



Douglas A. Ducey
Governor

Arizona State Board of Massage Therapy

*“Protecting the Public,
Serving the Industry”*

Tom Augherton
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Victoria Bowmann LMT, Chair
Mlee Clark LMT, Vice Chair
Kevin Ramsey LMT,
John Ortega, Public Member
Nicholas L. McLain, Public Member

NOTICE OF MEETING OF THE ARIZONA STATE BOARD OF MASSAGE THERAPY October 26, 2020 9:30 a.m. Meeting to be digital; online.

To join the video meeting, click this link:

<https://meet.google.com/zdy-ufvr-doj>

To join by phone, dial +1 234-339-5269

and enter this PIN: 844 446 151#

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, October 26, 2020, at 9:30 a.m.** The meeting will be held digital; online. [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)(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 contacting Board staff at info@massageboard.az.gov. 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 info@massageboard.az.gov. Requests should be made as early as possible to allow time to arrange the accommodation.

ARIZONA STATE BOARD OF MASSAGE THERAPY

Posted: October 14, 2020

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

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

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Industry Board Members

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Public Board Members

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October 26, 2020, 9:30 a.m.

Board Meeting Agenda

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NOTE: The Chair of the Arizona State Board of Massage reserves the right to change the order of items published on this 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 items listed on the agenda. All meeting attendees whose presence is not required in an executive session may remain in the board meeting room when the Board withdraws to chambers for an executive session. Any and all legal action by Board members will only take place in open session.

I. CALL TO ORDER, Chair Victoria Bowmann LMT

II. ROLL CALL, Board Minutes Administrator, Andrea Cisneros

III. CALL TO THE PUBLIC, Chair

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, (*three minutes*), 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. (*Information detailing the "Call to the Public" is provided for attendees at the rear of the Board room, as well as copies of the monthly Board agenda.*)

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

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

- A. Discussion and approval of the Massage Board Open Minutes from the September 26, 2020 monthly meeting.

VI. CONSIDERATION, DISCUSSION, AND POSSIBLE ACTION ON STATE'S MOTION FOR CONTINUATION REGARDING THE FORMAL HEARING IN CASE NO. 20-140 RE: LMT SAMUEL CARTES, Chair

VII. ITEMS FOR BOARD REVIEW, DISCUSSION AND POSSIBLE ACTION, Chair

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. Report by Board Member Kevin Ramsey on the FSMTB virtual annual meeting amended activities.
- B. Report by Assistant Attorney General Seamus Monaghan on consideration of state license revocations for new criminally-convicted licensed therapists.
- C. Investigation Review File(s)
 - (1) 21-107 Ba, Feng
 - (2) 21-108 Li, Huai Mei
 - (3) 21-109 Martinez, Luis
 - (4) 21-110 Lopez, Steven
 - (5) 21-111 Lopez, Steven
 - (6) 21-112 Cavender, Michael
 - (7) 21-113 Garcia, Fabian

VIII. EXECUTIVE DIRECTOR'S REPORT, Staff

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.

IX. SUMMARY OF CURRENT EVENTS, Chair

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.

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

XI. NEXT ARIZONA MASSAGE BOARD MEETING DATE

A. Monday, November 23, 2020; 9:30 a.m., Meeting to be digital; online.

XII. MOTION TO ADJOURN, Chair