

**KENTUCKY BOARD OF LICENSURE FOR MASSAGE THERAPY
BOARD MEETING**

February 6, 2023

A meeting for the Kentucky Board of Licensure for Massage Therapy was held at the Department of Professional Licensing, located in Frankfort, KY, and via Zoom, on February 13, 2023

<u>MEMBERS PRESENT</u> Valerie Smothers, Chair Nathan Thacker, Secretary Michelle Lasley Karen Frazier, Vice Chair Cameron French	<u>DEPARTMENT OF PROFESSIONAL LICENSING STAFF</u> Kristen Lawson, Commissioner Tasha Stewart, Administrative Section Supervisor (Notary Public) Jessica Brown, Board Administrator Courtney Cook, Operations Section Supervisor
<u>MEMBERS ABSENT</u> Cheryl Turner	<u>PUBLIC PROTECTION CABINET STAFF</u> Daniel Leffel, Legal Advisor
	<u>PUBLIC</u> Ashley Hernandez-FSMTB, Hunter Irons-FSMTB, Denise Logsdon, Ashley Bean, Kami Leurs, Bill Booker, Dae Simpson, Lee Foley, E.W.

SWEARING IN OF NEW MEMBER

Tasha Stewart read the Department of Professional Licensing Board Member Oath of Office and swore in Cameron French to the Kentucky Board of Licensure for Massage Therapy.

CALL TO ORDER

Board Chair Valerie Smothers called the board meeting to order at 1:08 PM.

MINUTES

Michelle Lasley made a motion to approve the minutes from the December 5, 2022, meeting. Karen Frazier seconded. The motion carried.

DPL REPORT

Commissioner Kristen Lawson stated that the 2022 Massage Therapy annual report was available for review and if anyone had any questions that they could reach out to her.

FINANCIAL STATEMENT REPORT

The financial report for December 2022 & January 2023 were reviewed. Courtney Cook, Operations Section Supervisor stated she was available for any questions.

NEW BUSINESS

Board Administrator Jessica Brown stated that document sharing will all be completed through TEAMS and no longer google documents as in the past.

It was discussed that the Board was still in need of a Vice Chair and a Secretary position. Karen Frazier made a motion to nominate herself as the Board's Vice Chair, Valerie Smothers seconded. The motion carried. Valerie Smothers made a motion to nominate Nathan Thacker as the Board's Secretary, Karen Frazier seconded. The motion carried.

Karen Frazier made a motion to accept the backpay proposal for per diem of the 2019 and 2020 years, Cameron French seconded. The motion carried.

The Board reviewed the FSMTB Impact response to NCBMT.

Tasha Stewart discussed that herself and Jessica Brown had a meeting with CE Broker and presented to the Board additional questions to be answered from CE Broker. Tasha stated she would reach back out to CE Broker with the responses from the Board.

The Board reviewed the Veterinary Medicine Act presented to the Board for review from The Kentucky Board of Veterinary Examiners. The Board discussed that there should be an allied professional licensure for animal massage and that the Massage Therapy Board may need to create a possible committee to review and research the proposal later.

The Board discussed potential training requirements for licensees to have before using certain devices on clients such as micro current, PENF, MPS therapy and others. The Board also discussed need to review and monitor individuals whom are teaching CEU's and what qualifications need to be implemented. Karen Frazier made a motion to create a new Education Committee to research and address these concerns for training of these devices and individuals, Valerie Smothers seconded. The motion carried.

The Board reviewed and listened to individuals concerns and issues with the Board on quorum and procedural steps and addressed the concerns. Board Chair asked for any volunteers to be on this committee. Karen Frazier and Michelle Lasley volunteered. Valerie Smothers made a motion to have Karen Frazier and Michelle Lasley be on the new education committee, Cameron French seconded. The motion carried.

The ORI KSP Request form was provided for Chair signature.

FSMTB will be having their 2023 Massage Board Executive Summit April 27-28, 2023 in Denver Colorado for executive directors/administrators and staff of each state board. Karen Frazier made a motion to send Administrator Jessica Brown to this summit. Nathan Thacker seconded, motion carried.

