

**LOUISIANA BOARD OF MASSAGE THERAPY**

**MEETING MINUTES**

**MAY 16, 2014**

**I. CALL TO ORDER**

MARY DONKER SYVERSTEN CALLED TO ORDER THE REGULAR MEETING OF THE LBMT AT 10:00 AM ON MAY 16<sup>TH</sup>, 2014 AT THE LOUISIANA STATE ARCHIVES, 3851 ESSEN LANE, BATON ROUGE, LA 70809

**II. ROLL CALL**

THE FOLLOWING PERSONS WERE PRESENT:

DR. TIM HOBBS

SHARI HARTER

FAITH MILLER

MARY DONKER SYVERTSEN

LINDA STRICKLAND

COLLEEN CURRAN

SALLY RAYMOND

**III. APPROVAL OF THE MINUTES FROM LAST MEETING.**

SALLYE RAYMOND MOTIONED TO APPROVE THE MINUTES AS WRITTEN FROM THE LAST MEETING. COLLEEN CURRAN 2<sup>ND</sup> THE MOTION.

FAITH MILLER ABSTAINED, EVERYONE ELSE APPROVED.

**IV. FINANCIALS / TREASURERS REPORT:**

FAITH MILLER REVIEWED THE FINANCIALS WITH THE BOARD.

**V. FAITH MILLER MOTIONED TO AMEND THE AGENDA TO PUT THE BUDGET, THE EXECUTIVE DIRECTORS REPORT AND LEGAL DOWN TO 7, 8, & 9.**

SALLYE RAYMOND 2<sup>ND</sup> IT ALL APPROVED.

**VI. DISCIPLINARY ACTION PROCEDURE.**

RHONDA MCMANUS READ THE VERBIAGE SUGGESTED BY LEGAL COUNSEL IN REFERENCE TO UNLICENSED THERAPISTS AND ESTABLISHMENTS OUTSIDE OUR JURISDICTION. THE LBMT TAKES ITS ROLE OF PUBLIC PROTECTION SERIOUSLY; BUT, CAN ONLY ACT WITHIN ITS AUTHORITY AS A REGULATORY BOARD. IF YOU FEEL AN ESTABLISHMENT OR A THERAPIST IS VIOLATING THE LMT PRACTICE ACT YOU MAY FILE A COMPLAINT ON OUR

WEBSITE OR WITH THE LOCAL AUTHORITIES. WE AS A BOARD WILL NOT FILE A COMPLAINT WITH THE LOCAL LAW ENFORCEMENT; BUT, ENCOURAGE YOU TO DO SO IF YOU DESIRE CRIMINAL PROSECUTION.

FAITH MILLER MADE A MOTION TO ACCEPT THE VERBIAGE. SHARI HARTER 2<sup>ND</sup>. DR. TIM HOBBS ABSTAINED. THE I'S CARRIED IT.

**VII. POSTING OF DISCIPLINARY ACTION**

RHONDA MCMANUS PRESENTED THE QUOTE FROM FIREFLY TO IMPLEMENT DISCIPLINARY ACTIONS AND CEASE AND DESIST LETTERS ON THE WEBSITE.

FAITH MILLER MOTIONED TO ACCEPT THE FIREFLY QUOTE AND SALLYE RAYMOND 2<sup>ND</sup>. ALL APPROVED.

**VIII. SALLYE RAYMOND MOTIONED TO MOVE THE LITIGATION DISCUSSION TO RIGHT BEFORE LUNCH.**

LINDA STRICKLAND 2<sup>ND</sup> AND ALL APPROVED.

**IX. NEW BUSINESS:**

**1. CONTRACTS - RHONDA MCMANUS PRESENTED THE CONTRACTS.**

A. FAITH MILLER MOTIONED TO ACCEPT MARY SUE STAGES CPA CONTRACT.

SALLYE RAYMOND 2<sup>ND</sup> ALL APPROVED.

B. FAITH MILLER MOTIONED TO ACCEPT THE CONTRACT FOR ADVANCED INVESTIGATIVE TECHNOLOGIES, LLC.

LINDA STRICKLAND 2<sup>ND</sup>. ALL APPROVED.

C. LINDA STRICKLAND MOTIONED TO RENEW THE CONTRACT FOR JLH NETWORKING LLC.

SALLY RAYMOND 2<sup>nd</sup>. ALL APPROVED.

D. FAITH MILLER MOTIONED TO ACCEPT THE CONTRACT FOR KANTROW, SPAHT, WEAVER, AND BLITZER.

COLLEEN CURRAN 2<sup>ND</sup>. ALL APPROVED.

E. FAITH MILLER MOTIONED TO ACCEPT THE DEPARTMENT OF JUSTICE, OFFICE OF THE ATTORNEY GENERAL CONTRACT.

LINDA STRICKLAND 2<sup>ND</sup>. ALL APPROVED.

**2. FSMTB MEMBERSHIP RENEWAL - SALLYE RAYMOND MOTIONED TO ACCEPT THE MEMBERSHIP RENEWAL AND FAITH MILLER 2<sup>ND</sup>. ALL APPROVED.**

SALLYE RAYMOND MOTIONED TO AMEND THE AGENDA TO MOVE APPLICATIONS TO THE LAST ITEM. LINDA STRICKLAND 2<sup>ND</sup>. ALL APPROVED.

**3. LICENSE DESIGN - LINDA STRICKLAND MADE A MOTION TO REDESIGN THE LA LICENSE WITH THE REMOVAL OF THE YEAR SCREENED IN-THE BACKGROUND. COLLEEN CURRAN 2<sup>ND</sup>. ALL APPROVED.**

FAITH MILLER MOTIONED TO MOVE #5 TO THE END OF THE AGENDA. LINDA STRICKLAND 2<sup>ND</sup>. ALL APPROVED.

