

STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT
DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING
BOARD OF MASSAGE THERAPISTS

MINUTES OF MEETING
July 22-23, 2015

By the authority of AS 08.01.070(2), and in compliance with the provisions of AS 44.62, Article 6, a scheduled teleconference meeting of the Board Massage Therapists was held on July 22-23, 2015, at the State Office Building, 333 Willoughby, 9th floor, Conference Room B, Juneau, Alaska.

WEDNESDAY, JULY 22, 2015

AGENDA ITEM - CALL TO ORDER AND ROLL CALL

The meeting was called to order at 8:35 a.m. by Chairperson Amanda Unser.

Those present, constituting a quorum of the Board:

Amanda Unser, Licensed Massage Therapist
Traci Gilmour, Licensed Massage Therapist
Ron Gibbs, Licensed Massage Therapist
David Edwards-Smith, Licensed Massage Therapist

Board member Shirley Nelson was unable to attend the meeting.

In attendance from the Department of Commerce, Community and Economic Development, Division of Corporations, Business and Professional Licensing, were:

Janey Hovenden, Division Director
Sara Chambers, Division Operations Manager
Todd Araujo, Assistant Attorney General
Jun Maiquis, Regulations Specialist
Karen Hudson, Licensing Supervisor
Susan Johnson, Licensing Examiner

In attendance as members of the public:

Elizabeth Pearch, Public
Denali Daniels, Public
Volker Hruby, Alaska Chapter AMTA
Kim Royce, Public
Amanda Williams, Public
Dan Russell, Public
Tara Lea, Public
Cheryl Maney, Public
M. Rose McC Carson
Sally Hutchings, Federation of State Massage Therapy Boards
Brock Ingmire, Federation of State Massage Therapy Boards
Jean Robinson, American Board of Massage Practitioners

Tim Chinn, Telephonic

The Board went back on record at 9:16 a.m.

AGENDA ITEM - REVIEW OF APPLICATIONS

Karen Hudson explained that the division had received 635 applications at the time of the meeting. The applications that the Board are to review are not ready for licensure until the fingerprint processing is complete and fees paid. She also discussed with the Board the concern expressed by some applicants over the request for a release of records and advised that release is only used by Investigations if needed at the time of application and is not mandatory at the time of application.

Upon a motion made by Amanda Unser and seconded by David Edwards-Smith and approved unanimously, it was:

RESOLVED to enter into executive session in accordance with AS 44.62.610(c) and Alaska Constitutional Right to Privacy Provisions, for the purpose of discussing subjects that tend to prejudice the reputation and character of any person, provided that person may request a public discussion, and matters which by law, municipal charter, or ordinance are required to be confidential. Staff members are to remain present.

The Board went into executive session at 9:24 a.m. and exited out of executive session at 9:51 AM.

Upon a motion made by Traci Gilmour and seconded by Ron Gibbs and approved unanimously, it was

RESOLVED that the following applications be approved pending the receipt of fees and the fingerprint background check:

- | | | |
|-----------------------------|-----------------------------|-----------------------|
| <i>Cinimin Alsworth</i> | <i>Warren Anderson</i> | <i>Heather Arkell</i> |
| <i>Evelyn Bass</i> | <i>Rossirin Baxter</i> | <i>Brenda Beck</i> |
| <i>Tama Bevan</i> | <i>Michaelene Bieszczak</i> | <i>Megan Blakeley</i> |
| <i>Olivia Bordenkircher</i> | <i>Marsha Eskridge</i> | <i>James Floyd</i> |

YES	NO	ABSTAIN
Traci Gilmour		
David Edwards-Smith		
Amanda Unser		
Ron Gibbs		

Upon a motion made by Traci Gilmour and seconded by Ron Gibbs and approved unanimously, it was

RESOLVED that the following applications be approved pending the receipt of fees and the fingerprint background check:

- | | | |
|----------------------------|-------------------------|--------------------------------|
| <i>Wari Bunset</i> | <i>Geraldine Cary</i> | <i>Chloe Keyes Clark-Berry</i> |
| <i>Tricia Lyn Clemons</i> | <i>Colleen Coadic</i> | <i>Kathryn Cocker</i> |
| <i>Samantha D. Coleman</i> | <i>Julie Ann Cresap</i> | <i>Sherie Crosby</i> |
| <i>Mary Kristine Curry</i> | <i>Deborah Boots</i> | <i>Angela Brown</i> |
| <i>Sonia Brown</i> | <i>David Brust</i> | <i>Corinne Bullick</i> |
| <i>Vivienne D'Amico</i> | <i>Victoria Dance</i> | <i>Chueai Kaemkla Davis</i> |
| <i>Melissa Drake</i> | <i>Trisha Drake</i> | <i>Sarah Rochanne Hess</i> |

