



This report is a publication of the Nevada Chapter of the American Massage Therapy Association - the AMTA-NV Chapter is solely responsible for its content. It is intended for member notification of the official proceedings of the Nevada State Board of Massage Therapy and is available to the general public when posted on the chapter's website at amta-nv.org and is not intended to take the place of the official Minutes of the NSBMT. The official NSBMT Minutes are [available on their website](#) approximately 30 days after the date of the corresponding Meeting. Requests for NSBMT Meeting Minutes and audio recordings can be made to nvmessagebd@state.nv.us.

This is a brief overview of public proceedings during a scheduled Meeting of the Nevada State Board of Massage Therapy (NSBMT) regarding the NSBMT's actions that affect its licensees and the profession of massage therapy, reflexology, and structural integration in Nevada. Disciplinary hearings and/or Items and Public Comment are not a part of this report.

>> begin report

Locations of Meeting: see attached NSBMT Agenda

Date of NSBMT Meeting: 6/27/2018

Meeting Start Time: 9:00am

- Item #1: Roll Call - April, Diane, Deirdre, Elisabeth, Bob, Lorna, Nancy, Margaret, Cody present.
- Item #3: Board Counsel Colleen Platt presents training.
- Item #9: Board members Approved of Chair's 108 authorized & approved Applications.
- Item #11: Staff moving forward with securing Southern Nevada Operations Office location at 1601 E Flamingo complex.
- Item #12b: Board agreed to send Sandy & one, Reno-based Board member.
- Item #12c: Board Approved.
- Item #12d: Board Approved.
- Item #12e: Board Approved.
- Item #12f: Board Approved - FSMTB's NV Delegate is April, Sandy & Tereza to attend.
- Item #12g: Board Approved.
- Item #12h: Board Approved.
- Item #12i: Board Approved.
- Item #13a,b,c: Approved, w/ noted grammar edits.
- Item #14: April's report - Completion: 100% in NoNV, 78% in SoNV; SoNV % due to out-of-office trainings. Outcall Inspections are coming to No- & SoNV in the next few months.
- Item #15: Bob recommended ABMP CoE as a starting point & possible reference, for posting on the NSBMT's website. Colleen recommended that it or a Board-created Code of Ethics be entered as a Regulation, which requires modification of the NAC. Timeline for a clean BDR to start the process will be 'by June 1' of 2019 for a Regular 2019 NV Legislative Session. Board Approved a Board-created CoE be developed as a "1-year project" for submission in 2019.



- Item #16: Policies & Procedure development will be a slow process. Counsel recommended certain priorities for development in the process that the Board agreed could take several meetings to address - Board Approved a long-term solution to addressing via email and agreeing on Policies & Procedures in a Regular Meeting, to occur over several Meetings.
- Item #17: After Sandy presented options, costing \$20K plus for the Retreat, the Board agreed that if training was a focus that most of the Board was already trained and that any additional training could be done outside of a Retreat and that the cost of a Retreat can be unspent, thereby cancelling any [planning of a] Retreat.
- Item #18: Steve presented the current Audit to the Board, only citing a couple of suggestions, and asked if there were any questions by the Board.
- Item #19: As of the second Reflexology exam date and 108 Applicants (who are grandfathered as 'qualified to take the state exam with 2 yrs of record of local business license as a Reflexologist'): 2 passed. Nancy asked about the integrity of the exam, as she nor any of the Board members were exposed to the exam. It was suggested, by Counsel, that exposure to the exam by anyone other than testers was an ethical consideration - the NCBTMB as a 3rd-party creator/proctor maintained the confidentiality of the information on the exam. Donna was speaker-phoned into the Meeting and explained (as Bianca did as well): Proctors Donna Sarvello, Maggie Adams, & Bianca Smith gave a paper test of 50 Questions based on the NCBTMB-vetted content - testers were spoken to by a translator in their native Mandarin Chinese language with test instructions; testers read their exam in Mandarin Chinese; most testers were found, by testing metrics, to have 'guessed' at the answers, as the aggregate performance results indicated. The next exam date is scheduled for 7/9/2018.
- Item #20: Board Approved re-Activation of Sandy's Massage Therapy license.
- Item #22: Counsel advised the Board to waive the attorney-client privilege for these certain documents - Counsel doesn't believe that the NSBMT is not a state board, as Louis Ling (former Board-attorney) states is the reason Louis needs Board-Approval for waiving the privilege. Board Approves to waive the privilege for the certain documents.
- Item #24: Meeting Adjourns ~4:05pm

Respectfully submitted,
David Otto, Chair - Government Relations Committee

>>end report



Nevada State Board of Massage Therapy

NOTICE OF PUBLIC MEETING

LOCATIONS:	Nevada Legislative Building – Carson City 401 South Carson Street, Suite 2134 Carson City, NV 89701
	Videoconference To: Grant Sawyer Building – Las Vegas 555 East Washington Avenue, Suite 4412 Las Vegas, NV 89101
DATE:	June 27, 2018
TIME:	9:00 a.m. PDT

AGENDA

Please Note: The Nevada State Board of Massage Therapy may: 1) take agenda items out of order; 2) combine two or more items for consideration; or 3) remove an item from the agenda or delay discussion related to an item at any time. Reasonable efforts will be made to assist and accommodate individuals with disabilities who wish to attend the meeting. Please contact Sandy Anderson at 775.687.9951 (sjanderson@lmt.nv.gov), in advance, so that arrangements may be made. Public comment will be taken at the beginning and the end of the meeting. The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person (NRS 241.030).

