

NEW MEXICO MASSAGE THERAPY BOARD

Pharmacy Conference Room, 4th Floor
1650 University Blvd., Albuquerque
March 11, 2002 – 1:00p.m.

AGENDA

CALL TO ORDER

APPROVAL OF AGENDA

COMMITTEE REPORT & BOARD ACTION

- A. Education & Licensing & Examination Compliance Committee
(Sharon White)

EXECUTIVE SESSION pursuant to § 10-15-1.H (1) and (3)

- A. Matters Related to the Issuance, Suspension, Renewal, or Revocation
of Licenses

BOARD ACTION ON EXECUTIVE SESSION ITEMS

- A. Matters Related to the Issuance, Suspension, Renewal, or Revocation
of Licenses

ADJOURNMENT

NEW MEXICO MASSAGE THERAPY BOARD

Pharmacy Conference Room, 4th Floor
1650 University Blvd., Albuquerque
March 11, 2002 – 1:00p.m.

MINUTES

MEMBERS PRESENT: Sharon D. White, Chair
Gene V. Henley, Public Member
W.D. 'Peter' Lane, Massage Therapist
Larry C. Suzuki, Public Member

OTHERS PRESENT: Geraldine Mascarenas, Administrator
Patrick Simpson, Assistant AG

GUESTS: See Attached Sign-in Sheet (Attachment 1)

CALL TO ORDER

Chair Sharon White called the meeting to order at 1:11p.m. A quorum was present with at least one member being a public member.

APPROVAL OF AGENDA

MOTION was made by Gene Henley, SECONDED by Peter Lane, to accept the agenda as presented. MOTION CARRIED UNANIMOUSLY.

COMMITTEE REPORT & BOARD ACTION

A. Education & Licensing & Examination Compliance (Sharon White)

After a brief discussion the Board agreed that they should go into Executive Session to discuss the applications for licensure/registration.

EXECUTIVE SESSION pursuant to § 10-15-1.H (1) and (3)

MOTION was made by Gene Henley, SECONDED by Larry Suzuki, to enter into Executive Session to discuss complaints, matters related to the issuance, suspension and renewal or revocation of a license, and pending or threatened litigation.

The vote was: Gene Henley, yes; Larry Suzuki, yes; Peter Lane, yes, and Sharon White, yes.

MOTION CARRIED UNANIMOUSLY.

MOTION was made by Gene Henley, SECONDED by Larry Suzuki, to reconvene back into Regular Session at 2:50p.m.

The vote was: Gene Henley, yes; Larry Suzuki, yes; Peter Lane, yes, and Sharon White, yes.

Assistant Attorney General, Patrick Simpson, stated for the record that those items discussed in Executive Session were limited to the items listed in the motion for Executive Session.

BOARD ACTION ON EXECUTIVE SESSION ITEMS

Applicant No. 1

MOTION was made by Larry Suzuki, SECONDED by Gene Henley, that the following be done:

1. The Board shall deliver, by certified mail with return receipt requested, a list of specific matters Applicant has not included in his application. Applicant shall deliver the information requested so that the Board receives it no later than two weeks after the return mail receipt indicates Applicant received the request. If Applicant does not respond by that date, the Application shall be considered void and the Board will return it to Applicant.

2. At the same time as, and independent of the request for further information, request the issuance of a Notice of Contemplated Action from the Attorney General's Office Litigation Division. The Board requests the NCA charge Applicant with the following, singularly or collectively representing possible violations of NMSA 1978, Section 61-12C-24B(1), (6) and (12):

- a. unfair use of copyrighted materials;
- b. past failure to refund tuition money to students;
- c. continuing and past inappropriate use of the term "reflexology" in connection with Applicant's personal practice;
- d. inability or unwillingness to comply with information requirements of Board rules; and,
- e. acceptance of state money for services improperly rendered.

The vote was: Gene Henley, yes; Larry Suzuki, yes; Peter Lane, yes, and Sharon White, abstaining, and one (1) Board Member absent.

Applicant No. 2

MOTION was made by Larry Suzuki, SECONDED by Gene Henley, to approve the application.

MOTION was amended by Larry Suzuki, SECONDED by Gene Henley, to approve the application upon successful completion of the application and licensing requirements.

The vote was: Gene Henley, yes; Larry Suzuki, yes; Peter Lane, yes, and Sharon White, abstaining, and one (1) Board Member absent.

Applicant No. 3

MOTION was made by Larry Suzuki, SECONDED by Gene Henley, to approve the application for a temporary license, and that at six (6) months and then at twelve (12)

months, from the date the temporary license is issued, the applicant shall have a New Mexico Licensed Massage Therapist send a letter, by certified mail, to the Board Office attesting to the satisfactory professional behavior of the Applicant.

The vote was: Gene Henley, yes; Larry Suzuki, yes; Peter Lane, yes, and Sharon White, abstaining, and one (1) Board Member absent.

ADJOURNMENT

There being no further business before the Board, Sharon White adjourned the meeting.

The meeting was adjourned at 3:05p.m.

SUBMITTED BY:

Geraldine Mascarenas, Program Manager

Date

APPROVED ON BEHALF OF THE BOARD BY:

Sharon D. White, Chair

Date