

THE BOARD OF MASSAGE THERAPY
Professional & Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by Section 92-7(b), Hawaii Revised Statutes ("HRS").

Date: Wednesday, August 12, 2015

Time: 9:00 a.m.

Place: King Kalakaua Conference Room
King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii 96813

Present: Olivia Nagashima, Massage Therapist, Chair
George Davis, Jr., Massage Therapist, Vice Chair
Paula Behnken, Public Member
Rodney J. Tam, Deputy Attorney General ("DAG")
Carlos Keen, Executive Officer ("EO")
Jennifer Fong, Secretary

Excused: Stephanie Bath, Massage Therapist

Guests: Shelagh Lampshire, Maui School of Therapeutic Massage
Anne Fritz, American Massage Therapy Association ("AMTA") – Hawaii Chapter
Arlene Estrella, AMTA – Hawaii Chapter
Lyna Morimoto, ICAOM
Allison Kozlowski, ICAOM
Wai Low, ICAOM

Agenda: The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by section 92-7(b), Hawaii Revised Statutes ("HRS").

1. Call to Order: There being a quorum present, the Chair called the meeting to order at 9:07 a.m.

2. Additions/
Additional
Distribution
to Agenda: EO Keen announced that the following was distributed to the Board members as additional distribution:

4. New Business

a. Letter from the Institute of Clinical Acupuncture and Oriental Medicine ("ICAOM") regarding accreditation

- Pages 4 and 5 of the January 28, 2010 Board of Massage Therapy Minutes of Meeting

3. Approval of Minutes of the July 1, 2015 Meeting: Upon a motion by Vice Chair Davis, seconded by Ms. Behnken, it was voted on and unanimously carried to approve the minutes of the July 1, 2015 meeting as circulated.

4. New Business: a. Letter from the Institute of Clinical Acupuncture and Oriental Medicine ("ICAOM") regarding accreditation

The Board reviewed ICAOM's letter in which they requested to be put on the agenda for clarification of their massage program.

Chair Nagashima asked the ICAOM representatives if they would like to address the Board.

Mr. Low stated that they are requesting clarification regarding the approval of schools. He distributed a copy of Hawaii Administrative Rules ("HAR") §16-84-48 to the Board and noted that section states that students who complete a course consisting of at least five hundred and seventy hours course from a curriculum approved school by the AMTA shall be eligible to sit for the written clinical competency examination. As ICAOM is a school member of the AMTA, he feels their students meet this requirement. He also stated that when ICAOM first started their massage program, they were licensed by the State Department of Education ("DOE"). They did not maintain their DOE license because the DOE told them that they did not need the license if they were nationally accredited.

Chair Nagashima noted that there are two issues in the ICAOM letter: 1) the documentation needed to provide proof of completing the education requirement; and 2) ICAOM's accreditation as a massage school/program. With regards to the documentation needed, Chair Nagashima noted that the requirements in the rules are specific with regards to the number of hours required. All students must provide documentation of completing at least 50 hours of anatomy, physiology, and structural kinesiology, at least 100 hours of theory and demonstration of massage and at least 420 hours of practical massage training. She asked if their curriculum meets those requirements.

Mr. Low stated that the curriculum includes Anatomy & Physiology I, Anatomy & Physiology II and a Kinesiology course. Each course is 45 hours. He noted that the courses which include theory and practice hours are part theory and part hands on.

Chair Nagashima informed Mr. Low that the Board does not accept hours in excess of the amount required to meet the education requirement. Also, excess hours in one area cannot be applied to meet a deficiency in another area. For example, based on Mr. Low's comments, students take a total of 135 anatomy, physiology and structural kinesiology hours. The Board only requires 50 anatomy, physiology and structural kinesiology hours. The remaining 85 hours cannot be applied towards theory and demonstration hours or the practical massage training hours. She also stated that in order for the hours to be accepted, the school must clearly document the hours.

