

**MINUTES
DEPARTMENT OF HEALTH
BOARD OF MASSAGE THERAPY
GENERAL BUSINESS MEETING**

**TELEPHONE CONFERENCE CALL
December 30, 2011**

CALL TO ORDER

The meeting was called to order by Ms. Ford, LMT, Chair, approximately 9:00 a.m. Those present 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
Robert Smallwood, LMT
Lisa Oliver, Consumer Member
William Stoehs, Consumer Member

STAFF PRESENT:

Paula Mask, Program Operations Administrator
Alexandra Alday, Regulation Specialist II

BOARD COUNSEL:

Lee Ann Gustafson, Esq.
Assistant Attorney General

COURT REPORTER:

For The Record
Office: 850.222-5491

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

1 **ADMINISTRATIVE PROCEEDINGS**

2 **MESSAGE THERAPIST APPLICANTS**

3 **Tab 1 Julie Cotton - Exam**

4 Ms. Cotton was present without counsel.

5 **Action Taken:** After discussion, Ms. Burke-Wammack moved to grant the license unencumbered. Ms.
6 Oliver seconded the motion which passed 4/2 with Mr. Smallwood and Ms. Nixon opposing the motion.

7 **Tab 2 Michelle Fahnestock – Exam**

8 Applicant was present without counsel.

9 **Action Taken:** After discussion, Ms. Burke-Wammack moved to grant the license with the following
10 conditions: 1) license be placed on probation for a term to run concurrent with the probation imposed by
11 the Court; 2) applicant submit written documentation that her court-ordered probation has been
12 terminated; and 3) delegated authority to the Executive Director to approve the documentation and
13 terminate the probation on the applicant's license. Motion seconded by Ms. Nixon and passed 5/1 with
14 Mr. Smallwood opposing the motion.

1 **Tab 3 Dawn Morales – Exam**

2 Applicant was not present but her mother, Wendy Morales, was present on her behalf.

3 **Action Taken:** After discussion, Mr. Smallwood moved to grant the license unencumbered. Mr. Stoehs
4 seconded the motion, which passed unanimously 6/0.

5 **Tab 8 Jason Badour-Williams – Exam - **Withdrawn*****

6 **Tab 9 Jennifer Culpepper – Exam**

7 Applicant was present without counsel.

8 **Action Taken:** After discussion, Ms. Burke-Wammack moved to grant the license with the condition to
9 obtain a PRN evaluation to determine if the applicant is safe to practice and accept the recommendation
10 of PRN and if recommended for contract and licensure, the Executive Director may issue the license
11 based on PRN's recommendation. Mr. Stoehs seconded the motion, which passed unanimously 6/0.

12 **Tab 10 Lauren Fitzgerald – Exam**

13 Applicant was present without counsel.

14 **Action Taken:** After discussion, Mr. Smallwood moved to grant the license with the following conditions:
15 1) license be placed on conditional status; 2) applicant submit written documentation verifying the
16 outcome of her case; and 3) delegated authority to the Executive Director to approve the documentation
17 and to lift conditional status from the applicant's license. Motion seconded by Ms. Nixon and passed
18 unanimously 6/0.

19 **Tab 11 Christopher Guidry – Exam**

20 Applicant was present without counsel.

21 **Action Taken:** After discussion, Mr. Smallwood moved to grant the license unencumbered.
22 Ms. Ford seconded the motion, which passed unanimously 6/0.

23 **Tab 12 Courtney Max – Exam**

24 Applicant was present without counsel.

25 **Action Taken:** After discussion, Ms. Ford moved to grant the license with the condition to obtain a PRN
26 evaluation to determine if the applicant is safe to practice and accept the recommendation of PRN and if
27 recommended for contract and licensure, the Executive Director may issue the license based on PRN's
28 recommendation. Ms. Burke-Wammack seconded the motion, which passed unanimously 6/0.

29 **Tab 16 Jennifer Templeton – REQUIRED**

30 Applicant was present without counsel.

1 **Action Taken:** After discussion, Mr. Stoehs moved to grant the license unencumbered. Ms. Burke-
2 Wammack seconded the motion, which passed unanimously 6/0.

3 **SECTION 456.0635, F.S. Applicants**

4 **Tab 4 James Steiner - Exam**

5 Applicant was present without counsel.

6 **ACTION TAKEN:** The applicant withdrew his application from consideration.

7 **Tab 5 Cuong Tran – Exam - ****Withdrawn******

8 **Tab 13 Cornelius Jones – Exam**

9 Applicant was present without counsel.

10 **ACTION TAKEN:** After discussion, Ms. Burke-Wammack moved to deny the application based on the
11 applicant's criminal history which revealed he was convicted of a felony under Chapter 893, Florida
12 Statutes. Mr. Smallwood seconded the motion, which passed unanimously 6/0. The board requested the
13 order state the applicant is permitted to file a written request to withdraw his application within 30 days
14 from the date the order is filed.

15 **Tab 14 Andrea Lethbridge – Exam**

16 Applicant was present without counsel.

17 **ACTION TAKEN:** The applicant withdrew her application from consideration.

18 **Tab 15 Brock McConnell – Exam**

19 Applicant was present without counsel.

20 **ACTION TAKEN:** The applicant withdrew his application from consideration

21 Ms. Ford advised the section 456.0635, F.S., applicants, that legislation has been proposed, Senate Bill
22 208, to revise the grounds under which the board is required to refuse to admit a candidate to an
23 examination and refuse to issue or renew a license. She emphasized to the applicants for them to contact
24 their respective local legislators for support of this legislation.

25 **NEW BUSINESS**

26 **Tab 7 Pending Legislation:**

- 27 • SB 80: Human Trafficking
28 • SB 1258: HIV/AIDs CE Requirement

29 Ms. Ford advised the board of the many PIP legislative bills before committees of the Legislature.

1 **MESSAGE SCHOOL APPLICANTS**

2 **Tab 6 The Institute for Therapeutic Massage; Red Bank, NJ**

3 After discussion on how to respond to out of state massage schools applying for Board approval and the
4 Board's position on students from these schools applying for licensure in Florida, a consensus was made
5 by the Board to provide two options for out of state schools requesting approval as a Florida board
6 approved school.

7 Option A is to require the school seeking Florida board approval to meet Florida's current core curriculum
8 as outlined in rule 64B7-32.003 and listing those additional courses or hours required.

9 Option B would be instead of meeting Florida's curriculum requirements, the students/graduates of their
10 school could apply to Florida for licensure and provide proof of passing a national massage exam and
11 documentation of the three courses required by Florida. These courses are: ten (10) hours Florida laws
12 and rules, three (3) hours HIV/AIDS education; and two (2) hours in the prevention of medical errors.

13 Meeting adjourned approximately 11:30 a.m.