



NORTH CAROLINA BOARD of MASSAGE AND BODYWORK THERAPY

Mailing Address: PO Box 2539, Raleigh, NC 27602 Phone: 919.546.0050
Location Address: 150 Fayetteville Street Mall, Suite 1900, Raleigh, NC 27601

OPEN SESSION MINUTES

June 13, 2013; 10:00 a.m. – 1:20 p.m.

**Wachovia Capitol Center Building
150 Fayetteville Street, 13th Floor Large Conference Room, Raleigh, NC 27601**

"The mission of the NCBMBT is to regulate the practice of massage and bodywork therapy in the State of North Carolina to ensure competency, and to protect the public health, safety and welfare."

TIME AND PLACE

The North Carolina Board of Massage and Bodywork Therapy met in Open Session in the offices of the Board on June 13, 2013 at 10:00 a.m.

MEMBERS PRESENT

Dr. Edwin Preston, Mr. Josh Herman, Ms. Darinda Davis, Ms. Renee Hays and Mr. David Bedington

MEMBERS ABSENT

Ms. Candace Frye and Mr. Robby Brown

OTHERS PRESENT

Mr. Charles Wilkins and Mr. Ben Thompson, Legal Counsel to the Board, Ms. Elizabeth Welden, Administrative Director and Ms. Julia Lancaster, Administrative Assistant

CHAIR

Dr. Preston

RECORDING SECRETARY

Ms. Welden

CONFLICT OF INTEREST

Dr. Preston asked if any Board member had any conflict of interest with any item on the meeting's agenda. Mr. Herman recused himself from any discussion or decision regarding Nicholas Dunwell and Miller Motte Colleges. There being no other conflict, the agenda was approved.

APPROVAL OF MINUTES

The Board approved its minutes of April 18, 2013.

TREASURER'S REPORT

The Treasurer's Report was reviewed and approved as presented.

ADMINISTRATIVE REPORTS

Mr. Wilkins reported:

New Rules

There are no rules scheduled for review.

Status of Amendments to Practice Act

There are no amendments to the Practice Act scheduled for consideration.

Disciplinary Hearings

There are no hearings scheduled for today.

Consent Orders

Mr. Wilkins informed the Board of complaints filed against Annaliese Koltermann, Haywood Brook Wagner, Brandee Wellman and Amanda Herndon for allegedly practicing with an expired license. The Board agreed to consider Consent Orders for all four complaints in Closed Session.

Ms. Welden reported:

Licensee Report

13,053 licenses have been issued
7,871 active licenses

Renewal Report

There are 4,178 licensees scheduled to renew for the 2013-2014 renewal period as well as 498 licenses that expired on December 31, 2010 and could renew by December 31, 2012. To date 3,929 therapists have renewed. To date 747 therapists have not renewed and received a late renewal letter. Also, 659 therapists renewed between November 1, 2012 and December 31, 2012 and received a Letter of Reprimand.

COMMITTEE REPORTS

Policy Committee

Dr. Preston reported the Committee met May 23, 2013, and discussed the matters set forth in the minutes of the Committee.

Ionized foot baths

Dr. Preston reported the Committee reviewed and discussed an email regarding ionized foot baths. Upon motion made, seconded and passed, the Board agreed to accept the Committee's recommendation that ionized foot baths are a modality within the scope of practice of Massage and Bodywork Therapy, is not included in the exemption of electrical stimulation, and a therapist offer offering and providing ionized foot baths must be trained and competent to do so and such training must documented and competency must be demonstrated.

Rosen CE recommendation

Dr. Preston reported the Committee reviewed and discussed Mr. Rosen's email of February 15, 2013, The National Continuing Education Registry "white paper" attached, and Ms. Nancy Toner Weinberger's comments on the issues. The Board discussed options for approval of continuing education and how it is regulated. Upon motion made, seconded and passed, the Board agreed with the Committee's recommendation to reiterate its letter and resolution to the FSMTB and provide input to the establishment of an FSMTB CE approval program by participating on a committee once established or as otherwise appropriate.

Long Range Plan/Board Retreat

Dr. Preston reported the Committee agreed to plan a strategic planning retreat for 2014. Mr. Wilkins and Ms. Welden agreed to develop a report on what items have been completed from the 2010 strategic planning retreat and suggestions of what needs to be discussed in 2014. Upon motion made, seconded and passed, the Board agreed to discuss topics in the Fall of 2013 for a retreat in 2014.

License Standards Committee

Mr. Bedington reported the Committee met June 12, 2013, and discussed the matters set forth in the minutes of the Committee.