Ms. Behnken noted that if a course includes both theory and practical training, the school will need to ensure that the hours for each are properly reflected in the student's documentation.

DAG Tam noted that ICAOM is an accredited acupuncture school, however, it appears that they are trying to get their curriculum to be accepted for both the acupuncture and massage professions. He stated that for each type of license, the school must meet each profession's requirements to obtain the license.

Chair Nagashima stated that the AMTA does not approve school curriculums. She does not know exactly when the AMTA stopped approving curriculum but it has been at least 4 1/2 years.

DAG Tam asked the ICAOM representatives if they have documentation of AMTA approving their curriculum.

Mr. Low said no but ICAOM had to submit their curriculum to become a school member.

DAG Tam asked Ms. Estrella and Ms. Fritz if they had any information about AMTA and their membership.

Ms. Estrella said that AMTA is a professional organization which accepts professional members, student members and school members. They are not an accrediting body.

Mr. Low asked why the AMTA requires them to provide their curriculum if they are not an accrediting body.

Ms. Estrella stated that as a professional member, she is required to provide proof that she is practicing such as the number of hours worked. She said schools may provide their curriculum for a similar reason. She reiterated that AMTA is not an accrediting body.

Chair Nagashima reported that when AMTA began, they created the Commission on Massage Therapy Accreditation (“COMTA”) to provide accreditation for schools. At some point, COMTA broke away from the AMTA and became a separate organization which is no longer affiliated with the AMTA. Since then, the AMTA does not provide school accreditation, therefore, they do not approve school curriculum.

Mr. Low said that when ICAOM began their massage program, they went to AMTA and asked to be a school member. AMTA told them to submit their curriculum. He asked how the Board approves schools.

Chair Nagashima stated that in Hawaii, private, trade and vocational schools including massage schools, are licensed by the State DOE. The Board approves workshops, apprentice permits, massage therapist licenses and massage establishment licenses.

Mr. Low stated that in the past, seven ICAOM students were granted approval to sit for the massage therapist exam based on the education they received at ICAOM. He said that all of those students passed the exam on their first try.

Executive
Session:

At 9:31 a.m., it was moved by Vice Chair Davis, seconded by Ms. Behnken, and unanimously carried to move into Executive Session in accordance with HRS, 92-5(a)(1) and (4), “To consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in section 26-9 or both;” and “To consult with the board’s attorney on questions and issues pertaining to the board’s powers, duties, privileges, immunities, and liabilities”.

At 9:55 a.m., it was moved by Ms. Behnken, seconded by Vice Chair Davis, and unanimously carried to move out of Executive Session.

Chair Nagashima said that with regards to school approval, there is no retroactive school approval, therefore, if ICAOM chooses to apply for a DOE license, that license will only be effective from the date it is issued and will not apply retroactively.

Ms. Behnken informed the ICAOM representatives that any acupuncture courses and training taken by their students cannot be applied towards the education requirement for massage therapists as each profession has different education requirements.

Chair Nagashima noted that the Board is in the process of amending their rules, however, currently the rules allow three options for school approval: the DOE, the AMTA or the Rolf Institute. As far as the Board is aware, the AMTA

and the Rolf Institute no longer approve schools so the only option is the DOE license.

Mr. Low said that the Board has to treat all schools the same. If ICAOM has to get the DOE license, Remington should do the same.

Chair Nagashima informed Mr. Low that Remington has had a DOE license since November 2013.

Mr. Low said what about KCC. They have regional accreditation but do not have a DOE school license. He stated that in the past, DCCA has accepted the master's degree in oriental medicine to get the license.

Chair Nagashima said the Board cannot speculate on past applications.

Mr. Low stated that a few years ago, there was a bill in the legislature regarding switching the licensing of some professions like massage and hairdressing from the DOE to DCCA.

DAG Tam said he remembers that bill and it did not pass.

