

GEORGIA BOARD OF MASSAGE THERAPY
Board Teleconference Minutes
August 31, 2017 – 1:30 p.m.

The Georgia Board of Massage Therapy met via teleconference on Thursday, August 31, 2017. The following members were present:

Board Members Present

Craig Knowles, Board Chair
Jennifer Clay, Vice Chair
Pam Nichols, Board Member

Administrative Staff Present

Adrienne Price, Executive Director
Michelle Foster, Board Support Specialist
Kathy Osier, Licensing Supervisor

Visitors Present

No Visitors present.

Attorney General's Office Present

No Attorney present.

Call to Order Mr. Knowles established that a quorum was present and called the meeting to order at 1:37 p.m.

OPEN SESSION

Agenda Ms. Nichols motioned, Ms. Clay seconded and the Board voted unanimously in favor of the motion to accept the agenda as presented.

Open Session Minutes

1. August 24, 2017 Board Meeting Minutes

Ms. Clay motioned, Ms. Nichols seconded and the Board voted unanimously in favor of the motion to approve the August 24, 2017 open session Board meeting minutes as presented.

2. August 25, 2017 Board Meeting Minutes

Ms. Clay motioned, Ms. Nichols seconded and the Board voted unanimously in favor of the motion to approve the August 25, 2017 open session Board meeting minutes as presented.

Board Member Elections

1. Application Cognizant

The Board tabled the election of the Board's Application Cognizant. The current Application Cognizant will remain in the position until which time the Board votes on the position.

False Advertisements by CE Providers

Ms. Nichols motioned, Ms. Clay seconded and the Board voted unanimously in favor of the motion to notify Qi Revolution that their Qigong continuing education courses are not accepted towards license renewal requirements for the state of Georgia as of November 1, 2016 and that this change is not reflected on their website and advertising.

Ms. Nichols motioned, Ms. Clay seconded, and the Board voted to enter into Executive Session in accordance with O.C.G.A. § 43-1-2(k) (1) (2), O.C.G.A. § 50-14-2(1), O.C.G.A. § 43-1-2(k) (4), O.C.G.A. § 43-1-19(h) (2) & (4) to receive and review information pertaining to applications. Voting in favor of the motion were those present who included Board members: Craig Knowles, Jennifer Clay and Pam Nichols.

At the conclusion of Executive Session on Thursday, August 31, 2017, Mr. Knowles declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq. No votes were taken during executive session.

OPEN SESSION

Executive Session Minutes

1. August 24, 2017 Executive Board Meeting Minutes

Ms. Nichols motioned, Ms. Clay seconded and the Board voted unanimously in favor of the motion to approve the August 24, 2017 executive session Board meeting minutes as presented.

2. August 25, 2017 Executive Board Meeting Minutes

Ms. Nichols motioned, Ms. Clay seconded and the Board voted unanimously in favor of the motion to approve the August 25, 2017 executive session Board meeting minutes as presented.

AG MEMO

The Board accepts the Attorney General’s Memorandum as presented.

Legal Services

- 1. **LEGAL MEMO – MT170081** Ms. Clay motioned, Ms. Nichols seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and renew the license. Notify the licensee that Cupping continuing education courses are no longer accepted by the Board to fulfill license renewal requirements as of November 1, 2016.
- 2. **LEGAL MEMO – MT170043** Ms. Nichols motioned, Ms. Clay seconded and the Board voted unanimously in favor of the motion to uphold previous motion.
- 3. **LEGAL MEMO – MT170092** Ms. Clay motioned, Ms. Nichols seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and notify the licensee they have sixty (60) days from the date of notification to submit proof of completion of twelve (12) hours of hands-on CE courses which meet the requirements set forth in the laws, rules and regulations under which the license was sought; and a failure to do so, in accordance with the laws, rules and regulations, will result in the revocation of licensure, without a prior hearing, for failure to meet the qualifications or standards for issuance of the license [O.C.G.A. §§ 43-1-19(a)(1); 43-24A-14(b-d); § 43-24A-17].
- 4. **LEGAL MEMO – MT170097** Ms. Clay motioned, Ms. Nichols seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and renew the license. Flag for CE audit.
- 5. **LEGAL MEMO – MT170078** Ms. Clay motioned, Ms. Nichols seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and renew the license. Flag for CE audit.