Missing curricula discussion

Mr. Bedington reported the Committee discussed the missing curricula chart used as a guideline by the Committee when reviewing applications for licensure. Upon motion made, seconded and passed, the Board agreed with the Committee's recommendation to refer the matter back to the Licensing Standards Committee to develop another survey to the NC Board approved schools and to also consider developing a list of CE providers willing to help applicants who are lacking hours.

Nicholas Dunwell

Mr. Dunwell appeared before the Board to appeal the decision by the Licensing Standards Committee denying his application for a license.

School Approval Committee

Ms. Davis reported the Committee met by conference call on June 5, 2013 and June 10, 2013, and discussed the matters set forth in the minutes of the Committee.

College of Wilmington

Upon motion made, seconded and passed, the Board approved College of Wilmington for two years and added the school to the list of approved schools.

2013 Renewals

The Committee reviewed the 2013 renewals received from the 13 schools required to renew this year along with the summaries and survey reports produced by M&M Consulting. Mr. Herman recused himself from voting on the school renewals that related to Miller Motte Colleges. The Committee recommended the Board approve the following thirteen schools for the terms stated.

Upon motion made, seconded and passed, the following schools were approved for one or two years as designated:

1. American & European Massage Clinic, Inc. - approved for 2 years
2. Asheville School of Massage & Yoga - approved for 2 years
3. Body Therapy Institute - approved for 2 years
4. Center for Massage & Natural Health - approved for 2 years
5. Kneaded Energy School of Massage - approved for 1 year
6. Living Arts Institute - approved for 1 year
7. Maiden School of Massage and Bodywork - approved for 1 year
8. Miller-Motte College, Fayetteville - approved for 1 year;
9. Miller-Motte College, Greenville - approved for 1 year
10. Mount Eagle Institute - approved for 1 year
11. North Carolina School of Advanced Bodywork - approved for 1 year
12. NC Massage School - approved for 2 years
13. The Healing Arts & Massage School - approved for 2 years

The following six schools did not have to renew in 2013 but are scheduled to renew in 2014 along with the above seven schools that received a one year renewal:

1. Medical Arts Massage School
2. Miller-Motte College, Cary
3. Miller-Motte College, Wilmington
4. NC School of Advanced Bodywork, Inc.
5. Southeastern Institute

6. Therapeutic Massage Training Institute

Surveys

Ms. Davis reported on the importance of the survey response information to assist the Committee as it reviews school renewals.

Establishment Regulation Committee

Mr. Herman reported the Committee plans to meet in the next few weeks and to have a report for the Board to consider at the August 2013 meeting.

Communications Committee

No report.

OLD BUSINESS

SBI/FBI Audit Report

The Board reviewed the SBI/FBI Audit Report.

NEW BUSINESS

2013 CLEAR Annual Educational Conference

The 2013 CLEAR Annual Educational Conference will be held in St. Louis, Missouri, October 3rd-5th, 2013.

2013 CAC Annual Meeting

The 2013 CAC Annual Meeting will be held in Seattle, Washington, October 29th-30th, 2013.

NC General Assembly Proposed Laws Affecting Licensing Boards

Mr. Wilkins reported on proposed laws pending in the NC General Assembly that may affect licensing boards.

NCBTMB CEO Announcement

The Board reviewed the email dated May 22, 2013 from Lori Ohlmann regarding the NCBTMB CEO announcement.

CAMTC Action Against CA Massage Schools

The Board reviewed the article regarding CAMTC's action against thirty-six massage schools operating in California and the CAMTC's refusal to accept transcripts for licensure as proof that education was received.

PUBLIC COMMENT

The Board received comments from the public.

CLOSED SESSION

Upon motion made, seconded, and passed, and pursuant to NCGS 143-318.11(a)(1), (3) and (7) as well as NCGS 143-318.18(6), the Board went into Closed Session at 12:05 p.m.

RETURN TO OPEN SESSION

The Board returned to Open Session at 1:20 p.m.

Annaliese Koltermann

The Board reported Ms. Koltermann’s signed Consent Order was approved.

Haywood Brook Wagner

The Board reported Ms. Wagner’s signed Consent Order was approved.

Brandee Wellman

The Board reported Ms. Wellman’s signed Consent Order was approved.

Amanda Herndon

The Board reported Ms. Herndon’s signed Consent Order was approved.

Nicholas Dunwell

The Board reported Mr. Dunwell will be granted a conditional license and will be required to provide the Board with an updated criminal history record check with his next two renewals.

ADJOURNMENT

Upon motion duly made, seconded and passed, the meeting was adjourned at 1:20 p.m.

Dr. Edwin Preston, Chair

Josh Herman, Treasurer