



General Business Meeting

General Business Meeting
January 26-27, 2023
9:00 am

The Barrymore Hotel Tampa Riverwalk
111 West Fortune Street
Tampa, FL 33602
(813) 223-1351

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*
Jennifer Wakeman, LMT, *Vice Chair*
Victoria Drago, LMT
Gerald Padgett, LMT

MEMBERS ABSENT

Dotti Groover-Skipper, *Consumer Member (excused)*

BOARD COUNSEL

Diane Guillemette, Esq., *Assistant Attorney General*

STAFF PRESENT

Danielle Terrell, *Executive Director*
Gerry Nielsen, *Program Operations Administrator*
Austin Conlon, *Regulatory Specialist III*

DEPARTMENT PROSECUTING ATTORNEYS

Christina Shideler, Esq., *Assistant General Counsel*
Dannie L. Hart, Esq., *Assistant General Counsel*
Michael Farnsworth, Esq., *Assistant General Counsel*

COURT REPORTER

Magnolia Court Reporting
Jane Heneghan
407-896-1813
reportingorlando@aol.com

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. DISCIPLINARY PROCEEDINGS

A. Recommended Orders

~~RO-01. Yanjuan Lu, LMT Case # 2016-27994 / DOAH # 22-1667PL PCP: Wakeman/Whitridge~~
CONTINUED FOR QUORUM.

B. Settlement Agreements

~~SA-02. Imperial Massage, LLC Case # 2021-27341 PCP: Drago/Whitridge~~
CONTINUED FOR QUORUM.

~~SA-03. Salon 230, Inc. Case # 2021-16351 PCP: Brooks/Phillips~~
CONTINUED FOR QUORUM.

~~SA-04. Yvette Patricia Owens, LMT Case # 2020-28197 PCP: Brooks/Groover-Skipper~~
CONTINUED FOR QUORUM.

C. Voluntary Relinquishments

VR-05, 06, and 07 were taken en masse.

~~VR-05. Sally Butts, LMT Case # 2022-21159 PCP: Waived~~

~~VR-06. W. Palm Massage & Spa, Inc. Case # 2021-38099 PCP: Waived~~

~~VR-07. Kathryn Norton, LMT Case # 2022-37420 PCP: Waived~~

Action Taken: After discussion, Mr. Brooks moved to accept the voluntary relinquishments. Motion seconded by Mr. Padgett, which carried unanimously.

APPLICANT IN ATTENDANCE

~~ADD-A1. Benson, Kenton File # 107790~~

Mr. Benson verbally amended his response to the criminal history question to "Yes."

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

~~VR-08. Sally Butts, LMT Case # 2021-10979 PCP: Brooks/Groover-Skipper~~
CONTINUED FOR QUORUM.

~~VR-09. Fengwen Sun, LMT Case # 2021-06703 PCP: Brooks/Groover-Skipper~~
CONTINUED FOR QUORUM.

~~VR-10. Youssef Habbouli, LMT Case # 2022-22759 PCP: Wakeman/Drage~~

~~CONTINUED FOR QUORUM.~~

D. Informal Hearings

~~IN-11. Body Alignment for Life, LLC Case # 2020-01735 PCP: Wakeman/Whitridge~~

~~CONTINUED FOR QUORUM.~~

~~IN-12. Zhaopingliu Case # 2022-06967 PCP: Brooks/Groover-Skipper~~

~~CONTINUED FOR QUORUM.~~

~~IN-13. Emerald Tanning and Nail Salon, Inc. Case # 2022-07875 PCP: Brooks/Groover-Skipper~~

~~CONTINUED FOR QUORUM.~~

~~IN-14. Fernanda Silva De Araujo, LMT Case # 2022-07372 PCP: Brooks/Whitridge~~

~~CONTINUED FOR QUORUM.~~

~~IN-15. Daniel Durrell Stephenson, LMT Case # 2019-53476 PCP: Phillips/Groover-Skipper~~

