



## ALABAMA BOARD OF MASSAGE THERAPY

2777 Zelda Road  
Montgomery, AL 36106  
334-420-7233  
334-263-6115 fax

### MINUTES Board Meeting Friday, August 9, 2013

The Alabama Board of Massage Therapy met on Friday, August 9, 2013, at the Board Office located at 2777 Zelda Road, Montgomery, Alabama, in order to conduct regular business. The following members were in attendance: Mr. Michael Stephens, Chair, Mr. Lance Gilliland, Vice Chair, Mr. Willie DeVold, member, and Ms. Gwen Motley, member. Members not in attendance were Mr. Foad Araiinejad, Ms. Donna Sertell and Ms. Angel Stacey. Also in attendance was Mr. Keith Warren (Executive Director), Bill Garrett (Board Counsel), Mr. Randy Barrows (Administrator), Mike James (Investigator) and Ms. Renee' Reames (Executive Secretary to Mr. Warren). A quorum was established and the meeting was called to order at 10:21 a.m.

Public notice of this meeting was published on the Secretary of State's web site at [www.sos.alabama.gov](http://www.sos.alabama.gov) in accordance with the requirements of the Alabama Open Meetings Act and advertised on the Board's web site at [www.almtbd.alabama.gov](http://www.almtbd.alabama.gov).

The minutes from the May 10, 2013 meeting were presented to the Board members for their review. Mr. Gilliland made a motion to approve the minutes as presented (available for viewing in the Board's Official Book of Minutes). The motion was seconded by Mr. DeVold and unanimously approved by the Board.

Mr. Warren presented the Executive Director's Report, to include the Financial Report (payment vouchers and deposits available for viewing in the Board's Official Book of Minutes) and current number of licensees and number of active complaints. A detail financial report of deposits and vouchers was presented for the Board's review. Ms. Motley made the motion to approve the Executive Director Report and Financial Report as presented. The motion was seconded by Mr. Gilliland and unanimously approved by the Board.

Mr. Warren reported that he had reviewed new applications for Massage Therapist license and presented one (1) application for special review by the Board. He reported that the applicant had presented a transcript from the Georgia Academy of Massage LLC and the NCBTMB had revoked the school as being an accredited school. Ms. Motley made a motion to deny the application because the school was not accredited by the NCBTMB at the time the applicant attended and graduated. The motion was seconded by Mr. DeVold and unanimously approved by the Board. Mr. Gilliland made a motion to ratify the approval of thirteen (13) applications for Massage Therapist license (a list of the approved application is available for viewing in the Board's official Book of Minutes). The motion was seconded by Ms. Motley and unanimously approved.

Mr. Gilliland made a motion to approve the application for Massage Therapy Instructor license as presented (a list of the approved application is available for viewing in the Board's official Book of Minutes). The motion was seconded by Ms. Motley and unanimously approved by the Board. The Board discussed increasing the fee for an instructor license.

Ms. Gilliland made a motion to approve the renewal application for Massage Therapy School as presented to the Board (a list of the approved application is available for viewing in the Board's official Book of Minutes). The motion was seconded by Mr. DeVold and unanimously approved by the Board.

Mr. DeVold made a motion to approve the Continuing Education Provider applications as presented (a list of the approved applications is available for viewing in the Board's official Book of Minutes). The motion was seconded by Mr. Gilliland and unanimously approved by the Board.

Mr. Warren presented a request for an establishment license exemption from Karma Medusa's Lair (available for viewing in the Board's official Book of Minutes). Mr. DeVold made a motion to deny the application for exemption, although the licensed massage therapist would be working part-time. The motion was seconded by Mr. Gilliland and unanimously approved by the Board. The Board suggested that the massage therapist apply for the Establishment license.

Mr. Warren reported that the Board meeting agenda for future meetings would contain hyperlinks to allow Board members to electronically access meeting documents and they were encouraged to bring their electronic equipment to the meetings. A sample agenda was provided to Board members.

Mr. Warren reported that he had met with several legislators and Representative Hubbard had indicated that he would make it priority to work on in the 2014 legislative session the proposed changes to the examination and fee requirements.

Mr. Warren presented the proposed Consent Order signed by Stephen Pounders, who did not have an individual or establishment license, operating out of his home. Mr. Gilliland made a motion to accept the consent order to include a fine of \$1000 and to immediately and permanently cease and desist in providing services. The motion was seconded by Mr. DeVold and unanimously approved by the Board. Mr. Garrett commented on the good job in investigating this case and reaching a settlement.

Mr. Warren reviewed the Rules' definition of examination and discussed accepting the FSMTB examination, in addition to the exams offered by NCBTMB. Section 34-43-5(5) of the statute was reviewed concerning the rights of the Board in offering an examination.

The Board was recessed by Mr. Stephens at 11:08 a.m.  
The Board reconvened at 11:16 a.m.

Mr. Gilliland made a motion to exercise the option to administer written examinations and to approve written examinations offered and administered by the National Certification Board for Therapeutic Massage and Bodywork and the Federation of the State Board of Massage Therapy effective August 9, 2013, as per Section 34-43-5(5), that states the Board retains the right to administer a written, oral, or practical examination. The motion was seconded by Ms. Motley and unanimously approved by the Board.

Mr. Warren commented on a recent establishment inspection of a business offering acupressure. Mr. James reported he made the inspection. Board discussed the modalities of massage therapy and therapeutic acupressure, along with related touch modalities, and it was the consensus of the Board that the practice of acupressure was related to soft tissue of the body and therapist were to be licensed by the Board.

Ms. Motley requested authorization to travel and attend the One Concept Canadian Massage and Chiropractic Conference beginning October 18, 2013. Mr. Gilliland made a motion to approve the travel to the Concept One conference in October. The motion was seconded by Mr. DeVold and unanimously approved by the Board.

The next meeting of the Board will be November 1, 2013.

There was no further business and Mr. Gilliland made a motion to adjourn the meeting. The motion was seconded by Mr. DeVold and Mr. Stephens adjourned the meeting at 10:39 a.m.

Respectfully Submitted,



Michael S. Stephens  
*Chair*



Keith E. Warren  
*Executive Director*