

MINUTES

UTAH BOARD OF MASSAGE THERAPY Meeting

January 18th, 2011

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

CONVENED: 9:07 a.m.

ADJOURNED: 12:55 p.m.

Bureau Manager:

Sally A. Stewart

Board Secretary:

Sally Canavan

Board Members Present:

Sharon Muir, Chairperson
Hal Morrell
Jennifer H. Pruetz - left at 12:50 p.m.
Carolyn Redington

Board Members Excused:

Craig Sauer

Guests:

Roger Olbrot, Myotherapy College of Utah
Ron Findlay, AMTA – UT

DOPL Staff Present:

Neena Bowen, Compliance Specialist

ADMINISTRATIVE BUSINESS:
MINUTES:

DECISIONS AND RECOMMENDATIONS

The minutes from the November 16th, 2010 meeting were reviewed. Ms. Redington made a motion, seconded by Ms. Pruetz, that they be approved as written. The motion passed unanimously.

COMPLIANCE REPORT:

Neena Bowen, Compliance Specialist

Ms. Bowen gave the report on the probationers being seen today.

PROBATION INTERVIEWS:

Kevin L. Rock

Ms. Pruetz interviewed Mr. Rock. He stated he had no changes to his client list. He stated his holidays were good. He is currently doing maintenance at the Jordan Commons. He plans to petition the Board for early release. The Board requested to see him semi-annually. His next meeting will be the July 19th, 2011, Board meeting. **Compliant**

Corinne Kay Odekirk

Mr. Morell interviewed Ms. Odekirk. She gave the Compliance Unit a new address, new phone and reconfirmed birth date. She stated she is currently

Corinne Kay Odekirk (continued)

working, she was the most requested therapist and that gets her \$1.00 extra for each massage she is requested for. She has called every day for testing. She stated she had just gotten married and will get name change documents to Ms. Bowen. The Board requested to see her at the March 15th, 2011 Board meeting. **Compliant**

Lisa Ann Bouvier

Ms. Muir interviewed Ms. Bouvier by telephone. She is working at a Health Fair as her boss required her to be there. The Board noted it was pleased Ms. Bouvier had made every one of her testing calls. She stated she did it by getting rid of all the notes, setting one alarm on her phone, so when she reaches for her phone to turn the alarm off since the phone is in her hand she goes ahead and makes her calls. The record shows she called more than once some days. She stated her boss is looking to expand the business and giving Ms. Bouvier her own office. The Board requested to see her at the March 15th, 2011 Board meeting.

Compliant

Jennifer Anna Boley

Ms. Redington interviewed Ms. Boley. She stated things are going good. She has two clients she sees on a weekly basis. She stated she will keep working for Frontier Airlines for the benefits. She stated she had to go to her employer's house to get the work verification signed. The Board requested to see her at the March 15th, 2011 Board meeting. **Compliant**

Scott Kenneth Griffiths

Ms. Muir interviewed Mr. Griffiths. He stated he was having a hard time getting work, because of the stipulation in his MOU and because of his tattoos. Ms. Bowen stated Mr. Kent Barnes, Compliance Unit Manager, had excused him from having to test because of the cost at this time. The Division does need a baseline on his testing though. Since he is not testing and not working in the field, the Board suggested he put his license on hold. He needs to write a letter stating the last day worked. After 60 days of not working he will no longer have to call or test. When he starts working in the field again he should call the Compliance person to let her know, so his probation time can start proceeding again. **Non Compliant**

Michael Parley Baker

Ms. Muir interviewed Mr. Baker. The Board suggested he needs to read his MOU. He stated school and work are going good. Mr. Baker is not working in the field.