~~PULLED AT THE REQUEST OF THE DEPARTMENT.~~

~~IN-16. Li Fen Wu, LMT Case # 2021-27323 PCP: Phillips/Groover-Skipper~~

~~Respondent was not present. Ms. Hart represented the Department and presented the case to the board.~~

~~**Action Taken:** After discussion, Ms. Drago moved to accept the investigative report into evidence for the purpose of imposing discipline, find that the respondent was properly served and requested an informal hearing, accept the findings of fact and conclusions of law as set forth in the administrative complaint, and find that the findings of fact and conclusions of law constitute a violation of the practice act. Motion seconded by Mr. Brooks, which carried unanimously.~~

~~**Action Taken:** After discussion, Mr. Brooks moved to suspend the license until a new inspection is completed at Glorious Therapy, to impose an administrative fine in the amount of \$1,000.00, to require a 10-hour laws and rules course to be completed above renewal requirements, and to require the establishment owned to be inspected and to receive a passing result on those inspections every six months for a period of four years. Motion seconded by Ms. Wakeman, which carried unanimously.~~

~~**Action Taken:** After discussion, Mr. Brooks moved to assess costs in the amount of \$397.94. Motion seconded by Ms. Wakeman, which carried unanimously.~~

~~IN-17. Silvia Penna, LMT Case # 2021-23285 PCP: Phillips/Groover-Skipper~~

~~Respondent was not present. Ms. Hart represented the Department and presented the case to the board.~~

~~**Action Taken:** After discussion, Ms. Wakeman moved to accept the investigative report into evidence for the purpose of imposing discipline, to find that the respondent was properly served and requested an informal hearing, to accept the findings of fact as set forth in the administrative complaint, to accept the conclusions of law as set forth in the administrative complaint and find that the findings of fact and conclusions of law constitute a violation of the practice act. Motion seconded by Mr. Brooks, which carried unanimously.~~

Action Taken: After discussion, Mr. Brooks moved to reprimand the license, to impose an administrative fine in the amount of \$1,000.00, and to require a 10-hour Florida Laws and Rules course to be completed above and beyond renewal requirements. Motion seconded by Ms. Wakeman, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved to assess costs in the amount of \$662.93. Motion seconded by Ms. Wakeman, which carried unanimously.

IN-18. Rose Yu Spa, LLC

Case # 2021-43782

PCP: Phillips/Groover-Skipper

Respondent was not present. Ms. Hart represented the Department and presented the case to the board.

Action Taken: After discussion, Mr. Brooks moved to accept the investigative report into evidence for the purpose of imposing discipline, to find that the respondent was properly served and requested an informal hearing, to accept the findings of fact as set forth in the administrative complaint, to accept the conclusions of law as set forth in the administrative complaint and find that the findings of fact and conclusions of law constitute a violation of the practice act. Motion seconded by Ms. Drago, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved to revoke the license and impose an administrative fine in the amount of \$2,500.00. Motion seconded by Ms. Drago, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved to assess costs in the amount of \$442.08. Motion seconded by Mr. Padgett, which carried unanimously.

IN-19. Nerisa E. Martinez, LMT

Case # 2020-22241

PCP: Phillips/Groover-Skipper

Respondent was not present. Mr. Farnsworth represented the Department and presented the case to the board.

Action Taken: After discussion, Mr. Brooks moved to accept the investigative report into evidence for the purpose of imposing discipline, to find that the respondent was properly served and requested an informal hearing, to accept the findings of fact as set forth in the administrative complaint, to accept the conclusions of law as set forth in the administrative complaint and find that the findings of fact and conclusions of law constitute a violation of the practice act. Motion seconded by Ms. Wakeman, which carried unanimously.

