

South Carolina Massage/Bodywork Therapy Panel Meeting
Agenda
February 5, 2021
9:30 a.m.
Via Teleconference

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. In accordance with the Governor's directives regarding social distancing, the meeting will be held via teleconference. Due to technical constraints, members of the public who wish to attend may do so by telephone. For meeting access information, please email boardinfo@llr.sc.gov.
- b. Rules of the Meeting

2. Introduction of Panel Members

Chairperson Janet Shaw called the meeting of the S.C. Massage/Bodywork Therapy Panel to order. Other Board members participating in the meeting included.

- ❖ Mary Lou Kelley
- ❖ Gloria Lee Smith
- ❖ Denise Van Nostran
- ❖ Jenny Vaughn

Staff members present included: Theresa Brown, Administrator; Geogia Lewis, Advice Counsel; Megan Flannery, Office of Disciplinary Counsel (ODC); Rodney Pigford, Chief Investigator; Patrice Deas, Staff; Beverly Gould, ODC; Holly Beeson, Office of Communication & Government Affairs.

All other Persons Attending:

Melanie, Court Reporter; Arnetta M. Sturdivant; Debra Gallup; Julie Young; Laura Embelton.

3. Approval of Excused Absences

There were no absences to approve.

4. Approval of Agenda

Ms. Gloria Lee Smith made a motion to approve the meeting's agenda with any deviations deemed necessary. The motion was seconded by Ms. Mary Lou Kelley and it carried.

5. Approval of Meeting Minutes

November 6, 2020

A motion was made by Ms. Mary Lou Kelley to approve the meeting minutes from the November 6, 2020, board meeting. The motion was seconded by Ms. Gloria Lee Smith and it carried.

6. Chairperson's Remarks – Janet Shaw

The main thing is the statute re-write going into the subcommittee next week. There are a few tweaks to the language. This has been a fascinating process to go to legislation. Holly & Jolee know how to navigate this process and it has been wonderful.

Debra Gallup- There are a few amendments in the subcommittee. Wednesday the 10th to get the amendments submitted in proper format and to our sponsor Senator Shealy.

7. Administrator's Remarks – Theresa Brown

- a. **Budget** – For Information – The budget was presented for informational purposes only.
- b. **OIE Report** – Rodney Pigford – For Information only- This report is for informational purposes only and is given by Mr. Rodney Pigford. In January 2020- December 2020 there were a total of 41 complaints with 10 being active; in January 2021 there were a total of 3 complaints with 1 being active and a total of 11 currently active.
- c. **IRC Report** – Rodney Pigford – For Approval- This report was given by Mr. Rodney Pigford. The IRC

report is from the January 25, 2020 IRC meeting. The committee recommended 3 cases for dismissal and 1 case for Letter of Caution (LOC).

A motion was made by Ms. Gloria Lee Smith to approve the IRC report and it was seconded by Ms. Denise Van Nostran.

- d. **ODC Report** – Megan Flannery – For Information Only – Megan Flannery- The ODC report is for informational purposes only. There were 6 open cases, 2 pending board action, 2 pending hearings, 2 pending review and 4 closed cases.
- e. **State Ethics Commission Deadline-** The deadline for statements to the State Ethics Commission is March 30, 2021. You should have received your statement via email.
- f. **Legislative Update-** We will have a hearing next week on the Senate side, then it will go to the Senate floor, House side, House committee and any changes will go back. If there are any questions, please direct them to Holly Beeson.

The Panel members took a brief 5-minute break.

8. New Business

- a. **Consideration of Licensure**
 - i. **Arnetta Murphy Sturdivant**

Ms. Arnetta Murphy Sturdivant was representing herself and requested to appear before the board for licensure.

Ms. Gloria Lee Smith made a motion to go into executive session. It was seconded by Ms. Mary Lou Kelley.

Ms. Mary Lou Kelley made a motion to come out of executive session and it was seconded by Ms. Gloria Lee Smith. There were no votes made or taken during executive session.

Ms. Gloria Lee Smith made the motion that Ms. Arnetta Murphy Sturdivant be denied the license because the license is a conditional North Carolina license. Ms. Sturdivant until she has met the conditions in the other state and receive a license then she can come back and reapply once her other license is active. The motion was seconded by Ms. Mary Lou Kelley and the motion carried.

- b. **Consideration of Proposed IRC Members**

The Panel considered two licensees as IRC members – Brent Jackson and Dana Ball. The former IRC member, Debbie Banker, moved to Charleston, SC. Ms. Brown informed the Panel that Mr. Jackson and Ms. Ball consented to be IRC members and their resumes were ready for the Panel to review.

Ms. Gloria Lee Smith made a motion to approved Brent Jackson and Dana Ball as IRC members. Ms. Mary Lou Kelley seconded the motion and the motion carried.

- c. **Training Session Date – Advice Gigi Lewis –**

Ms. Lewis will coordinate a date for board member training with the respective departments - OIE, ODC, and the Office of Communication & Affairs. Each will present an overall picture of what people do and we will try to facilitate this training every 2 to 4 years. Ms. Lewis will provide proposed dates at a later meeting.

9. Disciplinary Hearings

- a. **2017-52**

This case was in the matter of Nicholas Benjamin Coyle. Megan Flannery presented the findings of the case and Beverly Gould, Rodney Pigford and Julie Young were witnesses.

Ms. Mary Lou Kelley made a motion to go into executive session. It was seconded by Ms. Gloria Lee Smith.

Ms. Mary Lou Kelley made a motion to come out of executive session and it was seconded by Ms. Jenny Vaughn. There were no motions made or votes taken during executive session.

Ms. Gloria Lee Smith made that the State met its burden of proof and Mr. Nicholas Benjamin Coyle is permanently revoked, receive a public reprimand, fined \$500 for each violation and if he is found practicing he must immediately be issued a cease and desist (C&D) order. The motion was seconded by Ms. Jenny Vaughn. The motion carried.

Comfort break

10. Consideration of Implementation Deadline for Proposed Legislative Changes

Changes and revisions need to be made. The amendment written will go to the subcommittee on Wednesday. The whole bill will go into effect one year after the governor signs it.

11. Adjournment

Ms. Mary Lou Kelley motioned to adjourn the meeting at 1:09 pm. Ms. Gloria Lee Smith seconded it and the motion carried.

The next meeting of the SC Massage/Bodywork Therapy Panel is scheduled for May 7, 2021.