Jennifer Wenrick
Helen Smith
Sara L. Etta
Renee Howard
Rebecca Anowlic
Flor Banks
Janet Wagner
Suzanne Webb
Taylor Ellis
Iliana DeJesus
Lori Davey
Briahanna Jenkins
Lori PaaJanen

Kristina Whitmer
Amanda Beam
Samantha Lange
Sunny Moritz
Annetta Atwell
Kristin Valentine
Cherie Ward
Nicola Wilde
Jami Coleman
Kimberly Dalbeck
Daria Horner
Moirra McBride
Pamela Purvis

Andrea Wilt
Amanda Brooks
Eric Konc
Michele Aitken
Vickie Baker
Daniela Villa
Rebekah Ellen Watkins Stepovich
Danielle Click
Jun Peng
Bria Burningham
Rosalie Jaime
Mary Mohlman

YES	NO	ABSTAIN
Amanda Unser		
Traci Gilmour		
David Edwards-Smith		
Ron Gibbs		

Upon a motion made by Traci Gilmour and seconded by Amanda Unser and approved unanimously, it was:

RESOLVED that the following applications be approved pending the receipt of fees and the fingerprint background check:

Melissa Mitchell
Charles Salinda
Melissa Schultze
Kelli Shew
Rebecca Bradshaw
Rebecca Carter
Angelique Rose Conrad
Susan DeLisa
Sarah Caroline King
Lori Anne Laing
Tracy Leithauser
Sara Dee Malenfant
Tonya McCallister
Claire Miller
Kathy Stubbs

Caroleen Monnserrat
Maria Samet
Jennifer Seifert-Byrne
Danielle Simoni
Michaela Boney
Emmalie Coman
Calley Corcoran
Patricia Kaszuba
Duana Krause
Crystal Lankford
Albert M. Liu
Tiffany A Maplesden-Anderon
Michele L. Meulendyk
Melissa Mills

Somsong Sabino
Misty Savage
Rebecca Sheeran
Thomas Bailly
Lauren Mane Campbell
Mally Conception-Castillo
Diane Cryer
Denise Kauke
Diane J. Kyser
Ron Gibbs
Judith Macnak
Leslie Markiel
Judy Milgram
Meranda Spaulding

Upon a motion made by Traci Gilmour and seconded by Amanda Unser and approved by a majority vote, it was:

RESOLVED that the following applications be approved pending the receipt of fees and the fingerprint background check:

Samantha Taylor
Corrie Nicole Turnbull
Sara Wheeler-Eldridge
Mackenzie Wonders
Barbara Harris
Juliana Santillanes
Ruth Therriault

Raquel Torres
Gail Waltzer
Amanda Williams
Lacie Wortham
Mandy Beth Ramsey
Alexandra Reese-Bengo
Lisa Thomas

Lalita Tupua
Martina Webley
Larissa Williams
Paula Earp
Rachel Lynn Reese
Sandra Sandvik

AGENDA ITEM - DISCUSSION OF COMPLIANCE AND EXEMPTIONS

Ms. Unser wanted to clarify through AK Statute Sec. 08.61.080 that anyone performing massage therapy in conjunction with one of the exemptions listed in statute must still obtain a massage therapist license. If someone is performing one of the exemptions exclusively, then they will not need to obtain a license.

Ms. Unser stated that there are some therapists who may try to avoid licensure by becoming Chiropractic Assistants. Sec. 08.61.100 (5)(A)(B) define massage therapists as:

Sec 08.61.100 (5) "practice of massage therapy" means the provision, for compensation, of a service involving the systematic manipulation and treatment of the soft tissues, including the muscular and connective tissues of the human body, to enhance the functions of those tissues and promote relaxation and well-being; in this paragraph, "manipulation and treatment"

- (A) includes manual techniques applied with the intent to physically affect local soft tissues, such as pressure, friction, stroking, percussion, kneading, vibration, muscular assessment by palpation, range of motion for purposes of demonstrating muscle exertion for muscle flexibility, nonspecific stretching, and application of superficial heat, cold, water, lubricants, or salts;***
- (B) does not include diagnosis, the prescription of drugs or medicines, the practice of physical therapy, attempts to manipulate any articulation of the body or spine, or mobilization of these articulations by use of a thrusting force.***

Failure to obtain a license when performing massage therapy may result in a misdemeanor.

Chairperson Unser will invite a member of the Chiropractic Board to speak with the Board at the next meeting.

AGENDA ITEM - DISCUSSION OF HYGIENE STANDARDS OF PRACTICE

The Board discussed hygiene standards of practice for massage therapists and need for review.

The Board went off record for a break at 2:14 PM
The Board went back on record at 2:29 PM

The Board continued discussion of possible hygiene requirements for practicing Massage Therapists and agreed to do some additional homework and review of OSHA requirements and standards of practice.

