THE BOARD OF MASSAGE THERAPY

Professional & Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

<u>Date</u>: Wednesday, August 9, 2017

<u>Time</u>: 9:00 a.m.

<u>Place</u>: King Kalakaua Conference Room

King Kalakaua Building

335 Merchant Street, First Floor

Honolulu, Hawaii 96813

Present: George Davis, Jr., Massage Therapist, Chair

Paula Behnken, Public Member, Vice Chair

Stephanie Bath, Massage Therapist

Samantha Meehan-Vandike, Massage Therapist

Carol Kramer, Executive Officer ("EO")

Jennifer Fong, Secretary

Guests: Jana Marcos

Joel T. Marcos JoJo R. Morton Nancy Campbell William Melendez Iesha Salazar

Maricel Dela Calzada Trisha Thevenin Samuel Barry Tammra Quon Tiffany Caluya Dana Bates Trisha Thevenin Christine Guieb

Tanya Renee Lazarus

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, Chair Davis called the meeting to order at

9:06 a.m.

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Chair Davis requested that the audience members introduce themselves.

2. Additional

Distribution

to Agenda:

None.

3. Approval of Minutes of the June 28, 2017

Chair Davis asked if there were any comments or concerns regarding the Board minutes of the June 28, 2017 meeting.

Meeting:

There were none.

Upon a motion by Vice Chair Behnken, seconded by Ms. Bath, it was voted on and unanimously carried to approve the minutes of the June 28, 2017 meeting as circulated.

4. Executive Officer's Report:

a. Act 164; SB 1286 SD2, HD2, CD1 – Relating to Private Trade, Vocational and Technical Schools

A copy of Act 164 was distributed to the board members.

EO Kramer noted that HRS §302A-425(b)(1) states in part "A private trade, vocational, or technical school that requires licensure under subsection (a) shall submit the following to the department in such form as the department may direct: (1) Proof that the school is accredited by an accrediting commission of career schools and colleges, accrediting council for continuing education and training, or an accrediting bureau of health education schools; provided that in lieu of such accreditation, the school may provide a letter from the relevant state, federal, or other licensing authority demonstrating that the private trade, vocational, or technical school's curriculum is sufficient to prepare a graduate to qualify for professional licensure." She noted that this would require the Board to review any requests for such a letter.

After some discussion, Board members agreed by consensus to place this item on the agenda for the next meeting. Board members were instructed to provide a suggested list of the required supporting documentation needed in order to determine if a school's curriculum is sufficient to prepare a graduate to qualify for professional licensure.

5. New Business:

 a. Regulated Industries Complaints Office ("RICO") Request for Review and Approval of the Massage Therapy Advisory Committee list and Addendum language for the 2018 term Board of Massage Therapy Minutes of the August 9, 2017 Meeting Page 3

It was moved by Chair Davis, seconded by Ms. Meehan-Vandike, and unanimously carried to approve those licensees on RICO's Massage Therapy Advisory Committee list and Addendum language for the 2018 term.

6. Correspondence:

a. Inquiry from Taeko Kougi regarding use of body slimming machines

The Board reviewed an email from Ms. Kougi asking if a massage therapist can use a radiofrequency machine and/or a cavitation machine. Ms. Kougi provided information on similar machines and stated the machines are used for "body slimming."

After some discussion, upon a motion by Ms. Bath, seconded by Vice Chair Behnken, it was voted on and unanimously carried that based solely on the information provided in Ms. Kougi's email, it is the Board's informal interpretation that the use of a radiofrequency machine and/or a cavitation machine is not a technique or instrument(s) that falls under the scope of practice of a massage therapist.

This is an informal interpretation for information and explanatory purposes only and is not an official opinion or decision and therefore is not to be viewed as binding on the Board.

The Board also directed EO Kramer to inform Ms. Kougi that if an individual who is licensed as a massage therapist chooses to use such devices, the advertising and promoting of those devices should kept separate from their massage therapy practice.

7. Applications:

a. Ratifications

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

b. Applications

Guests were excused from the meeting room.

Executive Session:

At 9:23 a.m., it was moved by Chair Davis, seconded by Ms. Bath, and unanimously carried to move into Executive Session in accordance with HRS, § 92-5(a)(1) "To consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in section 26-9 or both" to discuss the following agenda items:

- 7. <u>Applications</u>, b. Applications, 1) James Labady
- 7. Applications, b. Applications, 2) Joel Marcos

At 9:41 a.m., it was moved by Chair Davis, seconded by Vice Chair Behnken, and unanimously carried to move out of Executive Session.

