



General Business Meeting

Conference Call
March 15, 2023
9:00 A.M, ET

By Web:
<https://www.gotomeet.me/FL-BOMT/conference-calls>

By Phone:
1-877-309-2073
Participation Code: 985-532-741

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*
Dorothy Meadows, *Regulatory Supervisor*

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/>

AD-01. Lori Humphrey

File # 109935

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

AD-03. Kierra Davis

File # 109630

Applicant verbally withdrew her application on the record.

AD-06. Suann Lee

File # 109584

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

AD-08. Crystal Gail Mack

File # 109514

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

AD-10. Mahalet Melissa Rabadan

File # 109444

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

AD-11. Taylor Rogers

File # 109839

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

AD-13. Mykeesha Young

File # 109566

Applicant verbally withdrew her application on the record.

AD-16. Mireya Tapia

File # 107746

Action Taken: After discussion, Ms. Wakeman moved to accept the petition for variance or waiver. Motion seconded by Mr. Brooks, which carried unanimously.

AD-17. Judith Antonette Rose McKenzie

File # 107245

Action Taken: After discussion, Mr. Brooks moved to accept the education presented as equivalent to or exceeding that which is required in Florida. Motion seconded by Ms. Wakeman, which carried 3/1 with Ms. Drago in opposition.

AD-19. Randy Torres

File # 108026

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

RECESS 10:52 am / RECONVENE 11:02 am

AD-18. Allied Health Career Institute

File # 514

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

I. ADMINISTRATIVE PROCEEDINGS

A. Required Appearance

AD-01. Lori Humphrey _____ **File # 109935**

This item was heard earlier in the meeting.

B. Applicants with History

AD-02. Jianer Chen

File # 108284

Action Taken: After discussion, Mr. Padgett moved to deny the license for prior discipline in Florida and Illinois, and failure to disclose disciplinary action on application. Motion seconded by Mr. Brooks, which carried unanimously.

AD-03. Kierra Davis _____ **File # 109630**

This item was heard earlier in the meeting.

AD-04. Lina Fang

File # 109987

Action Taken: After discussion, Mr. Brooks moved to deny the application for prior denial. Motion seconded by Mr. Padgett, which carried unanimously.

AD-05. Alejandro Fonts-Alvarez

File # 108910

Action Taken: After discussion, Mr. Padgett moved to deny the license for criminal history and for failure to disclose on the application. Motion seconded by Ms. Drago, which carried unanimously.

AD-06. Suann Lee _____ **File # 109584**

This item was heard earlier in the meeting.

AD-07. Yingxiang Li

File # 109896

Action Taken: After discussion, Mr. Brooks moved to deny the license for criminal history and for failure to disclose criminal history on application. Motion seconded by Mr. Padgett, which carried unanimously.

~~AD-08. Crystal Gail Mack~~ _____ ~~File # 109514~~

This item was heard earlier in the meeting.

AD-09. Spencer Reed Patterson _____ **File # 109308**

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

~~AD-10. Mahalet Melissa Radaban~~ _____ ~~File # 109444~~

This item was heard earlier in the meeting.

~~AD-11. Taylor Rodgers~~ _____ ~~File # 109839~~

This item was heard earlier in the meeting.

AD-12. Xiaohui She _____ **File # 103560**

Action Taken: After discussion, Mr. Padgett moved to deny the application for prior criminal history and failure to disclose on application. Motion seconded by Ms. Drago, which carried unanimously.

~~AD-13. Mykeesha Young~~ _____ ~~File # 109566~~

This item was heard earlier in the meeting.

C. Applicants with Education Discrepancy

AD-14. Anselmo Leonel Sanchez Martinez _____ **File # 109824**

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

AD-15. Rong Yan _____ **File # 110167**

Action Taken: After discussion, Mr. Brooks moved to deny the license for education completed which does not meet requirements for licensure. Motion seconded by Ms. Wakeman, which carried unanimously.

D. Petitions for Variance or Waiver

~~AD-16. Mireya Tapia~~ _____ ~~File # 107746~~

This item was heard earlier in the meeting.

E. Applicants with Foreign Education

~~AD-17. Judith Antonette Rose McKenzie~~ _____ ~~File # 107245~~

This item was heard earlier in the meeting.

F. Board Approved Massage Therapy Schools

~~AD-18. Allied Health Career Institute~~ File # 514

This item was heard earlier in the meeting.

G. Continued Application (Addendum)

~~AD-19. Randy Torres~~ File # 108026

This item was heard earlier in the meeting.

Draft

II. RULES DISCUSSION

A. Rule 64B7-32.003, F.A.C. – Minimum Requirements for Board Approved Massage Therapy Schools

Public Comment:

Dr. Sharon Phillips, Ridge Technical College

Provided that hydrotherapy and laws and rules courses ought to be taught in person, based on experience with students completing education by distance through her program.

Adam Driggers, Alpha School of Massage

Provided that online delivery has not substantively impacted passage rates. Expressed concerns regarding difference between Florida students being required to take laws and rules in person and examination applicants from other states meeting this requirement online.

Action Taken: After discussion, Mr. Brooks moved to accept the proposed language changing the rule to extend to December 31, 2025. Motion seconded by Ms. Wakeman, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved that the proposed language would not negatively impact small businesses or cost of regulation in the amount of \$200,000 in the next year. Motion seconded by Ms. Wakeman, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved that no portion of the rule should be considered a minor violation. Motion seconded by Ms. Wakeman, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved that the rule sunsets inherently. Motion seconded by Ms. Wakeman, which carried unanimously.

Discussion of Workshop Hearing

Mr. Brooks would like this to be conducted in June / mid-summer and directed staff to survey for a date where everyone was available.

B. Rule 64B7-28.009, F.A.C. – Required Continuing Education for Massage Therapists

Current Rule Text

Proposed Rule Text

Action Taken: After discussion, Mr. Brooks moved to accept the proposed language as presented, while striking the 2019-2021 biennium. Motion seconded by Ms. Wakeman, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved that the proposed language would not negatively impact small businesses or cost of regulation in the amount of \$200,000 in the next year. Motion seconded by Ms. Drago, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved that no portion of the rule should be considered a minor violation. Motion seconded by Ms. Drago, which carried unanimously.

Action Taken: After discussion, Mr. Brooks moved that the rule sunsets inherently. Motion seconded by Ms. Drago, which carried unanimously.

III. GENERAL BUSINESS DISCUSSION

A. OLD BUSINESS

B. NEW BUSINESS

IV. ADJOURN: 12:45 pm