Michelle Lasley made a motion for herself to join the Complaints Committee, seconded by Nathan Thacker, motion carried.

Karen Frazier made a motion for herself to join the Applications Committee, seconded by Michelle Lasley, motion carried.

Karen Frazier made a motion for Valerie Smothers to be on the Complaints Committee, seconded by Michelle Lasley, motion carried.

It was decided that the Vice Chair and Secretary positions for the Board would be appointed at the January board meeting.

ONGOING BUSINESS

It was stated by Board Administrator Jessica Brown that we are only using board issued emails provided by the state for correspondence.

Tasha Stewart with DPL indicated that the ORI KSP request form that was signed at December's meeting was sent over and just waiting to hear back from Kentucky State Police (could take several months-identigo code).

Jessica Brown also stated that verbiage was on the Board's website for sales tax, along with a contact number for the Kentucky Department of Revenue. Daniel Leffel, Board's Legal Advisory reiterated that no additional verbiage should be added to the website for assistance or guidance.

CE Broker contract was signed to be sent over to A. H.

Jessica Brown stated that the Board had approved for her attendance at the FSMTB MB Summit April 2023 in Denver Colorado. Hunter Irons with FSMTB reached out to see if the Board had an investigator that they would like to send as well, as FSMTB covers travel, hotel accommodations, meals, and program

registration expenses for an investigator as well. Valerie Smothers made a motion to send either David Jude or Chip Nowlin from DPJ to attend on behalf of the Board as the investigator, Karen Frazier seconded. The motion carried.

ATTORNEY REPORT

Daniel Leffel stated that he had nothing to present at this time.

LICENSURE STATUS REPORT

The Licensure Status Report for February 2023 was reviewed.

APPLICATION COMMITTEE REPORT

Applications for February 2023 were reviewed. On behalf of the Applications Committee, Valerie Smothers made the following recommendations:

February Inactive Applications Total: (0)

Approved: (0):

Deferred: (0)

Denied: (0)

February Initial and Endorsement Applications Total: (27)

Approved: (22):

Deferred: (5):

Denied: (0)

February Certificate of Good Standing Initial Applications Total: (1)

Approved (1):

Deferred: (0):

Denied: (0)

February Certificate of Good Standing Renewal Applications Total: (2)

Approved: (0)

Deferred: (2):

Denied: (0)

February CEU Applications Total: (0)

Approved: (0)

Karen Frazier made a motion to accept the applications committee report, Nathan Thacker seconded. The motion carried.

COMPLAINTS COMMITTEE REPORT

Daniel Leffel provided the complaints committee report and gave the following recommendations:

- 2022BMT00005- Refer for investigation.
- 2022BMT00007- Request of all licensure information about MT's who worked at the event.
- 2022BMT00009- Request of all licensure information about MT's who worked at the event.
- J. M. Complaint- Request additional verification/documentation/information.
- P. K. Complaint- Request additional verification/documentation/information.

Karen Frazier made a motion to accept the complaints committee report, Cameron French seconded. The motion carried.

BUSINESS REQUIRED TO BE CONDUCTED IN CLOSED SESSION

Valerie Smothers moved to enter closed session at 2:13 PM, pursuant to KRS 61.810(1)(j), for deliberations of quasi-judicial bodies regarding complaints, at which information protected by KRS 61.810(k) may be discussed. Karen Frazier seconded. The motion carried.

Valerie Smothers moved to return from closed session at 2:36 PM. Karen Frazier seconded. The motion carried.

VOTE ON ITEMS DISCUSSED IN CLOSED SESSION

Valerie Smothers made a motion to approve items discussed in closed session (E. W.), Karen Frazier seconded. The motion carried.

TRAVEL AND PER DIEM

Valeri Smothers made a motion to approve travel and per diem for all Board members that attended the Board meeting and committee meetings. Karen Frazier seconded the motion, carried.

NEXT MEETING

The next regularly scheduled meeting will be March 6, 2023.

ADJOURNMENT

Having no further business brought before the Board, Valerie Smothers made a motion to adjourn the meeting at 2:39 PM. Cameron French seconded the motion, carried.

VS/jlb