

**OPEN MINUTES**  
**Missouri Board of Therapeutic Massage**  
**June 11, 2001 – 2:00 p.m.**  
**Telephone Conference Call**  
**Division of Professional registration**  
**3605 Missouri Boulevard – Jefferson City, Missouri**

The Missouri Board of Therapeutic Massage was called to order by Board Chairperson Elizabeth Miller at 2:10 p.m. at the Division of Professional Registration, 3605 Missouri Boulevard, Jefferson City, Missouri. Because the board did not have a quorum, it was determined the meeting would convene as a subcommittee and make recommendations. However, Mr. Alvarez joined the call at 2:12 p.m. and with a quorum, the conference call meeting proceeded.

**Board Members present**

Elizabeth Miller, Chairperson  
Sid Brantley  
Derek Alvarez  
Christi Warner  
Juliet Mee, Non-voting member

**Board Members Absent**

Dr. Gretchen Lockett, Public Member  
Bernard Wesley, Vice Chairperson  
Kevin Snedden (Provided recommendations to staff as he was unable to attend conference call meeting)

**Staff Present**

Loree Kessler, Executive Director  
Jeanette Stuenkel, Executive I  
Chad Sooter, Licensure Technician

Ms. Miller indicated she would be voting in open and closed session.

**Business License Discussion**

The board discussed the issue of what party is responsible for obtaining a business license, the owner/operator or each individual that leases space at a particular location. A motion was made by Mr. Brantley and seconded by Mr. Alvarez for the business license and inspection to be the responsibility of the owner/operator of the massage therapy business. Additionally, the owner/operator of the location is responsible for compliance with applicable laws and rules concerning the massage therapy business license. Board members voting aye; Mr. Alvarez, Mr. Brantley, Ms. Warner and Ms. Miller.

Ms. Mee requested that the record reflect that there are additional requirements such as tax laws by the IRS that may not correspond with the board's position. It was Ms. Mee's recommendation that the massage therapist practice as an independent contractor or leasing

space to practice massages therapy obtain a business license as well. Ms. Miller instructed the executive director to make sure Ms. Mee's comments were included in the open session minutes.

### **Correspondence - Michael Kline**

A motion was made by Ms. Warner and seconded by Mr. Alvarez to send a letter to Mr. Kline advising him that the information contained within an applicant's file is a close record and to reference the law. Additionally, the correspondence should refer Mr. Kline to the Governor's and Division Director's office concerning the selection process of board members and that the law provides for a non-voting member representing massage therapy schools to be appointed to the board. Motion carried unanimously.

### **White River School of Massage**

A motion was made by Ms. Warner and seconded by Mr. Alvarez to inform the director that both the transcript of verification of education form were required for applications. Motion carried unanimously,

### **Correspondence - Cathy Ann Engle**

The board determined that the energy therapy program and wellness consultant program at MTTI was in compliance with the regulation regarding formal training.

The executive director noted that massage therapists with a temporary license might not be aware that the course work obtained in compliance with the regulation must be provided through an approved program. The board determined that information needed to be sent to temporary licensed individuals concerning the requirement that if course work or continuing education did not go through an approved school or program it would not count for licensure.

At 3:00 p.m., a motion was made by Ms. Warner and seconded by Mr. Brantley to convene in closed session pursuant to motion to close 610.021 subsection (14) subsection (7) RSMo for the purpose of discussing applicants for licensure and/or discussing investigative reports and/or complaints and/or audits and/or other information pertaining to the licensee or applicant and section 610.021 subsection (1) RSMo for the purpose of discussing general legal actions, causes of action or litigation, and any confidential or privileged communication between this agency and its attorney. Board members voting aye; Ms. Warner, Mr. Alvarez, Mr. Brantley, and Ms. Miller. Motion carried unanimously.

### **Correspondence - Healing Arts Center**

While in closed session, the board noted that a letter from the Healing Arts Center regarding application deadlines should have placed on the open session agenda. The executive director was instructed to move the item to open session and record the motion and vote concerning the letter from Healing Arts Center in the open session minutes.

A motion was made by Mr. Brantley and seconded by Mr. Alvarez to advise Healing Arts Center that the board does not have the legal authority to extend the deadline for submitting applications for licensure according to the grandfather section of the law. The board must follow the date as established by the statute. Motion carried unanimously.

At 4:17 p.m., a motion was made by Mr. Brantley and seconded by Mr. Alvarez to convene in open session and adjourn the meeting. Board members voting aye; Mr. Brantley, Mr. Alvarez, Ms. Warner and Ms. Miller. Motion carried unanimously.

**Correspondence - Donna Milligan**

Prior to adjournment the board instructed the executive director send Ms. Milligan a letter similar to Ms. Engle regarding the requirements for the additional education for massage therapists with a temporary license. Additionally, Ms. Milligan may use the acronym "LMT" with her name and she must post a picture with her license.

---

Executive Director

Approved by Board on October 29, 2001