CALIFORNIA MASSAGE THERAPY COUNCIL

CAMTC Board of Directors Meeting
June 27, 2010
Via Teleconference

MINUTES
(open session portion of meeting)

1. Called to order at 8:24pm

In Attendance:

Directors: Bob Benson, Judi Calvert, Mark Dixon, Ben Drillings, Keith Grant,, Beverly May, Michael Schroeder, Paul Schwinghamer Joe Bob Smith, Dixie Wall

Directors Absent: William Armour, Michael Marylander, Roberta Rolnick, Trisha San Juan,

Staff: Ahmos Netanel, CEO, Jill Epstein, COO

General Counsel: Jill England

Guests: None announced

2. Legislative Update
Motion: Grant/Smith – To grant Chairman Beverly May and CEO Ahmos Netanel the ability to adopt positions on AB1822 on behalf of CAMTC, as needs require.

There was some brief discussion on the necessity to delegate tactical authority to the Chairman and CEO so CAMTC could react quickly during this critical legislative period.

Mike Schroeder called for the question.

Benson - Yes
Calvert – Yes

Dixon – Yes
Drillings – Abstain
Grant – Yes
May – Abstain
Schroeder – Yes
Schwinghamer – Abstain
Smith – Yes
Wall – Yes

MOTION APPROVED – 7 YES, 3 ABSTENTIONS

3. Closed Session
Motion: Schroeder/Grant: To table closed session until next Board meeting and adjourn.

Benson - Yes
Calvert – Yes
Dixon – Yes
Drillings – Yes
Grant – Yes
May – Abstain
Schroeder – Yes
Schwinghamer – Yes
Smith – Yes
Wall – Yes

Motion APPROVED 10-0.

4. Issues and Scheduling for next meeting
Chairperson Beverly May instructed anyone to contact her by Tuesday, June 29 with issues for the next Board meeting agenda.

5. Adjourn
Chairperson May adjourned the meeting at 8:40pm.

Minutes Approved: July 13, 2010

8/18/10
Ben Drillings, Secretary

CONFIDENTIAL DRAFT 8/3/10

CALIFORNIA MASSAGE THERAPY COUNCIL

CAMTC Board of Directors Meeting
July 13, 2010
Radisson Los Angeles Airport Hotel
6225 West Century Blvd.
Los Angeles, CA

MINUTES
(open session portion of meeting)

1. Called to order at 10:10am

In Attendance:

Directors: William Armour, Bob Benson, Judi Calvert, Mark Dixon, Ben Drillings, Keith Grant (arrived at 11am), Michael Marylander, Beverly May, Michael Schroeder, Paul Schwinghamer, Joe Bob Smith, Dixie Wall

Directors Absent: Roberta Rolnick, Trisha San Juan

Staff: Ahmos Netanel, CEO; Jill Epstein, COO

General Counsel: Jill England

2. Approval of Minutes
Motion: Dixon/Schroeder: Approve the minutes from the June 2, 2010, Board meeting, as corrected.

Motion APPROVED 11-0.

Motion: Schroeder/Dixon: Approve the minutes from the June 27, 2010, Board meeting as corrected.

Motion APPROVED 11-0.

3. Treasurer Report
Motion: Schroeder/Benson: Substitute CEO or COO for AMG President, Bob Achermann, in the expense approval process. CEO and COO are not signers on the account.

Motion APPROVED 10-1, Drillings abstained.

There was some discussion over the amount and timing of income recognized in our accrual accounting process. Staff and Treasurer were asked to make a recommendation on the actual costs associated with initial processing and maintenance of applications.

Treasurer Michael Marylander was commended for the promptness of his financial reports.

4. CEO Report
CEO Ahmos Netanel provided a summary of proposed amendments to AB 1822 and solicited Board feedback.

Motion: Schroeder/Marylander: In the context of AB 1822, CAMTC will not pursue requiring continuing education for certificate renewal or requiring certificate holders to include a certificate number on any media promotions or requiring clarifying language on BPPVE. These issues are to be addressed in the future.

Motion Amendment: Schroeder/Marylander: Delete reference to BPPVE in previous motion so CAMTC may pursue clarifying language with regard to BPPVE in AB 1822.

Motion APPROVED 10-2, Drillings and Schwinghamer opposed.

5. COO Report
COO Jill Epstein provided a summary of her work with AMG, website/database, finance, PSD, the public relations firm, and the Board.

6. Attendance at Federation of State Massage Therapy Boards (FSTMB) Annual Meeting
Chairman Beverly May reported that, as a member of the FSTMB, CAMTC is entitled to send one representative (all expenses paid) to the 2010 meeting as an "official delegate". In 2009, CAMTC sent 2 additional representatives at CAMTC expense.

Motion: Schroeder/Benson: Beverly May should attend the 2010 FSTMB Annual Meeting as the official CAMTC delegate.

Motion APPROVED 11-0, May abstained.

Motion: Schroeder/May: CAMTC shall pay for the CEO to attend the 2010 FSTMB Annual Meeting.

