

**BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS**  
**BOARD MEETING**  
*March 10, 2016*

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**GENERAL SESSION**

1. Review Approval of Agenda
  2. Review approval of Board Minutes of last meeting (*February 11, 2016*)
  3. **Introduction of Kimberly Link, JD**
  4. **Representatives of Consortium of Maryland State Community Colleges with Massage Therapy Education Programs Re: Application for Licensure or Registration**
  5. **Old Business:**
    - a) **HB 671- Howard County – Practice of Massage – Regulations**  
**Howard County Office of County Executive correspondence**  
**Speaker Tamera Bulla – Office of the Chief of Police Planning and Legislative Affairs**  
**Speaker Doug Mullendore – Office of the Sheriff Washington County**
    - b) **HB 1420 – State Board of Massage Therapy Examiners – Licensure, Registration, and Regulations**  
**Position Paper – Letter of Support**
    - c) **Board Workshop**
    - d) **Test Committee**
  6. **New Business:**
    - a) **SB 1083 – Secretaries of Principal Departments – Supervision and Review of Decisions and Actions by Units within Department**
    - b) **Committee for Healthcare Licensing and Discipline Correspondence Chiropractic**
    - c) **Discipline Committee**
    - d) **April 27 – May 1 FCLB Conference Attendance**
  7. **Chiropractic Petition(s):**
    - a) **Diane Taber, D.C. (CA Applicant – Danielle Koen) – Petition to extend CA training program to allow C.A. trainee to take the August 2016 CA Exam**
- FYI: Miscellaneous Correspondence for review/discussions**
- a) **Statistics on BCMTE Chiropractors & CA Examinations (2016-2009)**

**BOARD WORKING LUNCH**

**BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS**  
**GENERAL SESSION BOARD MEETING**

*March 10, 2016*

**Members Present**

Jonathan Nou, DC – Board President  
David Cox, LMT, Board Vice President  
Ernestine Jones Jolivet, Board Secretary/Treasurer  
Karen Biagiotti, LMT  
Robert Frieman, DC  
Gregory Lewis, DC  
Kindra Ingram, DC  
Gwenda Harrison, LMT  
Gloria Boddie-Epps, Consumer Member

**Non-Members Present**

Laurie Sheffield-James, Executive Director  
Adrienne Congo, MS, Deputy Director  
Grant Gerber, AAG, Board Counsel  
James Gamble, Administrative Specialist II  
Nina Wendt, LMT – Body Health Massage  
Kristen Neville, DHMH  
Joel Hurewitz, Howard County Resident  
Sabrina Lopez, LMT, AMTA  
Sharon Bloom, DHMH  
Tamera Bulla, Howard County Police  
Captain Dan Coon, Howard County Police  
Lynne Brummitt, AACC  
Paula Jilanis, Allegany College of Maryland  
Robin Anderson, CCBC

**Members Absent:**

Michael Moskowitz, DC

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Dr. Nou called the meeting to order at 10:15am.

**Review Agenda & Minutes:**

The March 10, 2016 Agenda was reviewed by the Board and the following revisions were suggested: Addition of subsection d “Test Committee” under Old Business. Addition of subsection c “Discipline Committee” under New Business. Addition of subsection d “FCLB Conference Attendance” under New Business.

Dr. Frieman moved to accept the Board Agenda with those revisions; Dr. Fedorczyk seconded and the motion passed unanimously.

The February 11, 2016 Board Minutes were reviewed by the Board. Dr. Lewis moved to approve the February 11, 2016 Board Minutes as written; Dr. Frieman seconded and the motion passed unanimously.

**Introduction of Kimberly Link:**

Ms. Kimberly Link, JD was introduced as the newly hired Compliance Manager for the BCMTE. Ms. Link’s prior experience was as an attorney with American Fuel and Petrochemical Manufactures. While employed with the aforementioned organization Ms. Link handled matters pertaining to anti-trust and copyright law.

**Representatives of Consortium of Maryland State Community Colleges with Massage Therapy Education Programs Re: Application for Licensure or Registration:**

Tara Mcmanaway, spokesperson for the Consortium of Maryland State Community Colleges which includes the Allegany College of Maryland, Anne Arundel Community College, College of Southern Maryland, and the Community College of Baltimore County presented points for the Board to discuss. Ms. Mcmanaway requested clarification regarding COMAR 10.43.17.04, entitled "Application for Licensure or Registration" for Massage Therapists which changed April 2015. In their petition, the Consortium

- Item 1 – Requested that the current Board make a determination that interprets the 600-hour training in the AAS in massage therapy to be inclusive with the 60 college credit hour requirement as well as the minimum of 24 college credit hours in basic and applied science courses related to health care.
- Item 2- Requested that the current Board make a determination that interprets if the Certificate in Massage Therapy are no longer being considered inclusive of the 600 contact hours of massage training. Ms. Mcmanaway pointed out that, no definition is provided in the application, regulations or supporting materials for 24 hours of basic and applied science courses related to health care.

**2A** – Requested that the current Board make a determination that interprets that if an applicant holds a Certificate of Massage from an accredited college, then the 600-hours which are awarded with 30 college credits are interpreted as fulfilling both the requirement of the 600-hour massage training and apply to 30 credits of the 60 college credits requiring for LMT status.

**2B** - Requested that a definition of basic and applied science courses related to health care should be consistent with the same courses that are approved as courses which fulfill requirements for an Associates of Applied Science.

