

Katie Hobbs
Governor



Arizona State Board of Massage Therapy

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Open Session Minutes Meeting of the Arizona State Board of Massage Therapy

Monday, July 10, 2023
Held via videoconferencing

Board Members

Angela M. Reiter, LMT, BC – Chair
Myriah Mhoon – Vice-Chair
Bailey S. DeRoest
Michael K. Tapscott, LMT
Vacant, Public Member

I. CALL TO ORDER

Chairwoman Reiter called the Board's meeting to order at 9:02 a.m.

II. ROLL CALL

The following Board members participated in the virtual meeting: Chairwoman Reiter, Ms. DeRoest and Mr. Tapscott. The following Board member was absent: Vice-Chairwoman Mhoon.

ALSO PRESENT

The following Board staff and Assistant Attorney(s) General participated in the virtual meeting: Executive Director Tom Augherton, Investigator David Elson, Licensing Specialist Paul Schuldt and Licensing Administrator Tony Wilcox. Assistant Attorneys General ("AAG") Marc Harris and Deborah Abbey also participated in the virtual meeting.

III. CALL TO THE PUBLIC

No individuals addressed the Board during the Call to the Public.

IV. DECLARATION OF CONFLICTS OF INTEREST – A.R.S. § 38-503

Board Member Tapscott was recused from Case No. 23-035A.

V. REVIEW, DISCUSSION AND POSSIBLE ACTION ON BOARD MEETING MINUTES

Approval of State Board Regular Meeting Minutes for June 26, 2023.

MOTION: Chairwoman Reiter moved for the Board to approve the June 26, 2023 Regular Session Meeting Minutes.

SECOND: Mr. Tapscott

VOTE: The following Board members voted in favor of the motion: Chairwoman Reiter, Ms. DeRoest and Mr. Tapscott. The following Board member was absent: Vice-Chairwoman Mhoon.

VOTE: 3-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

VII. ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

A. Formal Interview(s)

Vacant.

B. Formal Hearing(s)

Vacant.

C. Investigative Review(s) – to include possible cease and desist order and/or referral to local law enforcement.

(1) 23-044 Jiafeng Wang MT-26684

MOTION: Chairwoman Reiter moved for the Board to enter into Executive Session to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

SECOND: Mr. Tapscott

VOTE: The following Board members voted in favor of the motion: Chairwoman Reiter, Ms. DeRoest and Mr. Tapscott. The following Board member was absent: Vice-Chairwoman Mhoon.

VOTE: 3-yay, 0-nay, 0-abstain, 0-recuse, 1-absent.

MOTION PASSED.

The Board entered into Executive Session at 9:08 a.m.

The Board returned to Open Session at 9:18 a.m.

No legal action was taken by the Board during Executive Session.

Vice-Chairwoman Mhoon joined the virtual meeting during Executive Session.

MOTION: Chairwoman Reiter moved for the Board to continue this matter to its next meeting and instructed Board staff to subpoena the establishment to obtain all employment records, including massage therapy licenses and reflexology certificates.

SECOND: Mr. Tapscott

VOTE: The following Board members voted in favor of the motion: Chairwoman Reiter, Vice-Chairwoman Mhoon, Ms. DeRoest and Mr. Tapscott.

VOTE: 4-yay, 0-nay, 0-abstain, 0-recuse, 0-absent.

MOTION PASSED.

D. License Application(s) Requiring Board Review

(1) 23-035A LaShunda Jackson Topps

Board Member Tapscott was recused from this Agenda Item. Respondent participated in the virtual meeting during the Board's consideration of this matter.

MOTION: Chairwoman Reiter moved for the Board to grant licensure upon meeting all licensure requirements, and to issue a Letter of Concern.

SECOND: Ms. DeRoest

VOTE: The following Board members voted in favor of the motion: Chairwoman Reiter, Vice-Chairwoman Mhoon, and Ms. DeRoest. The following Board member was recused: Mr. Tapscott.

VOTE: 3-yay, 0-nay, 0-abstain, 1-recuse, 0-absent.

MOTION PASSED.

(2) 23-042A Marissa Greig

Respondent participated in the virtual meeting during the Board's consideration of this matter.

MOTION: Chairwoman Reiter moved for the Board to grant licensure upon meeting all licensure requirements, and to issue a Letter of Concern as modified to include reference to charges that occurred in Gilbert, Tempe and Chandler.

SECOND: Vice-Chairwoman Mhoon

VOTE: The following Board members voted in favor of the motion: Chairwoman Reiter, Vice-Chairwoman Mhoon, Ms. DeRoest and Mr. Tapscott.

VOTE: 4-yay, 0-nay, 0-abstain, 0-recuse, 0-absent.

MOTION PASSED.

E. Disciplinary Monitoring Updates

Vacant.

VIII. SPECIAL REPORT BY BOARD INVESTIGATOR

- A. Monthly status report of incoming complaints to the State Board and investigations being processed with law enforcement.

IX. EXECUTIVE DIRECTOR'S REPORT

A. Board Operations Updates:

- (1) Update Status of the Board's database conversion with vendor Thentia, hiring of Project Director to represent Board;
- (2) Update Status of Auditor General's Six-Month Follow-Up Report;
- (3) Status of Proposed Board fee licensing increases by Governor's Budget Office;
- (4) Question by Board Member Tapscott re: returned materials by Board for failed applications; Board Member meeting per diem payments.

X. DISCUSSION AND POSSIBLE ACTION ITEMS FOR FUTURE MASSAGE BOARD AGENDAS

- Clarification regarding license expiration dates.
- Consideration of granting the Executive Director the authority to grant licensure and issue a Letter of Concern to massage therapy applicants that have been granted a Level 1 Clearance Card after obtaining a good faith exemption.

The Board members thanked Vice-Chairwoman Mhoon for her service on the Board and stated their appreciation for her support and expertise.

The next Board meeting date:

Monday, July 24, 2023 at 9:00 a.m.; to be held via videoconference.

XI. ADJOURNMENT

The Board's meeting adjourned at 10:02 a.m.