Action Taken: After discussion, Ms. Wakeman moved to require the respondent to contact PRN within 30 days, to require an evaluation within 60 days, and to enter any recommended contract within 90 days, and to suspend the license if non-compliant with the timeframes for contact, evaluation, or contract. Motion seconded by Ms. Wakeman, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved to waive costs. Motion seconded by Ms. Wakeman, which carried unanimously.

RECESS: 10:13 am / RECONVENE: 10:31 am

~~**IN-20. Xiaoyan Ma, LMT**~~

~~**Case # 2017-10001**~~

~~**PCP: Wakeman/Drage**~~

~~**CONTINUED FOR QUORUM.**~~

~~**IN-21. David Daniel Deanda Jr., LMT**~~

~~**Case # 2020-31489**~~

~~**PCP: Brooks/Groover-Skipper**~~

~~**CONTINUED FOR QUORUM.**~~

~~IN-22. Essential Oils Massage~~ ~~Case # 2022-22393~~ ~~PCP: Drago/Padgett~~
CONTINUED FOR QUORUM.

~~IN-23. Essential Oils Massage~~ ~~Case # 2022-22395~~ ~~PCP: Drago/Padgett~~
CONTINUED FOR QUORUM.

~~IN-24. Alamet Nieves, LMT~~ ~~Case # 2021-18692~~ ~~PCP: Wakeman/Drage~~
CONTINUED FOR QUORUM.

~~IN-25. Jeffrey Scott Kaplan, LMT~~ ~~Case # 2022-22260~~ ~~PCP: Wakeman/Drage~~
CONTINUED FOR QUORUM.

~~IN-26. Jeffrey Scott Kaplan, LMT~~ ~~Case # 2022-22285~~ ~~PCP: Wakeman/Drage~~
CONTINUED FOR QUORUM.

~~IN-27. Fei Gao, LMT~~ ~~Case # 2019-09917~~ ~~PCP: Brooks/Groover-Skipper~~
CONTINUED FOR QUORUM.

E. Determination of Waivers

~~DW-28. Serenity Oasis Spa~~ ~~Case # 2020-35277~~ ~~PCP: Wakeman/Phillips~~
CONTINUED FOR QUORUM.

~~DW-29. Xiuhui Chai, LMT~~ ~~Case # 2021-39250~~ ~~PCP: Brooks/Whitridge~~
CONTINUED FOR QUORUM.

~~DW-30. Travis J. France, LMT~~ ~~Case # 2019-39050~~ ~~PCP: Brooks/Whitridge~~
WITHDRAWN.

~~DW-31. Noah D. Browne, LMT~~ ~~Case # 2021-05211~~ ~~PCP: Brooks/Whitridge~~
CONTINUED FOR QUORUM.

~~DW-32. Pengbo Zhang, LMT~~ ~~Case # 2021-41005~~ ~~PCP: Groover-Skipper/Phillips~~

Respondent was not present. Mr. Farnsworth represented the Department and presented the case to the board.

Action Taken: After discussion, Mr. Brooks moved to accept the investigative report into evidence for the purpose of imposing discipline, to find that the respondent was properly served and requested an informal hearing, to accept the findings of fact as set forth in the administrative complaint, to accept the conclusions of law as set forth in the administrative complaint and find that the findings of fact and conclusions of law constitute a violation of the practice act. Motion seconded by Ms. Drago, which carried unanimously.

Action Taken: After discussion, Mr. Padgett moved to reprimand the license, to impose an administrative fine in the amount of \$3,000.00, and to require a 10-hour laws and rules course to be completed within 90 days. Motion seconded by Ms. Drago, which carried unanimously.

Action Taken: After discussion, Mr. Padgett moved to impose costs in the amount of \$131.60. Motion seconded by Ms. Drago, which carried unanimously.

DW-33. Smiles Massage Therapy, Inc. Case # 2021-43797 PCP: Groover-Skipper/Phillips

Respondent was present without counsel. Ms. Hart represented the Department and presented the case to the board.