MT Ratification List for Referrals to Legal Services for Disciplinary Action List for CE Audit

Ms. Nichols motioned, Ms. Clay seconded and the Board voted unanimously in favor of the motion to rescind the previous motion made during the August 25, 2017 Board meeting regarding Referrals to Legal Services for Disciplinary Action for CC Audit. Ms. Clay motioned, Ms. Nichols seconded and the Board voted unanimously in favor of the motion to refer the updated list as posted to legal services for a Private Consent Order for the following list of licensees to include a fine of \$500 to be paid within ninety (90) days of the docket date and in some cases, completion of continuing education requirements for the biennium ending October 31, 2016. In addition, the CE hours used to satisfy the terms of a Private Consent Order may NOT be used to satisfy the CE requirement of any subsequent renewal cycle.

MT170108	MT170109	MT170110	MT170112	MT170116	MT170121
MT170122	MT170124	MT170126	MT170127	MT170128	MT170129
MT170130	MT170131	MT170132	MT170135	MT170139	MT170140
MT180003	MT180004	MT180007	MT180012	MT180013	MT180015
MT180017	MT180018	MT180022	MT180024	MT180025	MT180026
MT180027	MT180028	MT180029	MT180030	MT180031	MT180032
MT180033	MT180035	MT180036	MT180037	MT180039	MT180042
MT180044	MT180047	MT180068	MT180069	MT180070	MT180071
MT180072	MT180073	MT180074	MT180075	MT180076	MT180077
MT180079					

MT Ratification List for Revocation If Terms Not Satisfied Within Timeframe

Ms. Nichols motioned, Ms. Clay seconded and the Board voted unanimously in favor of the motion to notify each licensee associated with the following cases that he/she has sixty (60) days from the date of notification to submit proof of completion of the CE Courses and hours which meet the requirements set forth in the laws, rules and regulations under which the license was sought; and a failure to do so in accordance with the laws, rules and regulations will result in the revocation of licensure, without prior hearing, for failure to meet the qualifications or standards for issuance of the license [O.C.G.A. §§ 43-1-19(a)(1); 43-24A-14(b-d); § 43-24A-17].

MT170113	MT180010	MT170114	MT170113	MT180010	MT170114
MT170118	MT170119	MT180021	MT180043	MT180046	MT170117
MT170117	MT170133	MT170138	MT180002	MT180008	MT180009
MT180011	MT180020	MT180023	MT180034	MT180078	

Executive Discussion

1. MT180057 & MT180058

Mr. Knowles motioned, Ms. Nichols seconded and the Board voted unanimously, in accordance with O.C.G.A. § 50-13-18(c)(1), to refer the cases to the Attorney General’s Office for a Summary Suspension as the respondent poses an imminent danger to the public health, safety, and welfare and allow Enforcement to refer the investigative cases to the legal authorities for criminal prosecution in accordance with O.C.G.A. § 43-1-19(h)(2).

2. Application Update

Ms. Clay motioned, Ms. Nichols seconded and the Board voted unanimously in favor of the motion to update massage therapy applications to add the following language to the Background Information section: Any traffic violation that results in an arrest warrant, arrest and/or jail time is not a minor traffic violation.

Applications

1. MT170137

Ms. Nichols motioned, Ms. Clay seconded and the Board voted unanimously in favor of the motion to close the case with a Letter of Concern regarding submission of courses not accepted by the Board and reference to the Board Rule 345-4-.02, Board Policies A8 and A9 and section “Continuing Education Courses Not Accepted By The Board” on the Board website. Apply the earliest CE from the current biennium to the 2014 – 2016 biennium.

Adjournment With no further business to be discussed, the meeting was adjourned at 2:22 p.m.

Minutes recorded by: Michelle Foster, Board Support Specialist
Minutes reviewed and edited by: Kathy Osier, Licensing Supervisor & Adrienne Price, Executive Director
Minutes approved on: October 27, 2017

CRAIG KNOWLES
BOARD CHAIR

ADRIENNE PRICE
EXECUTIVE DIRECTOR