**2C**- A comprehensive list of courses which qualify should be created and published for all applicants.

Item 3 – Requested that the current Board make a determination that interprets the 24 hours of required training as a pathway to licensure in a manner that is more equivalent to the credit pathway to LMT status to protect the public.

- Item 4 – Requested that the current BCMTE interpret COMAR and make a determination that clearly delineates the pathway to transition from a RMP to a LMT licensure.

Ms. Adrienne Congo, Deputy Director notified Tara Mcmanaway that Item 4 can be resolved administratively by the BCMTE.

Discussion on Item 1, Item 2, and Item 3 were tabled until further strategic clarification could be given.

**Old Business:**

**a) HB 671 – Howard County – Practice of Massage – Regulations**

Ms. Laurie Sheffield James notified the Board of a letter that was submitted to her by Allan Kittleman who is an Executive from Howard County. Ms. Sheffield James advised the Board that Mr. Kittleman's letter outlines Howard County Government's commitment to eliminating Human Trafficking and all related crimes. Additionally, Ms. Sheffield James notified the Board that Howard County Government is pursuing HB 671 to be passed to ensure that local law enforcement can enter and inspect disreputable establishments. Ms. Sheffield James advised the Board that Howard County government "does not seek to implement county-based licensing or require local permits but rather ensure that those practicing massage

therapy are licensed by the BMCTE consistent with Maryland law {Health Occ. 3-501(b)}. Based on this information, Ms. Harrison moved to support HB 671 with amendments to include language with “advice and consultation of the Board”; Dr. Fedorczyk seconded and the motion passed unanimously.

**b) HB 1420 State Board of Massage Therapy Examiners – Licensure, Registration, and Regulations**

Ms. Sheffield James notified the Board that on 03/14/2016 HB 1420 will be discussed and open for testimony by the Health and Government Operations subcommittee. Ms. Sheffield James recommended that Board members should provide testimony regarding HB 1420 due to the BCMTE being in support of the aforementioned House Bill. The following voting and non-voting members volunteered to testify their support of HB 1420: Dr. Gregory Lewis, Dr. Robert Frieman, Mr. David Cox, Ms. Karen Biagiotti, and Ms. Laurie Sheffield James.

**c) Board Workshop**

Ms. Adrienne Congo notified the Board that the April 14, 2016 Board Meeting/Board Workshop will remain at the Conference Center at the Maritime Institute in Linthicum Heights Maryland on Thursday, April 14, 2016 from 9am – 10am for the general public. Ms.

Ms. Congo further advised the Board that time/location of the April meeting has been posted in the Maryland Register for the general public’s viewing and will continue to be posted until April 1, 2016. Additionally, Ms. Congo notified the Board that rooms will be available to Board Members and Board staff on April 13, 2016 to provide close proximity to the aforementioned event.

**d) Test Committee**

Dr. Fedorczyk notified the Board that NBCE advised him that prospective Chiropractors and Chiropractic Assistants can take the licensing exam for \$100.00 dollars (Chiropractors) and \$75.00 for (Chiropractic Assistants). Dr. Fedorczyk stated “that currently Chiropractors and Chiropractic Assistants are charged \$300 and \$100 dollars respectively for the completion of their licensing exams by the BCMTE”. Dr. Fedorczyk advised the Board that an exam being administered electronically to Chiropractors and Chiropractic Assistants will allow the exam to be easily accessible and reduce the current fees that both professions have to pay at this time.

**New Business:**

**a) SB 1083 – Secretaries of Principal Departments – Supervision and Review of Decisions and actions by Units within Department**

Ms. Sheffield James advised the Board that a meeting with other Executive Directors of the Health Occupation Boards will meet and devise a position on the aforementioned Senate Bill however; the Board’s stance will remain opposed to SB 1083 at this time. Additionally, Ms. Sheffield James notified the Board that a position paper will be written and forwarded to the Board at a later date.

**b) Committee for Healthcare Licensing and Discipline Correspondence Chiropractic**

Ms. Sheffield James generally discussed with the Board the recommendations outlined in the letter for Health Care Licensing and Discipline Reform.

**c) Discipline Committee**

Ms. Sheffield James notified the Board that changing of the Disciplinary Committee should be conducted during Board elections which occur on July 1, 2016.

**d) FCLB Conference Attendance**

Ms. Adrienne Congo notified the Board that Dr. Michael Fedorczyk (Past Board President) and Dr. Jonathan Nou (Board President) will attend the FCLB Conference being held from April 27, 2016 – May 1, 2016.

**Chiropractic Petition(s):**

**a) Diane Taber, D.C. (CA Applicant – Danielle Koen) – Petition to extend CA training program to allow C.A. trainee to take the August 2016 CA Exam**

Ms. Danielle Koen petitions the Board to extend her CA training due to not finding an adequate babysitter which made it difficult to attend the required sessions. Additionally, Ms. Koen stated “that she understands the next exam is in August, so I am asking for an extension to take the August exam so I can be able to finish my hands on sessions”.

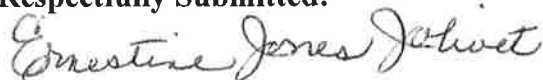
Based on this information, Dr. Frieman moved to extend Ms. Koen’s CA training; Dr. Lewis seconded and the motion was passed unanimously.

**FYI: Miscellaneous Correspondence for review/discussions**

**a) Statistics on BCMTE Chiropractors & CA Examinations (2016-2009)**

*Upon motion by Dr. Frieman, seconded by Dr. Lewis, the Board unanimously voted to close General Session at 12:53pm.*

**Respectfully Submitted:**



**Ernestine Jones Jolivet  
Board Secretary/Treasurer**