Action Taken: After discussion, Mr. Books moved to accept the investigative report into evidence for the purpose of imposing discipline, to find that the respondent was properly served and waived their right to an informal hearing, and to accept the findings of fact as set forth in the administrative complaint. Motion seconded by Ms. Wakeman, which carried unanimously.

Ms. Nan Taylor (owner) was present to present mitigation.

Case pulled at the request of the Department.

~~**DW-34. Cassandra Streib, LMT Case # 2021-14946 PCP: Groover-Skipper/Phillips**~~

~~**CONTINUED AT THE REQUEST OF THE RESPONDENT.**~~

DW-35. Jing Zheng, LMT Case # 2020-32305 PCP: Groover-Skipper/Phillips

Respondent was not present. Mr. Farnsworth represented the Department and presented the case to the board.

Action Taken: After discussion, Ms. Wakeman moved to accept the investigative report into evidence for the purpose of imposing discipline, to find that the respondent was properly served and waived their right to an informal hearing, to accept the findings of fact as set forth in the administrative complaint, to accept the conclusions of law as set forth in the administrative complaint and find that the findings of fact and conclusions of law constitute a violation of the practice act. Motion seconded by Mr. Brooks, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved to revoke the license. Motion seconded by Ms. Wakeman, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved to assess costs in the amount of \$213.58. Motion seconded by Mr. Padgett, which carried unanimously.

DW-36. Lili Sun Case # 2019-48510 PCP: Phillips/Whitridge

Respondent was not present. Ms. Hart represented the Department and presented the case to the board.

Action Taken: After discussion, Mr. Brooks moved to accept the investigative report into evidence for the purpose of imposing discipline, to find that the respondent was properly served and waived their right to an informal hearing, to accept the findings of fact as set forth in the administrative complaint, to accept the conclusions of law as set forth in the administrative complaint and find that the findings of fact and conclusions of law constitute a violation of the practice act. Motion seconded by Mr. Padgett, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved to revoke the license and to impose an administrative fine in the amount of \$1,250.00. Motion seconded by Mr. Padgett, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved to assess costs in the amount of \$79.34. Motion seconded by Mr. Padgett, which carried unanimously.

~~DW-37. Michael Francis Taylor, LMT Case # 2022-23231 PCP: Drago/Padgett~~
CONTINUED FOR QUORUM.

~~DW-38. Neidy L. Palacio, LMT Case # 2019-55114 PCP: Wakeman/Drago~~
CONTINUED FOR QUORUM.

~~DW-39. Donovan Davis Washington II, LMT Case # 2022-07134 PCP: Brooks/Groover-Skipper~~
CONTINUED FOR QUORUM.

~~DW-40. Ybor Medical, Injury and Accident Clinic, Inc. Case # 2020-17665 PCP: Wakeman/Drago~~
CONTINUED FOR QUORUM.

II. REPORTS

A. Prosecutor's Report

Ms. Shideler presented the case inventory as a part of the prosecutor's report.

Action Taken: After discussion, Mr. Brooks moved to direct the Department to continue prosecuting year-and-older cases. Motion seconded by Ms. Drago, which carried unanimously.

B. Review and Approval of Minutes

July 2022 - General Business Meeting Minutes

October 2022 - General Business Meeting Minutes

December 2022 - Conference Call Meeting Minutes

Action Taken: After discussion, Mr. Brooks moved to accept the minutes as presented. Motion seconded by Mr. Padgett, which carried unanimously.

C. Board Counsel's Report – Diane Guillemette, Esq.

November 2022 - Rules Report

December 2022 - Rules Report

January 2023 – Rules Report

D. Legislative Liaison Report

E. Vice Chair Report – Jennifer Wakeman

F. Public Relations Liaison Report – Victoria Drago

G. Rules Liaison Report

H. Budget Liaison Report

I. Executive Director's Report

Ratification of Licensure (10-04-2022 – 01-04-2023)

Action Taken: After discussion, Ms. Wakeman moved to ratify the licenses as presented. Motion seconded by Ms. Drago, which carried unanimously.

