

Meeting Minutes  
IOWA BOARD OF MASSAGE THERAPY  
June 4, 2013  
Lucas State Office Building, 5<sup>th</sup> Floor Conference Room #526  
Des Moines, Iowa

**Call to Order:**

The meeting was called to order by Pierce Wilson, Board Executive at 9: 04 a.m.

**Roll Call:**

Members Present:

Adam Schweers, Public Member

Jill Ellsworth, LMT

Coy Clark, Public Member

Khrystyne Napolitano, LMT

Christina Michael, Public Member

Rhonda Rief, LMT

Members Absent:

Larry Dallenbach, LMT

Staff Present:

Pierce Wilson, Board Executive

Barb Huey, Bureau Chief

Tammy Hidlebaugh, Licensure Specialist

Barb Christiansen, Administrative Assistant

Marvin Firch, Outreach & Education Coordinator

Meghan Gavin, AAG

Laura Cathelyn, AAG

Guests Present:

Zachary Flick

Joyce McKinley

**Review Agenda:**

**Hearing:** Cancelled

**Approval of Minutes:**

A motion was made by Schweers to approve the meeting minutes of March 5, 2013. A second was received from Clark. All ayes, opposed none, motion carried.

**Public Comment:** None

**Elections:**

A motion was made Clark to nominate and Jill Ellsworth as chair. A second was received from Schweers.

All ayes, opposed none, roll call taken

Schweers – aye

Ellsworth – aye

Clark – aye

Reif – aye

Napolitano – aye

Michael – aye

Motion carried

A motion was made by Ellsworth to nominate and Rhonda Reif as vice chair A second was received from Clark. All ayes, opposed none, roll call taken

Schweers – aye

Ellsworth – aye

Clark – aye

Reif – aye

Napolitano – aye

Michael – aye

Motion carried.

Pierce turned the meeting over to Jill as newly elected chairperson.

**Reports:**

Chair: Jill Ellsworth had nothing to report as newly elected chairperson.

Board Executive: Pierce Wilson reported that this board will have a new AAG, Laura Cathelyn. Pierce expressed how great it has been working with Meghan on this board. Meghan has represented this board with professionalism and dedication. Pierce spoke about unlicensed individuals and advertising on Craig's List. Complainants need to have first hand knowledge or proof of some kind that a person is in fact practicing without a license. Massage Therapy board does have authorization to bring discipline against an unlicensed individual. A referral can be made to county attorney office, but rarely is there any response from the counties on these referrals.

Bureau Chief: Barb Huey welcomed the new board members.

AAG: Meghan introduced Laura Cathelyn. Laura provided a little background of herself.

Marvin Firch, Bureau Outreach & Education Coordinator, gave an orientation presentation for members.

Meghan Gavin provided an overview of Board member role and responsibilities.

Board took a break at 10:25 a.m. and returned to open session at 10:40 a.m.

Pierce asked Chairperson Jill Ellsworth to appoint three members to a discipline committee. Jill asked for volunteers. Clark and Michael volunteered as public members. Jill will check with Larry Dallenbach to see if he is interested in continuing to serve on that committee. The bureau will send out the cases that will be discussed at the next meeting. The discipline committee will begin at 8 a.m. the mornings before the full board meetings.

**Applications/Petitions for Waivers/Exemption and Extension Requests:**

Jordan Brown has requested to withdraw his application.

Guangdong Bai and Lanli Liu – Both have attended schools that have lost their certifications. Recommendation was made by Meghan to Issue an Intent to Deny. This provides due process including an opportunity for a hearing if they want. Laura will bring back to the board an Intent to Deny at the September 3, 2013 for board consideration.

Coyne – Attended a school in Florida and has less than the 600 hours required. She has also attended another school in Iowa but has not provided any documentation from either schools with a transcript showing all hours totaling 600 or more hours. The application will remain pending until the Board receives the necessary documentation.

Meghan presented the applications of Jennifer Dougherty, Jine Fan, Guihua Li with draft preliminary Intent to Deny notifications for review by the board members. Members discussed the applications and draft preliminary intent to deny documents.

A motion was made by Clark to approve the Intent to Deny documents. A second was received from Schweers. All ayes, opposed none, roll call taken.

Schweers – aye

Ellsworth – aye

Clark – aye

Reif – aye

Napolitano – aye

Michael – aye

Motion carried.

Natasha Newhouse - Individual did not wait to receive her license but immediately opened up a massage therapy office. Board recommends a Consent Agreement for this case.

A motion was made by Schweers to approve the Consent Agreement as written. Discussion followed about continuing education hours that are required in the order. A second was received from Clark. All ayes, opposed none, roll call taken

Schweers – aye

Ellsworth – aye

Clark – aye

Reif - aye

Napolitano – aye

Michael – aye

Motion carried

**New Business:**

David North is a holistic healer that has been found to practice massage therapy without a license. Board filed a Notice of Intent to Impose a Civil Penalty. The board has not heard from the individual since mailing the Notice of Intent to Impose a Civil Penalty.

A motion was made by Ellsworth to impose a civil penalty in the amount of \$1000. A second was received from Napolitano. If individual does not pay the civil penalty it will be turned over to the State's Off Set Program. Roll call taken

Schweers – aye

Ellsworth – aye

Clark – aye

Reif – aye

Napolitano – aye

Michael – aye

Motion carried.

**Old Business:** Discussion regarding continuing education was delayed to next meeting.

**Closed Session – Complaints:**

A motion was made by Schweers to enter into closed session at 12:12 p.m. 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 Reif. Roll call taken

Schweers – aye

Ellsworth – aye

Clark – aye

Reif – aye

Napolitano – aye

Michael – aye

Motion carried.

**Open Session Discussion:**

A motion was made by Clark to close the following case #11-027, #12-0021, #12-023, #12-024, #12-026, #12-033, #12-034, #11-020, and #11-024. A second was received from Schweers. Roll call taken

Schweers – aye

Ellsworth – aye

Clark – aye

Reif – aye

Napolitano – aye

Michael – aye

Motion carried.

A motion was made by Schweers to approve as drafted the Statement of Charges for Bruce Morgan case # 12-025. A second was received from Clark. Roll call taken

Schweers – aye

Ellsworth – aye

Clark – aye

Reif – aye

Napolitano – aye

Michael – aye

Motion carried.

A motion was made by Clark to approve the Settlement Agreement as amended on case #12-004. A second was received from Schweers. Roll call taken

Schweers – aye

Ellsworth – aye

Clark – aye

Reif – aye

Napolitano – aye

Michael – aye

Motion carried.

**Future Board Meetings:**

September 3, 2013

**Adjournment:**

A motion was made by Clark to adjourn the meeting at 12:56 p.m. A second was received from Napolitano. All ayes, opposed none, motion carried.