The Board recessed for the day at 3:35 PM.

Thursday, July 23, 2015

AGENDA ITEM - CALL TO ORDER AND ROLL CALL

The meeting was called to order at 9:00 a.m. by Chairperson Amanda Unser.

Those present, constituting a quorum of the Board:

Amanda Unser, Licensed Massage Therapist
Traci Gilmour, Licensed Massage Therapist
Ron Gibbs, Licensed Massage Therapist
David Edwards-Smith, Licensed Massage Therapist

In attendance from the Department of Commerce, Community and Economic Development, Division of Corporations, Business and Professional Licensing, were:

 was: Upon a motion made by Amanda Unser and seconded by Ron Gibbs and approved unanimously, it

RESOLVED the Board amend proposed regulation 12 AAC 79.100(b)(2) to read:

“verification of massage therapy education as follows:

- (A) An official school transcript evidencing completion of a course of study of at least 500 hours of in-class supervised instruction and clinical work from a massage therapy school or program that
 - (i) Has authorization to operate under the Alaska Commission on post-secondary education, or a similar entity from another state or
 - (ii) Is accredited by a nationally recognized accrediting agency; or
- (B) Satisfactory evidence of completion of a Board approved apprenticeship program.”

YES	NO	ABSTAIN
Traci Gilmour		
David Edwards-Smith		
Amanda Unser		
Ron Gibbs		

Upon a motion made by David Edwards-Smith and seconded by Ron Gibbs and approved unanimously, it was:

RESOLVED that the Board amend proposed regulation 12 AAC 79.100 (6) to read:

“Verification of having completed at least four hours of safety education in blood borne pathogens, universal and standard precautions within two years preceding the application.”

YES	NO	ABSTAIN
Traci Gilmour		
David Edwards-Smith		
Amanda Unser		
Ron Gibbs		

Upon a motion made by Amanda Unser and seconded by David Edwards-Smith, and approved unanimously, it was:

RESOLVED to amend proposed regulation 12 AAC 79.110 (b)(1)(B) and 12 AAC 79.110(b)(1)(c) to be combined to read:

“Information related to the grounds of disciplinary sanction as in AS 08.061.060.”

YES	NO	ABSTAIN
Traci Gilmour		
David Edwards-Smith		
Amanda Unser		

Upon a motion made by Amanda Unser and seconded by David Edwards-Smith and approved unanimously, it was:

RESOLVED to amend proposed regulation 12 AAC 79.210 (2)(d) to read:

“All continuing education must be provided by

- (a) Board approved massage therapy or bodywork therapy school or training program;
- (b) State institution of higher education as approved by the Board;
- (c) Local, state or national professional organization that serves the massage therapy profession including but not limited to: Associated Bodywork and Massage Professionals, The American Massage Therapy Association, The Federation of State Massage Therapy Boards and the National Certification Board for Therapeutic Massage and Bodywork;”

YES	NO	ABSTAIN
Traci Gilmour		
David Edwards-Smith		
Amanda Unser		
Ron Gibbs		

Upon a motion made by David Edwards-Smith and seconded by Ron Gibbs and approved unanimously, it was:

RESOLVED to amend the Code of Ethics, number 2 to read:

“I will provide treatment only where there is reasonable expectation that it will be advantageous to the client and will acknowledge the limitations of and contraindication for massage therapy and refer clients to appropriate healthcare professionals when indicated.”

YES	NO	ABSTAIN
Traci Gilmour		
David Edwards-Smith		
Amanda Unser		
Ron Gibbs		

Upon a motion made by David Edwards-Smith and seconded by Traci Gilmour and approved unanimously, it was

RESOLVED to amend the Standards of Practice, number 3 to read:

“Provide a setting that is safe and meets all applicable legal requirements for health safety sanitation hygiene, universal and standard precautions, in accordance with local, state and federal regulatory bodies including the guidelines set by the Center of Disease Control and Prevention (CDC), the National Institution of Health (NIH) and the Occupational Safety and Health Administration (OSHA).”

Amanda Unser		
Ron Gibbs		

Upon a motion made by Amanda Unser and seconded by Ron Gibbs and approved unanimously, it was

RESOLVED that the Alaska Board of Massage Therapists initiate membership with the Federation State Massage Therapy Boards and attend the annual meeting on October 8-10, 2015 by sending the Board Chairperson and Licensing Examiner as representatives of the Board.

YES	NO	ABSTAIN
Traci Gilmour		
David Edwards-Smith		
Amanda Unser		
Ron Gibbs		

The Board adjourned at 3:13 PM

Respectfully Submitted:



Karen Hudson, Licensing Supervisor

9/11/2015

Date



Amanda Unser, Chair

09/11/2015

Date