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, November 1, 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")

Shari J. Wong, Deputy Attorney General ("DAG")

Jennifer Fong, Secretary

Guests: None.

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

9:10 a.m.

2. <u>Additional</u> Distribution

to Agenda:

Chair Davis announced that a draft of the preliminary language of Subchapters 1-2 and a draft of the preliminary language of Subchapter 3 with the changes made

from the Board's last meeting was distributed to the Board.

Upon a motion by Ms. Meehan-Vandike, seconded by Vice Chair Behnken, it was voted on and unanimously carried to add the following item to the agenda due to the urgency of this matter in the interest of consumer protection:

Under 6. Applications, b. Applications, add "2) Charles A. Burrell".

3. Approval of Minutes of the September 27.

Chair Davis asked if there were any comments or concerns regarding the Board minutes of the September 27, 2017 meeting.

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<u>2017 Meeting</u>: There were none.

Upon a motion by Vice Chair Behnken, seconded by Ms. Meehan-Vandike, it was voted on and unanimously carried to approve the minutes of the September 27, 2017 meeting as circulated.

4. Executive Officer's Report:

a. 2018 Board Meeting Schedule

A copy of the 2018 Board Meeting Schedule was distributed to the board.

5. New Business: None.

6. <u>Applications</u>: a. <u>Ratifications</u>

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

b. Applications

Executive Session:

At 9:18 a.m., it was moved by Chair Davis, seconded by Vice Chair 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" to discuss the following agenda items:

- 6. Applications, b. Applications, 1) Sarah E. Coultas
- 6. Applications, b. Applications, 2) Charles A. Burrell

At 9:43 a.m., it was moved by Ms. Bath, seconded by Vice Chair Behnken, and unanimously carried to move out of Executive Session.

1) Sarah E. Coultas

Upon a motion by Ms. Bath, seconded by Vice Chair Behnken, it was voted on and unanimously carried to approve Sarah E. Coultas to sit for the Hawaii Massage Therapy Exam.

2) Charles A. Burrell

Upon a motion by Vice Chair Behnken, seconded by Ms. Meehan-Van Dike, it was voted on and unanimously carried to deny Charles A. Burrell's Application for Exam & License – Massage Therapist pursuant to HRS §§

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452-24(a) (1) and (8), and 436B-19 (1), (2), (7), and (8), on the basis of procuring a license through fraud and misrepresentation.

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

a. Review of massage therapy exam by Prometric

Executive Officer Kramer noted that at their May 3, 2017 meeting, the Board deferred this matter pending their review of the current list of exam references, the list of references provided by Hawaii licensed massage schools as well as their own suggestions for additional references to determine if they want to make any changes, whether additions or deletions, to the list. She noted that to date, she has not received any comments or suggestions from any board member.

After some discussion, it was the consensus of the Board to approve the most updated copy of the following texts/documents to be used as references for the Hawaii Massage Therapy Exam:

- Hawaii Administrative Rules, Department of Health, Title 11, Chapter 11: Sanitation, Section 11-11-4;
- Hawaii Administrative Rules, Title 16, Chapter 84: Massage Therapy;
- Hawaii Revised Statutes, Chapter 452: Massage Therapy;
- The Anatomy Coloring Book, Benjamin Cummings/Pearson Education;
- The Trail Guide to the Body: Skeletal System, Joints and Ligaments, Movements of the Body, Books of Discovery;
- Clinical Massage Therapy: Understanding, Assessing and Treating Over 70 Conditions, Talus;
- Mosby's Fundamentals of Therapeutic Massage, Mosby/Elsevier Publishers:
- Theory and Practice of Therapeutic Massage, Milady Publishing/Thomson Learning.

b. Rule Revisions - Title 16, Chapter 84, Hawaii Administrative Rules

Chair Davis noted that an updated draft of the preliminary language for Subchapters 1 and 2 and a draft of the preliminary language for Subchapter 3 with the changes made from the Board's last meeting was distributed to the Board at the beginning of the meeting.

At 10:29 a.m., DAG Wong left the meeting.

Recess: At 11:07 a.m., Chair Davis called for a recess.

<u>Reconvene</u>: At 11:11 a.m., the Board returned to its regular order of business.

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

- Accepting the education of applicants who complete a massage therapy program consisting of a minimum of 600 hours at a school licensed by the Department of Education or similar governmental authority in another jurisdiction or approved/accredited by a Board approved accrediting body in order to sit for the Hawaii Massage Therapy Exam.
- For off-site location massage establishments, if a company has multiple off-site locations on the same property such as multiple cabanas on a hotel property, would a separate massage establishment license be required for each cabana.

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

10. Next Meeting:	Wednesday, January 3 9:00 a.m. King Kalakaua Confere King Kalakaua Building 335 Merchant Street, F Honolulu, Hawaii 96813	nce Room irst Floor
11. Adjournment:	With no further busines 12:47 p.m.	s to discuss, Chair Davis adjourned the meeting at
		Taken by:
		/s/ Jennifer Fong
		Jennifer Fong Secretary
Reviewed by:		
/s/ Carol Kramer		
Carol Kramer Executive Officer		
11/21/17		
[√] Minutes approve	d as is	

[] Minutes approved with changes; see minutes of _____

BOARD OF MASSAGE THERAPY

RATIFICATION LIST Wednesday, November 1, 2017

MASSAGE THERAPIST

BOARD OF MASSAGE THERAPY RATIFICATION LIST Wednesday, November 1, 2017

MASSAGE THERAPY ESTABLISHMENT

MAE 3308 VIVE INSITUTE LLC
MAE 3309 KIMBERLY K CAZIMERO
MAE 3310 DEBRA M DI COLLI NOLEN
MAE 3311 HARRY M FRANK
MAE 3312 MAKANA ESTHETICS WELLNESS
ACADEMY LLC
MAE 3313 MARINA E IGNACIO
MAE 3314 HOLISTIC GARDEN WELLNESS
SERVICE LLC
MAE 3315 HEATHER MARGARET MOMI
NOBRIGA

MAE 3316 WAIKIKI MASSAGE CLINIC LLC
MAE 3317 BRYANN K MAHELONA
MAE 3318 MERAKI MASSAGE THERAPY &
BODYWORK LLC
MAE 3319 POLISH ON THE GO LLC
MAE 3320 KAUAI INDEPENDENT
REHABILITATION ASSOCIATES LLC
MAE 3321 ALOHA SOPHIA WELLNESS LLC
MAE 3322 A & P BARBER AND BEAUTY LLC

MASSAGE THERAPY WORKSHOP

None.