At this time, Chair Davis announced he was taking the agenda out of order to discuss the following agenda item:

 8. <u>Chapter 91, HRS Adjudicatory Matters</u>, a. In the Matter of the Massage Therapist License of Sterling P. Coria (MAS 2016-58-L) – Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order

8. Chapter 91, HRS Adjudicatory Matters:

Chair Davis called for a recess from the Board's meeting at 9:43 a.m., to discuss and deliberate on the following adjudicatory matters, pursuant to Chapter 91, HRS:

 a. In the Matter of the Massage Therapist License of Sterling P. Coria (MAS 2016-58-L) – Settlement Prior to Filing of Petition for Disciplinary Action and Board's Final Order

After discussion, it was moved by Vice Chair Behnken, seconded by Ms. Bath, and unanimously carried to approve the above-referenced Settlement Agreement.

At 9:48 a.m., the Board moved out of Chapter 91, HRS, and returned to its regular order of business.

7. Applications:

b. Applications

1) James Labady

Upon a motion by Vice Chair Behnken, seconded by Ms. Bath, it was voted on and unanimously carried to approve Mr. Labady to sit for the Hawaii Massage Therapy Exam with Chair Davis, Vice Chair Behnken and Ms. Bath voting "yes" and Ms. Meehan-Vandike abstaining. The motion passed.

2) Joel Marcos

Upon a motion by Vice Chair Behnken, seconded by Ms. Bath, it was voted on and unanimously carried to approve Mr. Labady to sit for the Hawaii Massage Therapy Exam with Chair Davis, Vice Chair Behnken and Ms. Bath voting "yes" and Ms. Meehan-Vandike abstaining. The motion passed.

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9. <u>Unfinished</u> Business:

a. Rule Revisions – Title 16, Chapter 84, Hawaii Administrative Rules

The Board reviewed the draft of the preliminary language up to the end of Subchapter 2 with the changes made from the Board's last meeting.

Recess:

At 10:33 a.m., Chair Davis called for a recess.

Reconvene:

At 10:41 a.m., the Board returned to its regular order of business.

The following are some of the substantive changes which were discussed:

- Adding language to the cardiopulmonary resuscitation ("CPR")
 requirement that the course taken to fulfill this requirement cannot be
 taught strictly online. The Board will accept a current certificate of
 completion of a live or blended (part live and part online) infant and
 adult CPR and AED training course from a provider whose course
 follows the current guidelines by the International Liaison Committee on
 Resuscitation ("ILCOR").
- With regards to possibly adding "off-site massage location" as a category of MAE, there was discussion with regards to the sanitation of these types of establishments. Specifically, the Board is concerned with balancing the need to allow massage therapists to practice in nontraditional locations (i.e. locations without four solid walls and a ceiling) with ensuring that the public is adequately protected with regards to sanitation, hygiene and illness.
- Adding language to note that while the massage workshop application is limited to a maximum of 50 hours of anatomy, physiology and structural kinesiology and 100 hours of theory and demonstration of massage, an applicant may apply to teach a portion of those hours, if they so wish.
- Adding language to note that apprentice training may only take place in a licensed massage establishment in a permanent fixed location (i.e. a location with four solid walls and a ceiling).

The Board will resume discussion of the current draft at their next scheduled meeting.

10. Next Meeting:	Wednesday, September 27 9:00 a.m. Queen Liliuokalani Confere King Kalakaua Building 335 Merchant Street, First F Honolulu, Hawaii 96813	nce Room
11. Adjournment:	With no further business to discuss, Chair Davis adjourned the meeting at 12:14 p.m.	
		Taken by:
		/s/ Jennifer Fong
		Jennifer Fong Secretary
Reviewed by:		
/s/ Carol Kramer		
Carol Kramer Executive Officer		
8/28/17		
[] Minutes approve	ed as is. ed with changes; see minutes o	f