Mr. Low said he feels accredited schools are allowed to have other programs. He questioned if the accreditation is for the school or the individual programs.

Ms. Behnken said that massage schools need DOE approval. She said that accreditation as an acupuncture school does not mean they are approved as a massage school.

Chair Nagashima noted that ICAOM has a current massage establishment license. She informed Mr. Low that ICAOM students may also meet the education requirement for a massage therapist license if ICAOM applies to conduct a Board approved workshop and the students obtain a massage apprentice permit for their practical training.

DAG Tam requested additional time in order to review the DOE's laws and rules regarding schools.

Ms. Behnken suggested that the miscommunication between ICAOM and the DOE may be due to how ICAOM submitted their application. If they submitted their application as an acupuncture school, that may be where the confusion is.

Chair Nagashima noted that the DCCA and the DOE are currently in the process of convening a working group to evaluate the licensing of private trade, vocational, and technical schools.

Upon a motion by Ms. Behnken, seconded by Vice Chair Davis, it was voted on and unanimously carried to defer discussion on this matter.

Mr. Low asked how applicants who were educated in other states qualify.

EO Keen said generally, those applicants attend schools which are approved in that state.

Mr. Low asked why ICAOM's curriculum is accepted for licensure in other states.

Chair Nagashima stated that every state has their own licensing requirement as well as their own laws and rules.

EO Keen noted that even if the applicant attends a state approved school, if their curriculum does not meet the Board's requirements, they are not approved to sit for the exam.

Chair Nagashima acknowledged that there are things in the rules that the Board would like to fix and they are in the process of doing so, however, the rules process is lengthy and it will take time to fix.

Ms. Lampshire said that she can sympathize as a few years ago she experienced frustration with getting her students approved to sit for the exam. She was able to work with the staff to revise the documents that their students submit and they have not had a problem since then.

b. Regulated Industries Complaints Office ("RICO") Massage Therapy Advisory Committee

The Board reviewed a list provided by RICO of massage therapy advisory committee members effective January 1, 2016 and addendum language for the 2016 term which will allow RICO to include any additional interim appointees that they deem necessary to aid in its investigations.

After some discussion, upon a motion by Ms. Behnken, seconded by Vice Chair Davis, it was voted on and unanimously carried to approve the list provided by RICO for the Massage Advisory Committee effective January 1, 2016 and the addendum language for the 2016 term.

5. Applications:

a. Ratifications

Upon a motion by Chair Nagashima, seconded by Ms. Behnken, it was voted on and unanimously carried to approve the attached ratification list.

b. Applications

- James Murray

Upon a motion by Ms. Behnken, seconded by Vice Chair Davis, it was voted on and unanimously carried to approve Mr. Murray's application for exam and license – massage therapist.

6. Next Meeting: Wednesday, October 29, 2015
9:00 a.m.
Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii 96813

7. Adjournment: With no further business to discuss, Chair Nagashima adjourned the meeting at 10:40 a.m.

Taken by:

/s/ Jennifer Fong

Jennifer Fong
Secretary

Reviewed by:

/s/ Carlos Keen

Carlos Keen
Executive Officer

8/25/15

Minutes approved as is.

Minutes approved with changes; see minutes of _____.