Florida Veteran Health Heroes: The Board collectively recognized and congratulated on Mr. Padgett for being featured as one of one of the 2022 Florida Veteran Health Heroes.

Electronic Licensing

J. School Liaison Report

K. Continuing Education Liaison Report

L. Unlicensed Activity Report

M. Healthiest Weight Liaison Report

ADJOURN 11:36 am.

Draft

APPLICANTS IN ATTENDANCE

AD-45. Li Yang

File # 108775

Applicant was in attendance.

Action Taken: After discussion, Mr. Padgett moved to deny the application for proof of graduation documents which do not meet the requirements of 64B7-32.003(1)(c), F.A.C., and for prior unlicensed activity in Florida. Motion seconded by Ms. Drago, which carried 3/1 with Ms. Wakeman in opposition.

AD-46. Nancy Pulido-Ruilova

File # 109307

Applicant was in attendance.

Action Taken: After discussion, Mr. Brooks moved that the education presented does not meet or exceed the requirements for licensure in Florida. Motion seconded by Ms. Drago, which carried unanimously.

AD-48. Ariana Lee Barrientos

File # 108958

Applicant was in attendance. Mr. Otwell (Space Coast Education Center) was present with Ms. Barrientos.

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

AD-51. Jacquelyn Susan Ruehl

File # 109324

Applicant was in attendance.

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

AD-52. Jamison Alexander Smith

File # 101167

Applicant was in attendance.

Action Taken: After discussion, Mr. Padgett moved to issue the license unencumbered. Motion seconded by Ms. Wakeman, which carried 3/1 with Ms. Drago in opposition.

AD-44. Evelyn K. Helms

File # 108529

Applicant was in attendance.

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

RECESS: 10:27 am / RECONVENE: 10:47 am

AD-66. Allied Health Career Institute

File # 514

Representative of applicant (Anna Rutson, fmr. Anna Medd; Allied Health Career Institute, Administrative Support) was present.

Applicant requested to waive their right to review.

Action Taken: After discussion, Ms. Wakeman moved to accept the applicant's waiver of deemer and continue.

AD-67. Alpha School of Massage - Tampa File # 509

Applicant was present without counsel.

Ms. Drago recused on the record.

Continued for quorum.

ADD-A2. Alpha School of Massage - Oviedo File # 504

Applicant was present without counsel.

Continued for attorney present.

AD-68. Beauty Massage Institute File # 512

Applicant was present without counsel.

Action Taken: After discussion,

III. ADMINISTRATIVE PROCEEDINGS

A. Request for Reconsideration

AD-41. Xiane Liu File # 107655

Applicant was not present.

Action Taken: After discussion, Mr. Brooks moved to vacate the Notice of Intent to Deny and to issue the license unencumbered. Motion seconded by Mr. Padgett, which carried unanimously.

B. Requests for Informal Hearing

AD-42. Claudia Restrepo File # 108653

Applicant was not present.

Action Taken: After discussion, Mr. Brooks moved to issue a Final Order granting the license unencumbered. Motion seconded by Ms. Wakeman, which carried 3/1 with Mr. Padgett in opposition.

AD-43. Meihua Zhang File # 108680

Applicant was not present.

Action Taken: After discussion, Mr. Padgett moved to vacate the Notice of Intent to Deny and to issue the license unencumbered. Motion seconded by Mr. Brooks, which carried unanimously.

C. Required Appearances

AD-44. Evelyn K. Helms File # 108529

This item was heard earlier in the meeting.

AD-45. Li Yang File # 108775

This item was heard earlier in the meeting.

D. Applicants with Foreign Education

~~AD-46. Nancy Pulido-Ruilova~~ File # 109307

This item was heard earlier in the meeting.

