

DEPARTMENT OF HEALTH
DIVISION OF MEDICAL QUALITY ASSURANCE
BOARD OF MASSAGE THERAPY

MINUTES
Rules Workshop
October 19, 2011

Holiday Inn & Suites
2725 Graves Road
Tallahassee, FL 32303
(850) 536-2005

1 The meeting was called to order by Ms. Karen Ford, LMT, Chair, approximately 9:15 a.m. Those present
2 for all or part of the meeting included the following:

MEMBERS PRESENT:

Karen Ford, LMT, Chair
Bridget Burke-Wammack, LMT, V-Chair
Lydia Nixon, LMT (late)
Robert Smallwood, LMT

MEMBER ABSENT:

Lisa Oliver, Consumer Member (Excused)
William Stoehs, Consumer Member

BOARD COUNSEL:

Lee Ann Gustafson, Esquire
Assistant Attorney General

STAFF PRESENT:

Anthony Jusevitch, Executive Director
Paula Mask, Program Operations Administrator

COURT REPORTER:

Accurate Stenotype Reporters, Inc.
850.878.2254

DEPARTMENT PROSECUTING ATTORNEYS:

S. J. DiConcilio, Esquire
Manshi Shah, Esquire

3 ***Please note that the meeting minutes reflect the actual order agenda items were discussed during***
4 ***the meeting and may differ from the agenda outline.***

5 ***An audio of this meeting can be found by clicking on "Agenda Materials and Audio Files" at***
6 ***http://www.doh.state.fl.us/mqa/massage/ma_meeting.html***

7 **Introductory Comments** Lee Ann Gustafson, Assistant Attorney General

8 **Tab 4** **Rule 64B7-32.001, F.A.C., Definitions**

9 **Tab 6** **Rule 64B7-32.001, F.A.C., Definition, and Rule 32.003, F.A.C., Minimum**
10 **Requirements for Board Approved Massage Schools; Drafts submitted by Nancy**
11 **Browne, CEO Acupuncture & Massage College**

12 Ms. Browne, CEO, Acupuncture and Massage College, submitted a draft deleting the term "classroom
13 hour" in rules 64B7-32.001 and 32.003 and adding the terms "clock hour", "semester hour" and "credit
14 hour". She explained this was due to new federal guidelines.

1 After an extensive discussion, Ms. Gustafson advised the board rules shouldn't be amended on what is
2 anticipated by the Department of Education's regulations.

3 Ms. Gustafson stated Ms. Brown may submit proposed amendments to rules at any meeting in the future
4 when final guidelines are determined by the Department of Education.

5 The proposed language was changed to read:

6 **64B7-32.001 Definitions.**

7 For the purposes of this rule chapter a "classroom hour" shall be defined as no less than 50 minutes of
8 any one clock hour during which the student participates in a learning activity of the school. For the
9 coursework required in rule 64B7-32.003(1)(b) the participation must be in the physical presence of a
10 member of the faculty of the school.

11 The language will be presented at the general business meeting for final approval and vote.

12 Ms. Gustafson will review section 456.026, F.S., Education; substituting demonstration of competency for
13 clock-hour requirements, to determine if it impacts the rule language regarding "classroom hour".

14 **Tab 5 Rule 64B7-32.003, F.A.C., Minimum Requirements for Board Approved Massage**
15 **Schools**

16 The board reviewed Mr. Smallwood's and Mr. Jusevitch's proposed amendments to this rule.

17 After lengthy discussion, Ms. Gustafson and Mr. Jusevitch will redraft the rule based on the board's
18 suggestions and present to the board on Friday.

19 Ms. Gustafson will also review Department of Education's rule 64E-7 regarding faculty credentials should
20 the board wish to in the future address faculty credentials.

21 **Tab 1 Rule 64B7-25.001, F.A.C., Examination Requirements**

22 The board determined no amendments are recommended until the board has all the information
23 regarding the examinations. The Chair requested Ms. Gustafson to review all information related to the
24 settlement agreement on the national exams, what happened prior to the settlement agreement,
25 certification information on all the exams, and agreements with the exam entities.

26 Ms. Jennifer Wenhold, Bureau of Testing, Ms. Burke-Wammack, Ms. Gustafson and Mr. Jusevitch will
27 meet to discuss the examination agreements.

28 **Tab 2 Rule 64B7-25.003, F.A.C., General Areas of Competency for Licensure Examination (New)**

29 The board determined it would not move forward with this new rule at this time.

30 **Tab 3 Rule 64B7-28.0096, F.A.C., Continuing Education for Two Biennium Periods (New)**

31 This will not be considered at this time.

32 The rules workshop was adjourned at 2:30 p.m.