Michael Parley Baker (continued)

He stated he is taking General Education courses, hoping to have his Associates degree by next summer. The Board discussed different options, possibly an indefinite suspension of his license. He stated he wants to keep his massage license as an option for working later on. The Board requested to see him at the March 15th, 2011 Board meeting. **Non Compliant**

Caroline Cluff Hanlin

Ms. Pruetz interviewed Ms. Hanlin. She stated she is currently working 25-30 hours per week and her boss is hiring. The Board discussed she tested positive and also out of range. She stated she drank at a friend's wedding. She made a new resolution she would not drink any more and hasn't. She stated she is done with looking for loopholes; this is her last chance she stated she is not going to lose it. She stated she has an AA sponsor she talks to all the time. The Board told her it was mandatory she get to the AA meetings, she has 13 days left this month. She stated she knows that she just has to make time for them and she will. The Board requested to see her at the March 15th, 2011 Board meeting. **Non Compliant**

Michael Ryan Biedler

Mr. Biedler did not appear for his appointment with the Board. (It was discovered after the Board meeting he had left a message on Ms. Bowen's phone stating he was sick.) Ms. Redington made a motion, seconded by Ms. Pruetz, that DOPL request he voluntarily surrender his license, that he not be allowed to reapply for a period of five years; and that in the event he does not choose to do a voluntary surrender, DOPL will request an Order to Show Cause. The motion passed unanimously. **Non Compliant**

April La Vaun Peterson

Ms. Redington interviewed Ms. Peterson. She submitted a letter to the Board requesting early termination. Ms. Redington read the letter. Ms. Peterson was asked what she had learned from this process. She stated she had learned she needed to be really organized and keep track of what needed to be done, to think about what her actions are going to cause. Ms. Redington made a motion, seconded by Mr. Morell, to amend her MOU to terminate probation as of January 18th 2011. The motion passed unanimously. The Board reminded her to continue probation requirements until she receives a letter telling her she has completed probation. **Compliant**

**NEW STIPULATIONS:
Aimee Lynn Henriod**

Mr. Morrell interviewed Ms. Henriod. She stated she is currently working. The Compliance Unit could not read the Employer report and it was not complete. Ms Bowen called both numbers but the first did not know anything about her situation. The second number was not a massage place. Ms. Bowen received a new phone number and new contact name from Ms. Henriod. She stated her employer knew about her stipulation when she was hired. She stated her life was wonderful now; she has completed the Excell program. She stated she got a job close to where she was living. Ms. Henriod stated she completed massage school, was licensed and now employed doing massage work. She stated she has enrolled in college, working towards a psychology degree. She stated she received so much help she wants to give back to society. She has not signed up with CVI yet as it is a financial hardship. She stated she will sign up by January 24th, 2011. The Board requested to see her at the March 15th, 2011 Board meeting. **Non Compliant**

Aaron Thomas Keefe

Mr. Morrell interviewed Mr. Keefe. He stated he is currently working, but not in the massage field. His massage school wants to hire him on the weekends and they are well aware of his situation. He stated he works for Kimberly-Clark. He wasn't quite sure how to manage the timing on the testing. The Board stated there are alternate testing sites and Ms. Bowen stated she could work with Mr. Keefe. He stated he is currently testing through the courts, and asked if he can get us the results so we will not require him to test through CVI. He will need to work that out with the Compliance Unit. He stated he is working with a support group called Blue Skies. The Board requested to see him at the March 15th, 2011 Board meeting. **Compliant**

Roger Lee Newcomb

Ms. Pruetz interviewed Mr. Newcomb. This is a non-disciplinary probation. His probation agreement calls for him to keep us informed. He stated he is working in the field, massaging accident victims. The employees don't get paid until the case is settled and closed. The Board requested to see him for monitoring at the March 15th, 2011, meeting. **Compliant**

DISCUSSION ITEMS:

Possible Rule and Law Changes

The Board discussed the possible Rule changes. Mr. Olbrot from the Education Peer Committee led the discussion on the complicated issue of not allowing “distance learning” at all, along with the definitions of “clinic” or “client services” and “hands-on instruction”. The Board discussed the reasons for changing the definition of the “Practice of massage therapy”. The possible changes will require Legislative action to alter specific verbiage. The Board, Peer Review Committee, and Associations were invited to e-mail Ms. Stewart with verbiage suggestions for the Rule changes.

NEXT SCHEUDULED MEETING:

Tuesday, March 15th, 2011

ADJOURN:

12:55 p.m. (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.

March 15th, 2011
Date Approved

(ss) Sharon Muir, Chairperson
Board of Massage Therapy

March 15th, 2011
Date Approved

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