AD-47. Olli-Pekka Koskinen File # 109641

Applicant was not present.

Action Taken: After discussion, Ms. Wakeman moved that the education presented is not equivalent to the education required for licensure. Motion seconded by Mr. Brooks, which carried unanimously.

E. Applicants with History

~~AD-48. Ariana Lee Barrientos~~ File # 108958

This item was heard earlier in the meeting.

AD-49. Tina Marie Eyke File # 109527

Applicant was not present.

Action Taken: After discussion, Mr. Brooks moved to deny the application based on non-disclosure of criminal history, and for disorderly conduct as a crime related to the practice. Motion seconded by Mr. Padgett, which carried unanimously.

AD-50. Isaiah Antonio Leverette File # 109728

Applicant was not present.

Action Taken: After discussion, Ms. Drago moved to require the appearance of the applicant. Motion seconded by Mr. Padgett, which carried unanimously.

~~AD-51. Jacquelyn Susan Ruehl~~ File # 109324

This item was heard earlier in the meeting.

~~AD-52. Jamison Alexander Smith~~ File # 101167

This item was heard earlier in the meeting.

AD-53. Susan Elizabeth Switzer File # 106064

Applicant was not present.

Action Taken: After discussion, Mr. Padgett moved to deny the license based on non-disclosure of disciplinary history, prior denial of licensure, non-disclosure of prior licensure, and prior disciplinary history. Motion seconded by Ms. Wakeman, which carried unanimously.

AD-54. Elijah Kenneth Williams File # 61158

Applicant was not present.

The application was deemed incomplete and was continued to a future meeting of the Board.

F. Applicants with Education Discrepancy

AD-55. Jinghua Jiang **File # 109219**

Applicant was not present.

Action Taken: After discussion, Mr. Brooks moved to deny the application, as the proof of graduation submitted does not demonstrate completion of a course of study meeting the requirements of 64B7-32.003(1)(b), F.A.C. Motion seconded by Mr. Padgett, which carried unanimously.

AD-56. Guoying Liu **File # 109840**

Applicant was not present.

Action Taken: After discussion, Mr. Brooks moved to deny the application, as the proof of graduation submitted does not demonstrate completion of a course of study meeting the requirements of 64B7-32.003(1)(b), F.A.C. Motion seconded by Ms. Drago, which carried unanimously.

AD-57. Ana Maria Gonzalez Musso **File # 109168**

Applicant was not present.

Action Taken: After discussion, Mr. Padgett moved to deny the application, as the proof of graduation submitted does not meet the requirements of 64B7-32.003(1)(f), F.A.C. Motion seconded by Ms. Drago, which carried unanimously.

AD-58. Yubo Ren **File # 109706**

Applicant was not present.

Action Taken: After discussion, Mr. Padgett moved to deny the application, as the proof of graduation submitted does not meet the requirements of 64B7-32.003(1)(f), F.A.C. Motion seconded by Ms. Wakeman, which carried unanimously.

AD-59. Yan Sadler **File # 109663**

Applicant was not present.

Action Taken: After discussion, Mr. Padgett moved to deny the application, as the proof of graduation submitted does not meet the requirements of 64B7-32.003(1)(f), F.A.C., and does not demonstrate completion of a course of study meeting the requirements of 64B7-32.003(1)(b), F.A.C. Motion seconded by Ms. Wakeman, which carried unanimously.

AD-60. Jiayin Wang **File # 109305**

Applicant was not present.

Action Taken: After discussion, Mr. Padgett moved to deny the application, as the proof of graduation submitted does not demonstrate completion of a course of study meeting the requirements of 64B7-32.003(1)(b), F.A.C. Motion seconded by Ms. Drago, which carried unanimously.

AD-61. Dongmei Wu **File # 109192**

Applicant was not present.

Action Taken: After discussion, Mr. Padgett moved to deny the application, as the proof of graduation submitted does not meet the requirements of 64B7-32.003(1)(f), F.A.C. Motion seconded by Ms. Drago, which carried unanimously.