**4. KATC-TV3 LAFAYETTE INTERVIEW**

A. CHAIRPERSON, MARY DONKER SYVERSTEN, WAS INTERVIEWED IN REFERENCE TO UNLICENSED MASSAGE ESTABLISHMENTS. THIS WAS DONE TO EDUCATE THE PUBLIC AND CAN BE VIEWED ON KATC – TV3'S WEBSITE.

B. FAITH MILLER MOTIONED TO ATTACH THE LAW ENFORCEMENT LETTER TO THE CEASE AND DESIST LETTER. SALLYE RAYMOND 2<sup>ND</sup>. ALL APPROVED.

**5. APPLICATIONS:**

A. APPLICANT: SARAH MAHNY FROM AUSTRALIA

SALLYE RAYMOND MOTIONED TO ACCEPT THE APPLICATION. LINDA STRICKLAND 2<sup>ND</sup>. ALL APPROVED.

B. APPLICANT: TRACY WILSON MERRITT, SAN DIEGO, CA.

SALLYE RAYMOND MOTIONED TO ACCEPT THE APPLICATION. FAITH MILLER 2<sup>ND</sup>. ALL APPROVED.

**X.** FAITH MILLER MOTIONED TO GO INTO EXECUTIVE SESSION. SALLYE RAYMOND 2<sup>ND</sup>. ALL APPROVED.

**XI.** FAITH MILLER MOTIONED TO COME OUT OF EXECUTIVE SESSION. COLLEEN CURRAN 2<sup>ND</sup>. ALL APPROVED.

A. FAITH MILLER MOTIONED TO MOVE FORWARD WITH CASE #608065. SALLYE RAYMOND 2<sup>ND</sup>. ALL APPROVED.

**XII.** SALLYE RAYMOND MOTIONED TO ADJOURN FOR LUNCH AT 12:15. COLLEEN CURRAN 2<sup>ND</sup>. ALL APPROVED.

A. THE BOARD RECONVENED FROM LUNCH AT 12:48.

**XIII. EXECUTIVE DIRECTORS REPORT:**

A. RHONDA MCMANUS GAVE THE EXECUTIVE DIRECTORS REPORT:

1. CONTINUING EDUCATION PROGRAMS CAN BE SEARCHED ON THE WEBSITE VERSUS AN EXCEL SPREADSHEET. THIS CHANGE WILL BE MORE USEFUL TO THE USER.

2. SINCE LAST MEETING WE HAVE HAD 15 COMPLAINTS. THE NEW INVESTIGATIVE INCREASE IS IMPERATIVE.

3. RENEWAL SEASON - WORKED 2549 APPLICATIONS.

**XIV. LEGAL**

A. PUBLIC RECORDS EXCEPTION...DISCUSSED LBMT EXEMPT FROM LA RS 44:4 PUBLIC RECORDS LAW.

B. FAITH MILLER MOTIONED TO HAVE THE STAFF GO THROUGH GENERAL COUNSEL INSTEAD OF THE CIO WHEN DEALING WITH BACKGROUND QUESTIONS AND CRIMINAL HISTORY.

LINDA STRICKLAND 2<sup>ND</sup>. ALL APPROVED.

C. FAITH MILLER MOTIONED TO LOOK INTO THE REQUIREMENTS TO MODIFY A SUBSECTION IN OUR RULES. LINDA STRICKLAND 2<sup>ND</sup>. ALL APPROVED.

D. FAITH MILLER MOTIONED TO CREATE THE MEANING OF A SUBSTANTIALLY CONFORMED POLICY AND TO CREATE A TASK FORCE CONSISTING OF TWO BOARD MEMBERS, SALLYE RAYMOND AND SHARI HARTER.

LINDA STRICKLAND 2<sup>ND</sup>. ALL APPROVED.

E. SUPPORT ENFORCEMENT

LINDA STRICKLAND MOTIONED TO FOLLOW THE LAW FROM THE DEPARTMENT OF SUPPORT ENFORCEMENT WHEN WE RECEIVE A NOTICE OF NONCOMPLIANCE AND SUSPEND THE LICENSE.

SALLYE RAYMOND 2<sup>ND</sup>. ALL APPROVED.

**XV. BUDGET**

A. LINDA STRICKLAND MOTIONED TO TABLE THE BUDGET UNTIL THE NEXT MEETING.

COLLEEN CURRAN 2<sup>ND</sup>. ALL APPROVED.

COLLEEN CURRAN MOTIONED TO TAKE A 10 MINUTE BREAK. LINDA STRICKLAND 2<sup>ND</sup>. ALL APPROVED.

**XVI. RECIPROCITY**

A. SALLYE RAYMOND MOTIONED THAT SUBSTANTIALLY CONFORM MEANS ONE CURRENTLY, ACTIVELY LICENSED IN ANOTHER STATE, HAVE FORMAL SCHOOLING IN MASSAGE THERAPY, AND PASS A NATIONAL EXAM OR MBLX.

SHARI HARTER 2<sup>nd</sup>. ALL APPROVED.

B. FAITH MILLER MADE A MOTION TO DISSOLVE THE COMMITTEE FORMED TO DEFINE SUBSTANTIALLY CONFORMED.

COLLEEN CURRAN 2<sup>ND</sup>. ALL APPROVED.

SALLYE RAYMOND MOTIONED TO ADJOURN AT 2:35PM.

LINDA STRICKLAND 2<sup>ND</sup>. ALL APPROVED.

MINUTES SUBMITTED BY:

SHARI HARTER, SECRETARY