

MINUTES

UTAH  
BOARD OF MASSAGE THERAPY  
Meeting

July 17<sup>th</sup>, 2012  
Room 474 – Fourth Floor – 9:00 a.m.  
Heber M. Wells Building  
Salt Lake City, UT 84111

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| <b>CONVENED: 9:00 a.m.</b>                                      | <b>ADJOURNED: 11:35 a.m.</b>   |
| <b>Bureau Manager:</b>  | Sally A. Stewart   |
| <b>Board Secretary:</b>   | Sally Canavan  |
| <b>Board Members Present:</b>                                   | Sharon Muir, Chairperson<br>Carolyn M. Redington<br>Jennifer Hanna<br>Craig M. Sauer   |
| <b>Board Members Excused:</b>                                   | Hal Morrell, excused   |
| <b>Guests:</b>  | Roger Olbrot, AMTA<br>Kirk Jorgensen, AMTA   |
| <b>DOPL Staff Present:</b>                                      | Debbie Harry, Compliance Specialist<br>David Furlong, Chief Investigator<br>Allyson Robinson, Investigator   |
| <b><u>ADMINISTRATIVE BUSINESS:</u></b>                          |  |
| <b>MINUTES:</b>   | <p>The minutes from the May 15<sup>th</sup>, 2012 meeting were reviewed and corrected. Ms. Redington made a motion, seconded by Mr. Sauer, to approve the minutes with the corrections. The motion passed unanimously.</p> <p>The Board requested Ms. Harry include the number of missed calls on probation reports she provides. Ms. Stewart stated we are trying to be fair to all probationers. If one probationer is disciplined for not meeting terms and conditions of an MOU, the next probationer is given the same disciplinary measures.</p> |
| <b>ENFORCEMENT REPORT: DAVID FURLONG &amp; ALLYSON ROBINSON</b> | The Chief Investigator, Mr. Furlong, introduced Investigator Ms. Robinson, and discussed the Unit's having developed a plan for the investigators to go in teams of two, out to the field to locations that were listed on some websites that are soliciting. The Investigations Unit has 28 investigators, 24 of whom   |

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| <p><b>ENFORCEMENT REPORT: DAVID FURLONG &amp; ALLYSON ROBINSON</b><br/>         (continued)</p>                         | <p>are located in this building. Some businesses are hiding under the Reiki umbrella leading investigators to realize those practioners did not have a very good idea of what Reiki (true reiki) is, as some of the business were offering body rubs, which requires a license. The investigators issued citations to unlicensed individuals. Mr. Furlong and Ms. Robinson stated citations issued for an unlicensed Massage Therapist start at \$500.00. Businesses who hire unlicensed Massage Therapists citations start at \$800.00. They found an apprentice was working while the supervisor was not present. The investigative unit noted for the Board they hold the Massage Therapy profession in high regard.</p>   |
| <p><b>PROBATION INTERVIEWS:</b></p>   |   |
| <p><b>Meghan Marie Elvin</b></p>  | <p>Ms. Hanna interviewed Ms. Elvin. She stated she had not been doing well. She stated she had a bad, bad cold and a urinary tract infection. She stated she is feeling mostly better now. The Board noted she had two positive drug tests. She stated she had taken Nyquil and Robitussin cough syrup. The Board told her she needs to go to the doctor when she needs medication and give a copy of the receipts/prescriptions to Ms. Harry so it can be documented in her file in case she is scheduled to test. The Board noted she had stated she was getting ready to start a sound design program. She stated she could not start yet because although she has a full scholarship she needed to pay some costs out of pocket. She stated she is still moving in that direction. She stated she is working in the field, approximately 20 hours per week and starting to feel pain in her wrist and back. The Board reminded to watch her body mechanics so she doesn't have long term body issues. The Board noted her employer reports are due quarterly, she decided to go on submitting them monthly. The Board noted they are due by the 20<sup>th</sup> of the month. The Board told her because her test was positive she was non-compliant. The Board requested to see her at the September 18<sup>th</sup>, 2012 meeting. <b>Non-compliant</b></p> |
| <p><b>Aaron Thomas Keefe</b><br/><br/><br/><br/><br/><br/><br/><br/><br/><br/><b>Aaron Thomas Keefe</b> (continued)</p> | <p>Ms. Redington interviewed Mr. Keefe. He stated his son's mother passed away. He has custody of his son, watching him deal with his mother's death was very difficult for him. He stated he realized he had missed a check in during this time. He stated his is not working in the field. The Board noted he had missed one test</p>   |