BOARD OF MASSAGE THERAPY

RATIFICATION LIST
Wednesday, August 12, 2015

MASSAGE THERAPIST

MAT 14347 JONATHAN HIMALAYA	MAT 14382 LAEL M MCKILLIP
MAT 14348 FUMIE ASANUMA	MAT 14383 ANTHONY J PFEIFER
MAT 14349 KAYCIE C JYO	MAT 14384 KANAKO N PICKETT
MAT 14350 ROYCE M KALEIKINI	MAT 14385 TOMOKO H PRESLER
MAT 14351 ATSUYO JAIMES	MAT 14386 BEN PERALES
MAT 14352 KNOWING ISRAEL	MAT 14387 OLEKSANDR POVAZHNYAK
MAT 14353 CARLY R HEIMS	MAT 14388 CHIEKO M MANUEL
MAT 14354 TIFFANY M HIRATA	MAT 14389 JEROME G MATTHEWS
MAT 14355 YUKI GILLESPIE	MAT 14390 JENNIFER M MEYER
MAT 14356 BRENN A M GODSEY	MAT 14391 BRENDA K MACON
MAT 14357 ERIN E FORE	MAT 14392 ERICA R LONGTIN
MAT 14358 PHUOC H DINH	MAT 14393 KALEN Y LEE
MAT 14359 JESSICA C DE VERA	MAT 14394 HARRISON K KURODA
MAT 14360 ELIJAH L DIXON	MAT 14395 CHIE KAWAMURA
MAT 14361 PHANATCHAKON CHINNASI	MAT 14396 MICHAEL L KROUSE
MAT 14362 JOCELYN D CHINEN	MAT 14397 SHARON L W C KIM
MAT 14363 KIMBERLY J COYLE	MAT 14398 KYLE A KAISER
MAT 14364 HEATHER M BOLDT	MAT 14399 JESSE M KLEA
MAT 14365 SHARAYAH L BURDEN	MAT 14400 JULIE J Y HONG
MAT 14366 JESSICA R BALL	MAT 14401 SUPHANSA SHEEKEY
MAT 14367 ERIN L YAMAGUCHI	MAT 14403 SUMMER S HANNA
MAT 14368 JOHN W F WRIGHT	MAT 14404 HARUMI REDDEN
MAT 14369 KENDRA J WELSH	MAT 14405 DAVID R MORRIS JR
MAT 14370 JAY-R S TAGAYUNA	MAT 14406 JULIA F AZARES
MAT 14371 CHRISTOPHER J SCHULTE	MAT 14407 GREGORY L AMERO
MAT 14372 ALYSSA S SVED-COLE	MAT 14408 MISA NARUKAWA
MAT 14373 HANNAH A STRAUSS	MAT 14409 HALLE I MILLER
MAT 14374 RICHARD P MARTIN JR	MAT 14410 YUMIKO KAGEYAMA
MAT 14375 MICHELE A SIMS	MAT 14411 MARCEL GROSZ
MAT 14376 CHONTICHA R SAESIN	MAT 14412 SACHIKO FUJIMURA
MAT 14377 DIANE L SERRANO	MAT 14413 CELINE F CONSOLI
MAT 14378 ERIKO K ROBERTSHAW	MAT 14414 ELIZABETH A CORRIGAN
MAT 14379 JAMES A RIBELLIA	MAT 14415 KENDI S CHING
MAT 14380 MITSUKO OTA	MAT 14416 JOHN A CHAVES
MAT 14381 HARLEY K M NESS	MAT 14417 TAMIKO NAGASE

MASSAGE THERAPY ESTABLISHMENT

MAE 3064 JACQUELINE S HUTTGER	MAE 3068 BEAUTY AND BODY INC
MAE 3065 TAOROBICS LLC	MAE 3069 ELEN'S KOUSO LLC
MAE 3066 SUNSHINE MASSAGE THERAPY LLC	MAE 3070 KENNETH A KOTNER
MAE 3067 KOHANA IKI CLUB INC	MAE 3071 NA HOKU O KA LANI INC

BOARD OF MASSAGE THERAPY

RATIFICATION LIST

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MASSAGE THERAPY WORKSHOP

Angela Leslee, MAT 4052

Vanessa George, MAT 12656

Aloha Massage Academy LLC, MAE 2828

August 17, 2015 – October 22, 2015

Nanthicha Chalongklang, MAT 12707

Nanthicha Chalongklang, MAE 2802

July 20, 2015 – September 30, 2015

Joshua Jensen, MAT 10395

Thai-Issan Therapeutic Massage LLC, MAE 3022

August 3, 2015 – September 24, 2015