Motion APPROVED 12-0.

Motion: May/no second: CAMTC shall pay up to $1500 in expenses for the Public Policy and Local Government Chair to attend the 2010 FSTMB Annual Meeting.

Motion FAILED.

Mr. Netanel noted that he has initiated conversations for the 2011 FSTMB Annual Meeting to be held in Los Angeles.

7. Closed Session with CAMTC's legal counsel pursuant to Government Code Section 11126(e).
Chairman Beverly May called the meeting into closed session at 12:25pm. Open session resumed at 1:45pm.

8. National Practitioner Database (NPDB)
General Counsel Jill England presented research indicating that the federal laws applicable to the NPDB disclosure and reporting requirements do not apply to CAMTC since massage therapists do not fall under the definition of health care practitioner. Several Directors disputed this finding and referenced a massage therapy code within NPDB. Ms. England agreed to research this issue further and report back in August.

9. Policy Issues

a. Re-applying after denial
Motion: Schroeder/Grant: Applicants who are denied certification are eligible to re-apply 2 years after effective date of denial.

Motion APPROVED 12-0.

Motion: Schroeder/May: Applicant may request up to a 1-year extension to complete educational requirements before application is sent to Professional Standards Division for further review.

Motion APPROVED 12-0.

b. Conditional Certificates
Motion: May/Schroeder: Whereas the CCMP portal was a legislative compromise, designed to be used in narrow cases, CAMTC should not refer applicants from schools whose transcripts are not accepted as proof of education to this portal as a "quick" way to certification.

Motion WITHDRAWN.

The Board asked the CEO to instruct staff that applicants should not be directed to the Conditional Certificate portal as a "quick" way to obtain certification.

10. Professional Standards Division (PSD) Update
Ms. Epstein provided an update on PSD activities and discussed the upcoming batch of proposed denial letters that were about to be sent to applicants who did not submit proof of education or who submitted insufficient proof of education. She was asked prepare an analysis for the August Board meeting on the number and status of applicants who have been asked to submit additional proof of education to date.

Ms. Epstein also noted that she has coordinated an in-person PSD training for July 20 with all PSD staff, select AMG representatives, and Special Counsel, Alison Siegel.

Mr. Netanel discussed several instances of certificate holders who have been arrested for sexually-related crimes subsequent to certification and Ms. England reviewed the legal process available to PSD.

Ms. England reported that she is working with a legal secretary to coordinate hearings. PSD is also in the process of hiring a paralegal to draft minutes of PSD meetings.

11. Unprofessional Conduct
Motion: May/Grant: Sexually explicit advertising is unprofessional conduct.

Motion APPROVED 12-0.

12. IT Report
IT Liaison Paul Schwinghamer reported that he, Mr. Netanel, Ms. Epstein and Carlos Lima of Red Blizzard met to discuss the website. Mr. Schwinghamer noted that he wants to focus on policy and gradually shift IT responsibilities to Ms. Epstein as the staff person interfacing with vendors.

Updates to the online application, printable application and data entry fields are set to roll-out at the end of July.

Motion: May/Schroeder: CEO and COO have the authority to make non-policy related updates to the website.

Motion APPROVED 12-0.

13. Budget
Motion: Schroeder/Benson: Postpone consideration of the budget until next Board meeting. CEO to present new budget to reflect $90,000 in savings.

Motion APPROVED 11-0, May abstained.

14. Outreach Update
Committee Chairman Roberta Rolnick submitted a written report.

15. PPLG Update
Committee Chairman Mark Dixon submitted a written report.

16. Title Use
(Bob Benson recused himself from this discussion and any action that might be taken)

Motion: Schroeder/May: Board to reconsider June 2, 2010, vote to "reserve the use of the word certified (in connection with the massage therapy profession) to those certified by CAMTC or certified by an organization accredited by the National Commission for Certifying Agencies (NCCA)."

Motion APPROVED 7-1, Dixon opposed; Wall, Grant, Marylander abstained. Benson did not participate.

Motion: May/Smith: CAMTC reserves the phrases "certified massage practitioner", "certified massage therapist", "certified bodywork therapist", "certified bodyworker", "certified massage and bodywork therapist", "certified bodywork practitioner" and "certified massage and bodywork practitioner" to those who are certified by CAMTC.

Motion APPROVED 11-0. Benson did not participate.

17. Rehabilitation Criteria
Motion: Benson/Schroeder: Adopt "Criteria for Proof of Rehabilitation" to codify the criteria PSD has always considered.

Motion APPROVED, 12-0.

18. Issues and Scheduling for next meeting
The next Board meeting will be August 10, 2010. Location TBD.

19. Use of Historical Photos on Website
Judi Calvert offered to donate her old photos depicting massage therapists for use on the CAMTC website. The Board approved the concept of adding a "History of Massage" tab to the website in the future and using these photos.

20. Adjourn
The meeting was adjourned at 4:35pm.

Minutes Approved: 8/18/10, 2010

Ben Drillings, Secretary