



General Business Meeting

Telephone Conference Call
August 26, 2020
9:00 am

Meet-Me #:

1-888-585-9008

Participant Code:

508-909-666

MEETING MINUTES

CALL TO ORDER

The meeting was called to order by Mr. Brooks, Chair, at 9:00 am. Those present for all or part of the meeting included the following:

MEMBERS PRESENT

Christopher Brooks, LMT, *Chair*
Sharon Phillips, LMT, AP, DOM, *Vice-Chair*
Robyn Dohn Havard, PLCS
Victoria Drago, LMT
Jennifer Wakeman, LMT

BOARD COUNSEL

Diane Guillemette, Esq., *Assistant Attorney General*

STAFF PRESENT

Kama Monroe, *Executive Director*
Gerry Nielsen, *Program Operations Administrator*

COURT REPORTER

For the Record Reporting
(850) 222-5491

Please note: *The minutes reflect the actual order agenda items were discussed and may differ from the agenda outline.*

AUDIO from this meeting can be found online: <http://www.floridasmassagetherapy.gov/meeting-information/>

I. ADMINISTRATIVE PROCEEDINGS

A. Applicants with History

AD-01. Anderson, Kyra **File # 102445**

Action Taken: After discussion, Dr. Phillips moved to issue the license unencumbered. Motion seconded by Ms. Drago, which carried unanimously.

AD-02. Bradford, Shaunte **File # 102096**

Action Taken: After discussion, Dr. Phillips moved to issue the license with the conditions of a \$1,000.00 administrative fine to be paid within 1 year and completion of a 10-hour Florida Laws and Rules course above and beyond renewal requirements within 90 days of the entry of the final order. Motion seconded by Mr. Brooks, which carried unanimously.

AD-03. Brelsford, Bernadette Marie **File # 102436**

Action Taken: After discussion, Ms. Wakeman moved to issue the license unencumbered. Motion seconded by Dr. Phillips, which carried unanimously.

AD-04. Collazo, Elisa M **File # 101945**

Applicant verbally withdrew her application on the record.

AD-05. Harris, Tyler Lucas **File # 102378**

Applicant verbally withdrew his application on the record.

AD-06. Luo, Caixia **File # 102304**

Action Taken: After discussion, Dr. Phillips moved to deny the application. Motion seconded by Ms. Drago, which carried unanimously.

RECESS: 10:15 / RECONVENE: 10:30

AD-07. Niehaus, Bailey Lynn **File # 102263**

Action Taken: After discussion, Mr. Brooks moved to issue the license with the conditions of a \$500.00 administrative fine to be paid within 6 months of the entry of the final order, and completion of a 10-hour Florida Laws and Rules course above and beyond renewal requirements within 90 days of the entry of the final order. Motion seconded by Dr. Phillips, which carried unanimously.

AD-08. Piao, Zhenzi **File # 102296**

Action Taken: After discussion, Mr. Brooks moved to issue the license unencumbered. Motion seconded by Dr. Phillips, which carried 4/1 with Ms. Wakeman in opposition.

Action Taken: After discussion, Dr. Phillips moved to reopen agenda item AD-08 for discussion. Motion seconded by Mr. Brooks, which carried unanimously.

Action Taken: After discussion, Dr. Phillips moved to issue the license contingent on receipt of a transcript providing an appropriate signatory name. Motion carried 3/2 with Ms. Havard and Ms. Drago in opposition.

Action Taken: After discussion, Mr. Brooks moved to direct staff to prepare a violation letter based on the receipt of transcripts which do not appear to comply with 64B7-32.002, Florida Administrative Code. Motion seconded by Dr. Phillips, which carried unanimously.

AD-09. Rivera Lorenzo, Andrea

File # 100034

Applicant verbally withdrew her application on the record.

B. Petition for Declaratory Statement

AD-10. Donald A. Brown

Ms. Drago provided her opinion as a certified reiki master that reiki falls under the definition of massage as provided in 480.033(3), Florida Statutes, as reiki practice may involve touch to manipulate the soft tissues of the human body.

Dr. Phillips provided similar, stating that the intent of reiki involves manipulation of the soft tissues of the human body.

Action Taken: After discussion, Mr. Brooks moved to bring a draft order in response to the petition for review by the Board at a future meeting. Motion seconded by Ms. Drago, which carried unanimously.

II. GENERAL BUSINESS DISCUSSION

A. OLD BUSINESS

Nothing at this time.

B. NEW BUSINESS

Annual Regulatory Plan – 2020 (Diane Guillemette, Esq.)

Counsel provided an update on the annual regulatory plan and indicated that it had been signed by the Chair under delegation previously allowed by the Board.

Schools and CE Update

Staff provided a status update on school and continuing education rule implementation regarding distance learning in light of COVID-19.

Future Meeting Dates

The Board discussed future meeting dates. Staff provided in-person meeting dates

IV. ADJOURN – 11:45 am

INFORMATIONAL