

South Carolina Massage/Bodywork Therapy Panel Meeting
November 8, 2019
9:30 a.m.
110 Centerview Drive
Synergy Business Park
Kingstree Building, Conference Room 108
Columbia, South Carolina 29210

1. Meeting Called to Order

- a. Public notice of this meeting was properly posted at the SC Massage/Bodywork Therapy Panel office, Synergy Business Park, Kingstree Building and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.
- b. Rules of the Meeting

2. Introduction of Panel Members and All Other Persons Attending

Chairperson Janet Shaw called the meeting of the S.C. Massage/Bodywork Therapy Panel to order at 9:36 a.m. Other Panel members/staff participating in the meeting included:

- Jennifer Griffitt (*via teleconference*)
- Mary L. Kelley (*via teleconference*)
- Gloria Smith (*via teleconference*)
- Jenny Vaughn (*via teleconference*)
- Denise Van Nostran (*via teleconference*)
- Georgia Lewis, Advice Counsel
- Theresa Brown, Board Administrator
- Shannon Beaudry, Staff
- Megan Flannery, Office of Disciplinary Counsel
- Rodney Pigford, Office of Investigations and Enforcement
- Robin Dunn, Court Reporter

Gloria Smith is a new member of the Massage Panel. She introduced herself to the Panel, and they welcomed her.

3. Approval of Excused Absences

There were no absences for this meeting.

4. Approval of Agenda

Ms. Griffitt made a motion to approve the meeting's agenda. The motion was seconded by Ms. Vaughn and it carried.

**5. Approval of the Minutes for the Previous Meeting(s):
August 9, 2019**

Ms. Vaughn made a motion to approve the minutes from the August 9, 2019 meeting. The motion was seconded by Ms. Kelley and Ms. Griffitt. The motion carried.

September 6, 2019 Task Force

Ms. Vaughn made a motion to approve the minutes from the September 6, 2019 Task Force meeting. The motion was seconded by Ms. Griffitt and Ms. Kelley and it carried.

6. Chairperson's Remarks – Janet Shaw

Chairperson Shaw stated that she is still interested in pursuing an education task force and had asked Ms. Brown and Ms. Lewis to come up with some possible 2020 dates for this task force to meet. Ms. Shaw expressed interest in chairing the task force. Ms. Lewis stated one or two panel members should join the task force, then they should invite some educators onto the task force.

Ms. Smith and Ms. Kelley both expressed interest in joining the task force. Ms. Van Nostran stated that she has some names of potential task force members. An e-blast will be sent out to licensees for potential educators to join the task force. The plan is to vote on the task force members at the February Panel meeting. Recommendations for members should be sent to Ms. Brown.

7. Administrator's Remarks – Theresa Brown

- a. **Budget** – For Information – The budget was presented to the Panel for information.

- b. **IRC Report** – Rodney Pigford – For Approval – The report is dated October 31, 2019. There are 5 cases for dismissal and 2 cases to issue a letter of caution. Ms. Van Nostran made a motion to approve the IRC report dated October 31, 2019. The motion was seconded by Ms. Vaughn and it carried.
- c. **OIE Report** – Rodney Pigford – For Information Only – The report reflects cases received from January 1, 2019 through November 4, 2019. There are 13 cases in active investigation, 10 cases closed, 5 cases marked do not open, 7 cases pending board action, 3 cases pending criminal court action, 2 cases pending further information, 3 cases pending complaint analyst review, and 2 cases pending IRC.
- d. **ODC Report** – Megan Flannery – For Information Only – There are currently 2 open cases, 2 cases pending actions, and 2 cases pending consent agreement/memorandum of agreement. There has been 5 cases closed since January 1, 2019.
- e. **Legislative Updates** – The Panel was provided a copy of the draft Practice Act with AMTA's suggested updates and staff's responses to those updates. Ms. Lewis went through the draft with the Panel and explained staff comments. Topics addressed included: massage establishments versus sole practitioners, where to include the fee language, and requiring establishment licenses for each location where a licensee practices.

Ms. Kelley made a motion to approve the staff's responses to the AMTA's draft of the statute. Ms. Griffitt seconded the motion and it carried.

8. Military Spouses

Ms. Brown stated that 40-1-630 of the SC Code of Laws permits boards to issue one-year temporary licenses to spouses of military personnel who are on active duty and are stationed in South Carolina. This temporary license would be nonrenewable but would give the applicant one year to gain all licensure requirements in order to be permanently licensed.

Topics discussed included: every board is allowed to implement the temporary license for military personnel but the Panel needs to decide whether to do so; the language does not allow for a temporary license for less than or more than a year; and specifying that this would be just for spouses of active duty military.

Ms. Smith made a motion to approve the issuance of temporary licenses to the spouses of active duty military stationed in South Carolina as outlined in 40-1-630. Ms. Vaughn seconded the motion and it carried.

9. Appointment of Panel Hearing Officer

Ms. Lewis stated that the Massage Panel must have a panel hearing officer on standby in the event of any interlocutory proceedings, such as temporary suspension orders and orders for evaluation. The Panel is in need of a new panel hearing officer. This can be a member of the Panel.

Ms. Kelley stated that she is interested in serving as panel hearing officer.

Ms. Smith made a motion to appoint Mary Lou Kelley as the panel hearing officer. Ms. Vaughn seconded the motion and it carried.

10. Panel Officer Elections

Ms. Brown called for nominations for the position of Chair. Ms. Smith made a motion to nominate Ms. Shaw to continue as chair. Ms. Van Nostran seconded the motion for the nomination, and it carried.

Ms. Shaw called for nominations for the position of Vice Chair. Ms. Kelley made a motion to nominate Ms. Van Nostran as Vice Chair. Ms. Griffitt seconded the motion for the nomination, and it carried.

11. Approval of Board Meeting Dates for 2020 – August and November

Ms. Brown presented the dates of August 21 and November 6 as proposed dates for the 2020 meetings. The other two dates for 2020 were approved at the August 2019 meeting.

Ms. Smith made a motion to approve the August and November Panel meeting dates for 2020. Ms. Vaughn seconded the motion and it carried.

12. Public Comments

There were no public comments for this meeting.

13. Adjournment

Ms. Smith made a motion to adjourn the meeting at 10:46 a.m. Ms. Griffitt seconded the motion and it carried.

The next meeting of the SC Massage/Bodywork Therapy Panel is scheduled for February 28, 2020.