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|  | <p>and the second test was dilute which according to DOPL standards results in a positive test. The test results are important to the Board, so he needs to drink less. The Board noted his next report is due August 20<sup>th</sup>, 2012. He stated he is trying to finish up his Yoga class. He stated he does have a resume typed up and ready to go. He stated he has a couple of possibilities for massage work he is following up on. The Board noted he submitted a letter for early release. The Board reviewed his letter and stated he needs to be compliant and monitored in a work environment before he can be considered for early release. The Board is very concerned his probation time is continuing to count with him not working in the field. The Board requested to see him at the September 18<sup>th</sup>, 2012 meeting. <b>Non-compliant</b></p>   |
| <p><b>Alice Eileen Ray</b></p>   | <p>Mr. Sauer recused himself from this interview. Ms Muir interviewed Ms. Ray. She stated she is working in the field and her boss just opened a new business in American Fork and she may get to work there. She is celebrating her daughter's birthday and now her daughter wants to stay with her. Ms. Ray is currently living with a friend and will be moving back in with her mom to save some money to move out on her own. She stated she is teaching an essential oils class. She needs a July employer report by the 20<sup>th</sup> of the month. The Board requested to see her at the September 18<sup>th</sup>, 2012 meeting. <b>Compliant</b></p>   |
| <p><b>Karsten Barrett (initial)</b></p><br><br><br><br><br><br><br><br><br><br><p><b>Karsten Barrett (continued)</b></p> | <p>Ms. Redington is doing interview. This is Ms. Barrett's initial interview. The Compliance Unit gave her until August 20<sup>th</sup>, 2012 to sign up with Affinity. The Board inquired if she would be able to comply with testing request and told her it is very important to make her calls every day. The investigator, Ms. Robinson stated Ms. Barrett was extremely cooperative with investigations. Ms. Robinson had issued her a citation, she immediately paid the fine and went through the steps and was granted her probationary license the same day. She stated she just got a job doing receptionist work and waiting to go to lymphatic drainage classes. The Board noted her employer report will be due by the 20<sup>th</sup>, and to make sure it is turned in on time. The Board stated if she has any questions please call and they are here to help her. The Board stated the MOU changed her life style if she is not</p> |

