

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

December 4, 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 December 4, 2023

<u>MEMBERS PRESENT</u> Valerie Smothers, Chair Nathan Thacker, Secretary Karen Frazier, Vice Chair James Carpenter Michelle Lasley Cheryl Turner	<u>DEPARTMENT OF PROFESSIONAL LICENSING STAFF</u> Kristen Lawson, Commissioner Jessica Brown, Board Specialist Jenna Wells, Operations
<u>MEMBERS ABSENT</u> Cameron French	<u>PUBLIC PROTECTION CABINET STAFF</u> Daniel Leffel, Legal Advisor
	<u>PUBLIC</u> Ann Boone, Ashley Hernandez(FSMTB), Denise Logsdon, Alice Elliott, Dr. Kate Behan

CALL TO ORDER

Board Chair Valerie Smothers called the board meeting to order at 1:01 PM.

MINUTES

Karen Frazier made a motion to approve the minutes from the November 6, 2023, meeting. Michelle Lasley seconded. The motion carried.

DPL REPORT

Commissioner Kristen Lawson indicated that she had nothing to present at this time.

FINANCIAL STATEMENT REPORT

The financial report for November 2023 was reviewed. Karen Frazier asked if there was a breakdown on the amount spent for investigators for the year so far. Jenna Wells from Operations gave the amount spent so far for the year.

LICENSURE STATUS REPORT

The Licensure Status Report for December 2023 was reviewed.

NEW BUSINESS

Board Chair Valerie Smothers discussed that the 150% Rule for Title IV funding ruling for state schools and their curriculum requirements will go into effect this summer. The December In Touch with FSMTB information was also available for board review and previously sent to board

members. Karen Frazier indicated that there has been a lawsuit filed from another state in regards to the Title IV funding ruling. She will check to see what other state that is and let the board know. Alice Elliott and Denise Logsdon gave a presentation to the board about Exploration of Training for Post-Surgical & Lymphatic Massage and provided an informational slide show of the CSL Standards of Care & Scope of Practice. They have a goal in formulating credential training hours.

ONGOING BUSINESS

Karen Frazier indicated that the Veterinary Board is extending an invitation to include the Kentucky Massage Therapy Board in moving forward. Karen Frazier made a motion to work with the Veterinary Board with a pathway on the Veterinary Medicine Act to create a pathway in Massage Therapy on animals. James Carpenter seconded, and the motion carried. Michelle Lasley made a motion to allow Karen to seek a sponsorship for a legislative representative. Nathan Thacker seconded, and the motion carried. Karen Frazier had presented an example for the board for review from a Debra Florio for a PEMF training at the November meeting. The board indicated that they would need someone to submit a Continuing Educational Approval Form. Karen Frazier indicated she would reach out to Debra Florio to see if she would be interested in submitting the form to the board for review. Daniel Leffel provided a template for board review to submit as a Non-Compensation Agreement Form Example to be sent out to all schools that currently have a certificate of good standing and for new schools that are applying by the end of the year. Karen Frazier made a motion to accept the template as provided, seconded by Michelle Lasley. Motion carried. Valerie Smothers discussed that the board is currently working on a KBLMT Policy & Procedure Manual to use as an ongoing resource document for onboarding of new board members. Daniel Leffel indicated he would leave he the section on page 31. Karen Frazier indicated she would like to add some useful steps and some 'How To's' within the document.

ATTORNEY REPORT

Daniel Leffel indicated he had nothing to present at this time.

APPLICATION COMMITTEE REPORT

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

December Inactive Applications Total: (0)

Approved: (0):

Deferred: (0)

Denied: (0)

December Initial and Endorsement Applications Total: (12)

Approved: (8):

Deferred: (4):

Denied: (0)

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

Approved (1):

Deferred: (0):

Denied: (0)

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

Approved: (2)

Deferred: (0):

Denied: (0)

November CEU Applications Total: (0)

Approved: (0)

Cheryl Turner made a motion to accept the applications committee report, James Carpenter seconded. The motion carried.

COMPLAINTS COMMITTEE REPORT

Daniel Leffel provided the complaints committee report from the December 4, 2023 meeting and gave the following recommendations:

- 2023BMT00004- Dismiss
- 2023BMT00007- Issue subpoena for records.
- 2023BMT00008- Table for January meeting.
- 2023BMT00009- Table for January meeting.
- 2023BMT00010- Refer for investigation.

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

Karen Frazier discussed her concern that the board and complaints committee need to address the implementation of fines on individuals whom the board has found in violation of the Massage Therapy Board's by laws and regulations. Commissioner Kristen Lawson provided some insight on her previous experiences. Legal also discussed that an option could be of repayment of investigative fees as other boards utilize.

BUSINESS REQUIRED TO BE CONDUCTED IN CLOSED SESSION

There were no items to be discussed in closed sessions.

TRAVEL AND PER DIEM

Nathan Thacker 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 January 8, 2024.

ADJOURNMENT

Having no further business brought before the Board, Karen Frazier made a motion to adjourn the meeting at 2:22 PM. Cheryl Turner seconded the motion, carried.

VS/jlb