Meeting Minutes
IOWA BOARD OF MASSAGE THERAPY
December 4, 2012
Lucas State Office Building, 5th Floor Conference Room #526
Des Moines, Iowa

Call to Order:
The meeting was called to order at 10:01am by Mary Belieu, Chair.

Roll Call:
Members Present:
Larry Dallenbach, Licensed Massage Therapist
Adam Schweers, Public Member
Mary Belieu, Public Member
Coy Clark, Public Member
Jill Ellsworth, Licensed Massage Therapist
Rhonda Reif, Licensed Massage Therapist

Staff Present:
Pierce Wilson, Board Executive
Tammy Hidlebaugh, Licensure Specialist
Barb Christiansen, Administrative Assistance
Meghan Gavin, AAG
Barb Huey, Bureau Chief

Guests Present:
Pearce Laxamana, Director of the Iowa Massage Institute

Review Agenda:

Approval of Minutes:
A motion was made by Schweers to approve the meeting minutes of September 25, 2012. A second was received from Ellsworth. All ayes, opposed none, motion carried.

Public Comment: None

Reports:
Chair: None
Board Executive: Pierce gave a Bureau and Legislative update. The Amanda System is experiencing some delays which are pushing back the roll out date.

Bureau Chief: None
AAG: Executive Order 80 was reviewed with board members.

Applications:
Andrea Grace – Applicant currently is on criminal probation. Members agreed to grant licensure with a Consent Agreement.

A motion was made by Schweers to approve the application of Andrea Grace for licensure by consent agreement. A second was received from Ellsworth. All ayes, opposed none, motion carried.

Jordan Brown: Consent Agreement prepared but Mr. Brown has indicated that he is no longer pursuing licensure. Meghan recommended that he be allowed to withdraw his application for licensure if he no longer wants to pursue licensure. This will be noted in his electronic record in case he should apply for licensure some time in the future.

A motion was made by Belieu to enter into closed session at 10:26am to discuss confidential material related to applications and complaints according to Iowa Code Chapter 21.5(1) a and d. A second was received from Schweers. Roll call taken
Dallenbach - aye
Ellsworth - aye
Schweers - aye
Clark - aye
Reif – aye
Belieu – aye
Motion carried.

The Board moved into closed session.

Board returned to open session at 12:12pm

Follow up from Closed Session:

A motion was made by Ellsworth to approve the Combined Settlement Agreements for case number #12-013. A second was received from Schweers. All ayes, opposed none, motion carried.

A motion was made by Ellsworth to approve the Combined Settlement Agreement for cases #12-016. A second was received from Schweers. All ayes, opposed none, motion carried

A motion was made by Schweers to close cases #12-001 and #12-002. A second was received from Dallenbach. All ayes, opposed none, motion carried.

Case #12-005 – David North is an unlicensed individual advertising and practicing holistic medicine and massage therapy. Meghan prepared a notice to Mr. North that the board intends to impose a civil penalty for his unlicensed practice. North has thirty days after receipt of the letter to call and schedule a hearing. If North does request a hearing in the thirty days Megan will schedule that date. If no call is received Megan will determine the amount of the civil penalty that will be imposed. If North does not pay the fine then the board can impose up to $1,000 per day that he does not comply with the order not to exceed $10,000. If North still does not comply this case can be referred to the Offset Program and should the State of Iowa owe North any money (example: tax refund), the state can take the money owed to them before North would receive any money.

A motion was made by Dallenbach to approve the sending, by Certified Mail, of an Intent to Impose a Civil Penalty to David North. A second was received from Clark. All ayes, opposed none, motion carried.

Board took a break at 12:35pm.

Hearings began at 1:00 p.m.

A motion was made by Belieu to adjourn the meeting at 6:28 p.m. A second was received from Dallenbach. All ayes, opposed none, motion carried.