BOARD OF MASSAGE THERAPY

RATIFICATION LIST Wednesday, August 9, 2017

MASSAGE THERAPIST

MAT 15242 BRITTANY N PERALTA-OTSUKA	MAT 15276 KIMBERLY M FUJIUCHI
MAT 15243 DEBRA J GONZALEZ	MAT 15277 MICHAEL A CABUSORA
MAT 15244 ISAIAH K EPPERSON	MAT 15278 REID M MORINAGA
MAT 15245 HATSUHO HAYASHI	MAT 15279 KATHRYN G SMIRKE
MAT 15246 MARY E OROZCO	MAT 15280 REBECCAH SAMSEL
MAT 15247 SAMONPAKJIRA CHUN	MAT 15281 ANGELA M SALISBURY
MAT 15248 ASHLEY L DELEA	MAT 15282 MARCY H LATTEMAN
MAT 15249 MELONIE K FERGERSTROM	MAT 15283 CORINNE D VON ERBSEN
MAT 15250 DANIEL L FIELDS	MAT 15284 REDEN B M RAMOS JR
MAT 15251 CATHERINE D FERREIRA	MAT 15285 JENNIFER J LEE
MAT 15252 CHELSEA D GOCKEL	MAT 15286 ELENA MIHAI
MAT 15253 SONG M KIM	MAT 15287 LILIANA MOSKWA
MAT 15254 IRIE KUZU	MAT 15288 ANGELINA K BARNETT
MAT 15255 MICHIKO KODA	MAT 15291 CARLIE E STEVENS-BRITOS
MAT 15256 MARY M MIYASHITA	MAT 15292 JENNIFER L EZELL
MAT 15257 VESELA I MINCHEVA	MAT 15293 TINA M BOWLIN
MAT 15258 CHELSEA MAGIK	MAT 15294 YERZHAN ZHAKYPBEKOV
MAT 15259 VONTRESS T MITCHELL	MAT 15295 HELEN L OH
MAT 15260 MIKA NAKAZAWA	MAT 15296 ELOISA B RODRIGUEZ
MAT 15261 CHIDAPHA PHONSAKKHWA	MAT 15297 GIULIANA E GASPARIN QUERO
MAT 15262 KATHLEEN L PORTER	MAT 15298 NICOLE M OGAWA
MAT 15263 THOMAS O MARCHANT	MAT 15299 SIDNEY D CAMPBELL
MAT 15264 ADAM J RUTH	MAT 15300 ANDREW ANGELES
MAT 15265 LAWRENCE W REYNOLDS	MAT 15301 STEPHANIE STEWART
MAT 15266 LORELIE A TIAMZON	MAT 15302 MATTHEW H THANEE
MAT 15267 ALLISON L WALLACE	MAT 15303 OUSSAMA T HUI
MAT 15268 CHARLES R WATTS	MAT 15304 STACY C CHENG SUZUKI
MAT 15269 CHELSEA J HOLMES	MAT 15305 MALIA-ANN K RODRIGUES
MAT 15270 LYNDSEY L DEVINE	MAT 15306 MISTI R JONES
MAT 15271 SHELLEY F KUROSE	MAT 15307 LEIGH A ASHBY
MAT 15272 AMBER M GOMEZ	MAT 15308 RYLEE K URASAKI
MAT 15273 MIKAEL C KLEMME	MAT 15309 AMY E MONAGHAN
MAT 15274 ALEKSANDRA H WASIUTYNSKI	MAT 15310 MARVIN D SEBOURN
MAT 15275 KEHAULANI MUNOS	

MASSAGE THERAPY ESTABLISHMENT

MAE 3281 MAJ THERAPEUTIC MASSAGE LLC
MAE 3286 SUZUKOO HAWAII.JAPAN LLC
MAE 3287 FERNANDO S TORRES

MAE 3283 ISABELLE V IVERSON MAE 3288 WINDWARD BELLAVIVA INC

MAE 3284 MOANA ENTERPRISE INC MAE 3289 UN H HO

MAE 3285 CENTER FOR NATURAL HEALING MAE 3290 CHOMTHONG NGUYEN

HAWAII LLC MAE 3291 RIE YUKIHIRO

BOARD OF MASSAGE THERAPY RATIFICATION LIST Wednesday, August 9, 2017

MASSAGE THERAPY WORKSHOP

Kalani Honua, Inc., MAE 1816

Instructors: Michael Ceraso, MAT 7464 Angela Leslee, MAT 4052 Amy Doff, MAT 6466 Shinzo Fujimaki, MAT 5498

Initial Course: July 20, 2017 – August 21, 2017