

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

September 11, 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 September 11, 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 Courtney Cook, Operations Section Supervisor Jenna Wells, Operations Lyndsay Sipple, Administrative Section Supervisor(Notary)
<u>MEMBERS ABSENT</u> Cameron French	<u>PUBLIC PROTECTION CABINET STAFF</u> Daniel Leffel, Legal Advisor
	<u>PUBLIC</u> Denise Logsdon, Ann Boone, Jordan, Havelia Stark Dailey, Heather Wood

CALL TO ORDER

Board Chair Valerie Smothers called the board meeting to order at 1:02 PM.

MINUTES

Michelle Lasley made a motion to approve the minutes from the September 11, 2023, meeting. Karen Frazier seconded. The motion carried.

Karen Frazier made a motion to approve the minutes from the September 11, 2023, Complaints 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 September 2023 was reviewed and Courtney Cook was available for questions and indicated that the OLS payments were backed up from May, June & July and that the new allotment shows a negative amount for this quarter due to the paying of per diem but, that the board is good in their cash balance.

LICENSURE STATUS REPORT

The Licensure Status Report for October 2023 was reviewed.

NEW BUSINESS

Board Chair Valerie Smothers reported that there were two examples provided in the Teams link for the board to review for the model of the non-compensation letter that the Complaints Committee had recommended sending out to schools. Karen Frazier recommended that the example that Valerie Smothers provided was more to the point and it referred to the basics of the laws and regulations set forth by the board. Daniel will review the example letters for a final version.

ONGOING BUSINESS

Karen Frazier indicated that she met with Michelle Shane and the Veterinary Board and that they are eager to work in conjunction with the massage Therapy Board. Karen indicated that there is another meeting scheduled for November. Karen stated that the Veterinary Board wants to collaborate with the Massage Therapy Board to establish a licensure under their current umbrella of practice. Denise Logsdon of the public announced that she had legislative research available and currently in contact with three other states that have current legislature and that her and Ann Boone were available to collaborate with. Karen Frazier indicated that herself and Ms. Shane have also been in contact with some other states as well.

Valerie Smothers asked if anyone had any additional information pertaining to device training associated with PEMF & Micro current. Karen Frazier stated that she has not had much success and has tried reaching out via calls to some other agencies with unanswered calls and finds that it is unregulated. BEMER was also mentioned as a resource as well. Lisa Weaver was not available at this time but at September's meeting, indicated she would be interested on creating classes/training material related to device training ex.(description, wave form, purpose and effect, advantages/disadvantages, indications/contraindications, precautions, application). Jessica Brown stated that follow-up letters were sent out to licensees whom renewals were deferred and were not resolved that were over thirty days old.

The FSMTB Annual Meeting of the Delegate Assembly was held in San Diego, CA. Both Karen and Michelle attended the event. Michelle represented Kentucky's Board of Licensure for Massage Therapy as their voting delegate. Michelle stated that there are currently 45 other boards that are members of FSMTB and that 41 of them had members present to represent their boards. Karen state she was elected to the Board of Directors for FSMTB. Karen stated that resolutions were passed that stated an individual now has to complete and pass schooling in order to take the MBLEX exam previously an individual did not have to meet those requirements. Karen discussed human trafficking and that it was a topic at the FSMTB annual meeting and that she saw a map of the United States that depicted establishments that have been suspected of human trafficking and that Kentucky showed eight. Valerie indicated that the Massage Therapy Board has been working with the Attorney General's Office to identify illicit massage therapy establishments/businesses. The H.O.P.E. initiative was discussed and the following website address was given to report possible human trafficking:

<https://youreyessavelives.ky.gov>

Karen Frazier stated that other boards had strategic agenda meetings and that she wanted to see our board as being proactive and work as a cohesive group. Karen stated she will be coming up with ideas for a meeting and possible round table discussion. We will then poll members to set up a strategic planning meeting.

ATTORNEY REPORT

Daniel Leffel indicated he had nothing to present at this time but, wanted to thank the board for their thoughts on the passing of his grandmother.

APPLICATION COMMITTEE REPORT

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

October Inactive Applications Total: (0)

Approved: (0):
Deferred: (0)
Denied: (0)

October Initial and Endorsement Applications Total: (16)

Approved: (13):
Deferred: (3):
Denied: (0)

October Certificate of Good Standing Initial Applications Total: (0)

Approved (0):
Deferred: (0):
Denied: (0)

October Certificate of Good Standing Renewal Applications Total: (1)

Approved: (1)
Deferred: (0):
Denied: (0)

October CEU Applications Total: (0)

Approved: (0)

Cheryl Turner 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 from the September 11, 2023 meeting and gave the following recommendations:

- 2023BMT00002, 03, 04, 07, 08, & 09- Refer for investigation.
- 2023BMT00006- Dismiss.
- C.S. & D.V.- Send notification letters.

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

BUSINESS REQUIRED TO BE CONDUCTED IN CLOSED SESSION

Cheryl Turner moved to enter closed session at 1:48 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. Valerie Smothers seconded. The motion carried.

Nathan Thacker moved to return from closed session at 2:11 PM. Karen Frazier seconded. The motion carried.

TRAVEL AND PER DIEM

Cheryl Turner 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 November 6, 2023.

ADJOURNMENT

Having no further business brought before the Board, James Carpenter made a motion to adjourn the meeting at 2:14 PM. Cheryl Turner seconded the motion, carried.

VS/jlb