

MINUTES

**UTAH
BOARD OF MASSAGE THERAPY
Meeting**

September 21st, 2010

**Room 464 – Fourth Floor – 9:00 a.m.
Heber M. Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:08 a.m.

ADJOURNED: 12:18 p.m.

Bureau Manager:

Sally A. Stewart

Board Secretary:

Sally Canavan

Board Members Present:

Sharon Muir
Craig Sauer
Hal Morrell
Jennifer H. Pruetz

Board Members Excused:

Carolyn Redington

Guests:

Roger Olbrot, Myotherapy College of Utah
Andrea Gardner, Apprentice to Sharon Muir

DOPL Staff Present:

Ronda Trujillo, Compliance Specialist

**ADMINISTRATIVE BUSINESS:
MINUTES:**

DECISIONS AND RECOMMENDATIONS

The minutes from the July 20th, 2010 meeting were reviewed and discussed. Ms. Pruetz made a motion, seconded by Mr. Morrell, to approve the minutes, with corrections. The motion passed unanimously.

COMPLIANCE REPORT:

Ronda Trujillo, Compliance Specialist

Ms. Trujillo, introduced herself as a Compliance Unit Specialist for this profession. She gave the report on the probationers being seen today.

PROBATION INTERVIEWS:

Kevin L. Rock

Ms. Pruetz interviewed Mr. Rock. He stated he thought his license had expired and was very worried. The Board explained that his license was active on probation but also determined he is missing required information in his file. The Board suggested he could provide the missing information before he left the Board meeting today. Mr. Rock stated he has eight or nine clients that “ebb and flow”. He provided that list to Ms. Trujillo. He stated he will go to DOPL customer service window and get a duplicate license.

The Board requested to see him at the November 16th, 2010 meeting. **Non compliant**

Lisa Ann Bouvier

Mr. Sauer interviewed Ms. Bouvier. She stated she sometimes will turn her phone off and take a day for herself. She has nine missed calls. The Board noted she did worse this time than last time on missing calls. The Board had previously cut Ms. Bouvier some slack and allowed her to work in an unsupervised location. Missing so many calls and being out of compliance showed a lack of respect for the Board. She stated she is having memory problems and consequently is carrying a day planner with her. She stated her license and her job are very important to her. The Board suggested she set up a phone alarm to remind her to call, or stick a note on her coffee pot since she needs to get her probation right. The Board told her calling is critical. When you miss a test from not calling, the number of tests will increase and the cost of the probation mounts. She stated she is not on any medication. Ms. Pruetz made a motion, seconded by Mr. Sauer, to have the Compliance Unit track Ms. Bouvier's calling. It continues that if she misses a call Ms. Stewart will take action through investigations and the AG's office to move forward with an Order to Show Cause petition. The motioned passed unanimously. The Board requested to see her at the November 16th, 2010 meeting. **Non compliant**

April LaVaun Peterson

Ms. Muir interviewed Ms. Peterson. She stated she is doing fine. The Board stated she needed to get a copy of an official name change document to alter the name on our records. She stated she is still loving work and is getting positive work reports. She is now divorced and gave a new address to Ms. Trujillo. Ms. Peterson stated her daughter is doing fine, and she is working 20 hours per week as a teaching assistant. The Board requested to see her at the November 16th, 2010 meeting. **Compliant.**

Penny H. Anderson

Ms. Pruetz interviewed Ms. Anderson. She composed and read a letter of appreciation to the Board and Division. Ms. Anderson stated the last three years have been hard but she learned a lot about herself. She stated she appreciated all the time and effort the Board put forth on her behalf and she planned to stay on that path. Ms. Anderson stated she had always been a bit of a rebel. She is on a whole new path now and plans to

Penny H. Anderson (continued)

stay on it. Ms. Prutez made a motion, seconded by Mr. Morell, recommending an amendment to the MOU to terminate her probation effective immediately. The motion passed unanimously. The Board told Ms. Anderson if she needed reinforcement down the road she should call, because we are still here for her.

Compliant

NEW STIPULATIONS:

Michael Ryan Beidler

Ms. Muir interviewed Mr. Beidler. He stated he is not working but is going to school right now for fitness training. The Board told him all his documents need to be submitted. He stated he wants to work in the field but the Eagle Gate placement officer does not have any leads on jobs. The Board suggested working in a care center where he could possibly use massage techniques. They reminded Mr. Beidler; by the next meeting if he fails to be compliant the Board can take action. They are here to protect the public and the Massage Therapy professionals. The Board requested to see him at the November 16th, 2010 meeting.

Non Compliant

Jennifer Anna Boley

Mr. Sauer interviewed Ms. Boley. She stated she enjoys working massage so much she decided go to school. She recognized Roger Olbrot (a public visitor to the Board). She stated he is a really good teacher. She stated there were several “ah-ha moments” while she was in school. She knew her license might be denied but she went after her license anyway. She met with Ms. Call previously regarding required documents. The Board reminded her every month she needs to send in an employer report or “not working in the field” report. The Board suggested she get her resume in order and a good cover letter and go everywhere with it. Ms. Boley stated she has applied some places and they tell her to come back when her license is clear. The Board requested to see her at the November 16th, 2010 meeting. **Compliant**

Scott Kenneth Griffiths

Mr. Griffiths did not appear for his appointment with the Board. He has not phoned Ms. Trujillo, although he may have phoned Ms. Call but we are unable to access her phone messages. The Board stated if he has not left a message on Ms. Call’s phone he is noncompliant, but that the decision can be reversed.

Non Compliant

Corinne Kay Odekirk

Ms. Odekirk was rescheduled for the November 16th,

DISCUSSION ITEMS

Reasons for MOU

2010 meeting.

The Board discussed what is taken into consideration when the applicant is issued a probationary license. The Division considers criminal history, the degree or seriousness of the charges, how recent the charges or convictions are, when they have completed their criminal probation or criminal sanctions they have been given and if there is justification for the Division to issue an MOU. The Division does not want to punish any licensee again for previous actions.

Ryan Tyler Holland: Consideration for Early Release

The Board discussed the letter Mr. Holland sent stating he has moved to Florida. He is scheduled to come off probation in three months and has been consistently compliant. If he is still on probation in Utah when he applies for a license in Florida, Florida's Board would have to issue a probationary license. Ms Pruetz made a motion, seconded by Mr. Sauer, to amend his MOU to release Mr. Holland from Probationary status. The motion passed unanimously.

Massage Therapy Rule Changes

The Board discussed possible changes which might be needed in the Rule. If they decide to change the Rule they are considering limiting the amount of distance learning acceptable for licensure, requiring an applicant to prove Utah schooling, requiring accreditation of a school for the education to be acceptable, exclusion of equivalent training, or changing or altering the hours requirements.

Accredited Online Course from U.S. Career Institute

The Board discussed the online course from U.S Career Institute and how it meets the education criteria for licensure under the current rules. The school has funding approved for Veterans and others through the United States Department of Education to do distance learning and a hands-on clinic program. It would qualify as an approved pathway to licensure. There are both positives and causes for concern. The Board requested Ms. Stewart work with the verbiage in the Rule concerning this matter, and then e mail it to them so they may take under advisement whether the Rule should be revised.

NEXT SCHEUDLED MEETING:

Tuesday, November 16th, 2010

ADJOURN: 12:18 pm

(no motion required)

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

November 16th, 2010
Date Approved

(ss) Sharon Muir, Chairperson
Board of Massage Therapy

November 16th, 2010
Date Approved

(ss) Sally A. Stewart, Bureau Manager
Division of Occupational & Professional Licensing