AD-62. Xiaoying Xu

File # 108983

Applicant was not present.

Action Taken: After discussion, Mr. Padgett moved to deny the application, as the proof of graduation submitted does not demonstrate completion of a course of study meeting the requirements of 64B7-32.003(1)(b), F.A.C. Motion seconded by Ms. Drago, which carried unanimously.

G. Petitions for Variance or Waiver

AD-63. Tony Clark

License # MA27231

Petitioner was not present.

Action Taken: Mr. Brooks moved to grant the petition for variance or waiver in part, accepting the Gua Sha tools course for 8 hours of credit, and to deny in part for the course in Manual Lymphatic Drainage course for 16 hours of credit, as there is not enough information provided to demonstrate that the course is valid. Motion seconded by Mr. Brooks, which carried 3/1 with Ms. Wakeman in opposition.

AD-64. Nancy Stenstream

License # MA2926

Petitioner was not present.

Action Taken: After discussion, Mr. Brooks moved that the presented material does not meet the requirements for a variance or waiver. Motion seconded by Mr. Padgett, which carried unanimously.

AD-65. Tiffany Hume

File # 109451

Petitioner was not present.

Action Taken: After discussion, Mr. Padgett moved to deny the petition, as the petition does not demonstrate that the purpose of the rule is met. Motion seconded by Ms. Drago, which passed 3/1 with Ms. Wakeman in opposition.

G. Board-approved Massage Programs

~~AD-66. Allied Health Career Institute~~ ~~File # 514~~

~~This item was heard earlier in the meeting.~~

~~AD-67. Alpha School of Massage - Tampa~~ ~~File # 509~~

~~This item was heard earlier in the meeting.~~

~~AD-68. Beauty Massage Institute~~ ~~File # 512~~

~~This item was heard earlier in the meeting.~~

AD-69. Essentials School of Massage

File # 516

Action Taken: After discussion, Mr. Padgett moved to grant the approval. Motion seconded by Mr. Brooks, which carried unanimously.

PUBLIC COMMENT:

Mr. Brooks inquired about the most common infractions seen by the inspector in the field and was provided a response from the inspector that the human trafficking and license display requirements were the most common violations.

Dr. Sharon Phillips made public comment concerning:

- Jurisprudence examination for establishment licenses and whether it was possible for the board to require a jurisprudence examination.
- Parking for the public, and whether the cost of parking can be incorporated into the costs of the meeting / paid for by the Department.
- School applications, and provided that her experience was that late updated submissions present a hardship to board review.
- Whether a rule concerning prohibition of the practice of illegitimate, and incorrectly termed “lymphatic drainage” was a possibility.

Mr. Adam Driggers made public comment concerning:

- Whether the Board would be holding a workshop hearing concerning distance learning beyond the current sunset date. The Board indicated that the issue of extending the sunset date could be discussed in a future meeting, and that a workshop may be more useful for broader education rules development.

IV. GENERAL BUSINESS DISCUSSION

A. OLD BUSINESS

B. NEW BUSINESS

Action Taken: After discussion, Mr. Brooks moved to open Rules 64B7-32.003 and 64B7-28.009, F.A.C. for development, to discuss the sunset dates for instruction hours completed by distance learning. Motion seconded by Ms. Wakeman, which carried unanimously.

Mr. Ian McIntosh (Legislative Chair, FSMTA) provided some insight as to the FSMTA’s involvement in Legislative Awareness Days, and about raising awareness about possible compact legislation in the future.

V. ADJOURN: 2:48 pm

VI. ADDENDUM

~~ADD-A1. Benson, Kenton~~ ~~File # 107790~~

~~This item was heard earlier in the meeting.~~

~~ADD-A2. Alpha School of Massage – Oviedo~~ ~~File # 504~~

~~This item was heard earlier in the meeting.~~