, identify outcomes that are desired but be open to influence.

Communication – Endeavor to listen, reflect and clearly state the role and functions of the Board in its partnership with the licensed massage therapists and the public we serve.

Integrity – The OBMT prides itself on conducting its business practices with adherence to soundness of character and ethical principles.

Transparency – Open and honest regulation of massage therapy in the State of Oregon.

Compliance Manager-Bob Ruark

My name is Bob Ruark and I am your new Compliance Manager here at the Oregon Board of Massage Therapists. The Board has asked me to introduce myself to our licensee's and provide a little background information.

I am, (almost), a native Oregonian, having lived in this beautiful state since before I could walk. I grew up in the Willamette valley and after four years in the military I became a Deputy Sheriff with the Polk County Sheriff's Office in Dallas. I worked for the Sheriff's Office for several years and eventually became a Detective Sergeant in charge of the multi-agency drug team task force and Major Crime Team.

After working for the county for several years, I went back to school to obtain my degree and began working for the Oregon State Board of Nursing as an investigator. I

then went back to law enforcement and worked as a Police Officer, eventually becoming a Patrol Sergeant and Acting Chief of Police for the Toledo Police Department.

My background is primarily police supervision and investigations. I also work as a part-time instructor at the Oregon Police Academy where I teach various topics to Basic Police Recruits, a position I have held since 1999.

I'm an avid world traveler and hiker/backpacker and spend at least two weeks every year in a foreign country. I have hiked in 14 foreign countries so far.

I started my current position as the Compliance Manager for the Oregon Board of Massage Therapists in December of 2013. I have found, in the short time that I have worked here, that Licensed Massage



Therapists have a great deal of pride in their profession and I will work hard to meet the expectations of our Licensee's, Board Members and various stakeholders'.

Oregon Board of Massage Therapists
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Effective January 1, 2014 the Board began licensing massage facilities. This authority was requested by the Board to provide oversight and to enforce the hiring of licensed therapists at all massage facilities. The Board wants to ensure that all

Facility Permits

massage facilities hire licensed massage therapists. There are facilities that hire women who speak minimal English and have no knowledge that there is a requirement to be licensed. Additionally, an unlicensed facility usually charges significantly less for a massage than licensed therapists. Prior to the passage of SB 387A the board had no statutory authority to cite the facility for hiring unlicensed massage therapists and could only issue civil penalties for advertising

for massage without a license.

All facilities owned by a licensed health professionals are exempt from obtaining a facilities permit. Only those facilities that are not owned by a licensed health professional, that offer massage services, need to obtain a facilities permit. There is a fee of \$50 for obtaining this permit and at this time, it does not expire as the intent was to obtain statutory authority of massage facilities to ensure they adhere to the laws and rules of the Board. To date, the Board has issued 97 Facility Permits.