



Douglas A. Ducey,
Governor

Arizona State Board of
Massage Therapy
“Protecting the Public’s Health”

1740 West Adams, Suite 3401
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NOTICE OF MEETING
OF THE ARIZONA STATE BOARD OF MASSAGE THERAPY


Pursuant to Arizona Revised Statute (“A.R.S”) § 38-431.02, notice is hereby given to the members of the Arizona State Board of Massage Therapy (“Board”) and to the general public that the Board will hold a meeting open to the public on **Monday, January 28, 2019, 2018 at 9:30 a.m.** The meeting will be held in **Boardroom C** located at 1740 West Adams Street, Phoenix, Arizona 85007. One or more members, of the Board, may participate in the meeting by telephonic communications.

The meeting is open to the public. However, during the course of the meeting, the Board, upon a majority vote of a quorum of the members, may, when necessary, hold an executive session pursuant to A.R.S. § 38-431.03(A)(2) and/or (3) as indicated on the Board’s Agenda. The executive session is not open to the public.

Information concerning the Board’s Agenda, including a copy of the Agenda and any amendments, can be obtained at the Board’s office, through the Board’s website at <https://massagetherapy.az.gov/board-meetings> or by calling the Board’s office at 602.542.8604. The Agenda is subject to change up to 24 hours prior to the meeting. Agenda items are noted by number and letter for convenience and reference. The Board may address the agenda items in any order within the time frame indicated and may set over matters to a later time when necessary. The Board reserves the right to change the order of the agenda items, except for matters set for a specific time.

Title 2 of the Americans with Disabilities Act prohibits the Board from discriminating on the basis of disability in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Board staff at 602.542.8604. Requests should be made as early as possible to allow time to arrange the accommodation.

ARIZONA STATE BOARD OF MASSAGE THERAPY



Ryan P. Edmonson, Executive Director

Posted:

January 22, 2019

<https://massagetherapy.az.gov/board-meetings>

<https://publicmeetings.az.gov/arizona-public-meetings>



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January 28, 2019 Board Meeting Agenda

The Arizona State Board of Massage Therapy’s (“Board”) President reserves the right to change the order of items on the agenda, except for public hearings set for a specific time.

During the Board meeting and upon a vote of the majority of a quorum, the Board may go into executive session to obtain legal advice from the Board’s attorney(s) pursuant to Arizona Revised Statute (“A.R.S.”) § 38-431.03(A)(3) on any agenda items listed on the agenda. All meeting attendees whose presence is not required in an executive session will be required to leave the meeting room during executive session. Any and all legal action will take place in open session.

I. CALL TO ORDER

II. CALL TO THE PUBLIC

Pursuant to A.R.S. § 38-431.01(H), the Board may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. However, members of the Board are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. The Board, however, may ask staff to review a matter or may ask that a matter be put on a future agenda.

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

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

- A. Discussion and approval of the Open Session Minutes from the December 17, 2018 board meeting.
- B. Discussion and approval of the Open Session Minutes from the December 20, 2018 board meeting.

V. ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION

Upon a vote of the majority of a quorum, the Board may go into executive session, pursuant to A.R.S. § 38-431.03(A)(2) to discuss or consider records exempt, by law, from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.

A. Formal Hearing(s)

Pursuant to A.R.S. § 32-4254, the Board will hold a formal hearing to review, discuss and take possible action for the following file(s):

1. File No. 16-129; Lozano, Frank

- B. Rehearing of Board's Formal Interview Decision
Pursuant to A.A.C. R4-15-401, the Board will rehear the formal interview to review, discuss and take possible action for the following file(s):
1. File No. 18-121; Ortiz, José
- C. Investigation File(s)
Board to review, discuss and take possible action on investigation files, including any complaints, respondents' responses, medical records, investigative reports and any other documentation received in the course of the investigation for the following files:
1. File No. 19-120; Thomas, Michelle
 2. File No. 19-130; Boyle, Robert
 3. File No. 19-135; VanTilborg, Dusti
- D. License Application(s) for Arizona Massage Therapy License(s)
Board to review and discuss the license applications pursuant to A.R.S. §§ 32-4222 & 32-4223 and A.A.C. R4-15-201 & R4-15-203, and may vote to take action on the following applicants:
1. Branigan, Taylor
 2. Greene, Molly
 3. Hsu, Ying Feng
 4. Rudd, Cean
 5. Salazar, Carlie
- E. Unlawful Use of the Massage Therapy Designation and/or Unlawful Practice
Board to review and discuss the documents and materials received pursuant to A.R.S. §§ 32-4252 and 32-4255, and may vote to take action on the following matters:
1. File No. 19-134; Lyman, Rod
 2. File No. 19-136; Magic Feet Reflexology
 3. File No. 19-137; Magic Feet Rejuvenation
- F. Review Compliance/Non-compliance with Board Order
Board to review and discuss compliance/non-compliance with the terms of the Board Order. The Board may take possible action, if necessary regarding the following file(s):
1. 18-127 and 18-135; Martinez, Javier
 2. 18-139; Grandy, Roderick
- G. Application(s) for Massage Therapy School(s) Recognition
Board to review and discuss the massage therapy school(s) application(s) pursuant to A.R.S. § 32-4228 and A.A.C. R4-15-204, and may vote to take action on the following applicants:
1. ATI College – Los Angeles, CA

H. Board Elections

Pursuant to A.R.S. § 32-4203(A)(9), [the Board], at its first regular meeting after the start of each calendar year, [shall] elect officers from among its members as necessary to accomplish board business

1. Nomination and Election of Board Officers

I. Executive Director

1. Conduct Interview for Executive Director Position

The Board may go into Executive Session pursuant to A.R.S. 38-431.03(A)(1) and (2) to conduct the interview.

- a. Candidate, Tom Augherton

2. Executive Director Selection

Review, discussion, and possible action regarding consideration of candidate, Tom Augherton for Executive Director and possible selection of same. The Board may go into Executive Session pursuant to A.R.S. 38-431.03(A)(1) and (2) to discuss candidates and the salary for the Executive Director Position and A.R.S. 431-03(A)(3) to receive legal advice.

3. Review, discussion and possible action on continuing a search for an Executive Director.

VI. FEDERATION OF STATE MASSAGE THERAPY BOARDS (“FSMTB”)

Consideration for the approval of the Board’s Executive Director’s attendance at the FSMTB Member Board Executive Summit held in Cleveland, Ohio from April 18, 2019 to April 19, 2019.

VII. EXECUTIVE DIRECTOR’S REPORT

Executive Director to provide an update and/or summary on the following items: the listed items are subject to Board discussion and may result in action by the Board.

- A. Budget Update

- B. Agency Operations

1. Potential 2019 Monthly Board Meeting Dates

- a. January 28, 2019;
- b. February 25, 2019;
- c. March 25, 2019;
- d. April 29, 2019;
- e. May 20, 2019;
- f. June 24, 2019;
- g. July 29, 2019;
- h. August 26, 2019;
- i. September 30, 2019;
- j. October 28, 2019 (only meeting in boardroom B, as opposed to C);
- k. November 25, 2019; and
- l. December 16, 2019

VIII. SUMMARY OF CURRENT EVENTS

By law, the summary of current events is limited to summarizing recent occurrences. The Board cannot propose, discuss, deliberate or take legal action on any matter in the summary unless the specific matter is properly noticed for legal action.

IX. DISCUSSION AND POSSIBLE ACTION ITEMS FOR FUTURE MEETING AGENDAS

X. NEXT BOARD MEETING DATE

A. Monday, February 25, 2019

XI. ADJOURNMENT