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|  | <p>willing to change or alter her life style she will not make it on probation. The Board wants her to be out there working in the field and to keep in mind she is representing the other Massage Therapists. The Board cautioned her make certain she is compliant or to find a new profession. We do want this to be positive experience. The Board requested to see her at the September 18<sup>th</sup>, 2012 meeting. <b>Compliant</b></p> |
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| <p><b>Melissa Ann Camp</b></p> | <p>The Board noted she has a new look. Mr. Sauer conducted the interview and welcomed her. The Board noted she had missed four check-ins. She stated she had gone camping. Ms. Harry told her how to request a monitoring interruption. She stated she has no job right now. She is looking for a massage job; she needs one to support her children. She stated the kids’ dad is going away for a year she will need to be their support. She stated she was working in Park City, she showed up to work and the company was closed; it went bankrupt. She stated there are some places she would rather not work at. She stated she is going to Salt Lake Community College for Radiology and wants to keep her massage license. The Board noted from the last meeting in May 2012 a motion was made and voted upon to give her one last chance. Ms. Harry sent a serious compliance letter. The Board told her to decide what she wants to do massage or not. Mr. Sauer recommended she be given till the next Board meeting (September 18<sup>th</sup>, 2012) to have employment in the field. He suggested a couple of business to apply to. Ms. Stewart stated if she decides she does not want to do massage, DOPL will send her a voluntary surrender Stipulation and Order; and explain what that means to her. She requested a later appointment after school, which ends at 11:15 a.m. The Board requested to see her at the September 18<sup>th</sup>, 2012 meeting.<br/> <b>Non-compliant</b> due to missed calls</p> |
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| <p><b>Roger Lee Newcomb</b> (Telephone Interview)</p> | <p>The Board tried to call Mr. Newcomb at the phone number listed in LES however it was a wrong phone number. His license is a “re-apply” after a voluntary surrender. The Board noted he is truck driving out of state. Ms. Harry stated she will try to contact him.<br/> <b>Non-compliant</b> (not really applicable as not in a probationary status on licensure)</p> |
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| <p><b>NEW STIPULATIONS</b></p> |  |
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| <p><b>Pricilla Theresa Olsen</b></p>                               | <p>Ms. Muir interviewed Ms. Olsen. She is looking for a job in the field. She stated she is currently living with her mom. The Compliance Unit just went over her MOU with her. This is her initial interview with the Board. She stated she understands her MOU, is planning on signing up with Affinity today. She stated she feels the area is saturated with Massage Therapist and the places she has been all seem to want experienced people. She stated every thing is complete now except her probation with the Board. The Board reminded her that a supervisor will need to be sending in report to Board. She stated she is thinking of moving to Honduras, Ms. Harry said to let her know. The Board told her how to request an interruption in testing. She stated she will be going to a 12-step meeting. The Board requested an e-mailed copy of a written report on her classes and stated she may try looking on line for employment. The Board requested to see her at the September 18<sup>th</sup>, 2012 meeting.<br/> <b>Compliant</b></p> |
| <p><b>Jason Meinhart</b></p>                                       | <p>Mr. Sauer interviewed Mr. Meinhart. He stated he is intimidated by the Board. He stated he has a medical condition. He is doing better now, handling his condition and balancing his medications. He stated he does not using illicit drugs or alcohol. His main support is family, church and friends. The Board noted the four to five page report on his classes is due August 8<sup>th</sup>, 2012 and should be e-mailed. He requested help to find a group that suits him better. Ms. Harry mentioned the professionals in recovery group. He stated he is bringing passion to the Massage Therapy profession. He is currently not working in the field. The Board reminded him he needs to be supervised with supervisory reports. He stated it is his goal to be compliant. The Board requested to see him at the September 18<sup>th</sup>, 2012 meeting. <b>Compliant</b></p>  |
| <p><b>Charla Tuttle</b> (Electronic letter for early release)</p>  | <p>Ms. Stewart stated Ms.Tuttle will meet with the Board at the September.18<sup>th</sup>, 2012 meeting and they could consider it at that time.</p>  |
| <p><b>Educational Qualification Concern - Transcript Alert</b></p> | <p>There are schools that may be selling people transcripts. The Division is trying to make certain every "i" is dotted and every "t" is crossed to make certain they receive official/valid documents.</p>   |
| <p><b>Introduction of Administrative Law Judge</b></p>             | <p>Ms. Stewart introduced Ms. Jennie Jonsson as the new</p>   |

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|  | Administrative Law Judge for the Division. Ms. Jonsson stated she would need to meet in executive session with the Board regarding a previously held hearing, when the current meeting is adjourned. |
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| <b>ADJOURN:</b>  | <b>11:35 a.m.</b> |
| <i>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.</i> |                   |

09-18-2012  
Date Approved

(ss) Sharon Muir  
Chairperson  
Board of Massage Therapy

09-18-2012  
Date Approved

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