1. Call to order and roll call of Board Members.
2. Public comment. (Discussion Only) Action may not be taken on any matter brought up under public comment until scheduled on an agenda for action at a later meeting.
3. Discussion regarding how to state a motion, what the motion must include and other aspects of making a motion during a meeting on an action item – training provided by Colleen Platt Esq. of Platt Law Group Reno. (For Discussion and Possible Action)

4. Formal Hearing for Jenny Hoang-Coursol – NVMT #8339 – NVMT-C-1828. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)
5. Formal Hearing for Xiujuan Xie – NVMT #8873 – NVMT-C-1833. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)
6. Formal Hearing for Yuling Yang – NVMT #8420 – NVMT-C-1834. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)
7. Formal Hearing for Hong Guo – NVMT #343 – NVMT-C-1835. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)
8. Formal Hearing for Lin Fang Zu Damon – NVMT #609 – NVMT-C-1836. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)
9. Approval of applications approved and authorized by the Chairperson. (For Possible Action)
10. Discussion and possible action regarding data tracking and reporting including monthly reporting of the number of licensees in the northern and southern areas of the state. (For Discussion and Possible Action)
11. Discussion and possible action regarding moving the Southern Nevada Office location, including possible cost analysis, authorizing a maximum amount that the Executive Director may spend on rent and related costs associated with moving the office, and guidelines for lease negotiations including expectations of potential use for the next five (5) years. (For Discussion and Possible Action)
12. Discussion and possible action regarding financial reports and budgetary approvals (For Discussion and Possible Action)
 - a. Discussion and possible action regarding review of 2018 Budget vs. Actual and acceptance. (For Discussion and Possible Action)
 - b. Discussion and possible action regarding sending representatives from our Board to the FARB Regulatory Law Seminar in Portland, Oregon. (For Discussion and Possible Action)
 - c. Discussion and possible action regarding authorizing staff to research multiple data processing options and report back to the Board potential cost impacts to improve the Board's database and software systems. (For Discussion and Possible Action)

- d. Discussion and possible action regarding approval of contract with Coulson and Associates in the amount of \$6,000 to perform the Annual Audit of the Board's Financial Statements. (For Discussion and Possible Action)
 - e. Discussion and possible action regarding approval of the contract with Reno Print Store & Office Supplies in the amount of \$8,000 for printing of postcards to be sent to licensees. (For Discussion and Possible Action)
 - f. Discussion and possible action regarding sending representatives from the board to the FSMTB Annual Meeting October 4th through the 6th in Salt Lake City. (for Discussion and Possible Action)
 - g. Discussion and possible action regarding approval of travel for Maggie Adams the Southern Nevada Operations Manager to attend the CLEAR Executive Leadership Training in Philadelphia September 24th through 26th.
 - h. Discussion and possible action regarding increasing the Fiscal Year 2019 Budget by \$17,000 for new routers and completion of the computer system upgrades at both of the Board's locations. (For Discussion and Possible Action)
 - i. Discussion and possible action regarding continuation of the Board's occupancy in the Las Vegas offices on a month-to-month basis at a rate of \$1002.62. (For Discussion and Possible Action)
13. Discuss, amend and approve Board meeting minutes. (For Discussion and Possible Action)
 - a. April 16 and 17, 2018 Board Retreat
 - b. April 18, 2018 Regular Meeting
 - c. June 18, 2018 Hearing R040-18
 14. Inspection Team Report (For Discussion)
 15. Discussion and possible action regarding possible drafting of a new regulation to adopt by reference the Associated Bodywork and Massage Professionals Code of Ethics. (For Discussion and Possible Action)
 16. Discussion and possible revision to the Nevada State Board of Massage Therapy Policies and Procedures. (For Discussion and Possible Action)
 17. Discussion and possible action regarding meeting dates for calendar year 2019 including the possibility of a Board retreat in Northern Nevada. (For Discussion and Possible Action)
 18. Discussion and possible action regarding the State of Nevada Governor's Finance Office Division of Internal Audits – Audit Report #18-05 Boards and Commissions Nevada's Independent Licensing Boards dated June 14, 2018 with Steve Weinberger, Division Administrator. (For Discussion and Possible Action)
 19. Discussion and possible action regarding “lessons learned” on the Reflexology Exam failure and path forward to include the possibility of allowance for retesting at no additional charge. (For Discussion and Possible Action)

20. Discussion and possible action regarding the Executive Director’s license to practice massage. (For Discussion and Possible Action)
21. Closed Session for discussion between Board and counsel regarding potential litigation involving the Board.
22. Discussion and possible approval of waiving the Board's attorney-client privilege between the Board and Louis Ling regarding certain documents and emails concerning the development of the Board's Employee Policy and Procedure Manual. (For Discussion and Possible Action)
23. Public Comment
24. Adjournment no later than 4:30 PM (For Possible Action)

Public Comment Agenda Item: There is a time designated at the beginning of the meeting and the end of the meeting for Public Comment. Members of the general public may bring matters not appearing on this Agenda to the attention of the Board or make comment on specific Agenda Items. The Board may discuss the matters not on the Agenda, but may not act on the matters at this meeting. If the Board desires, the matters may be placed on a future Agenda for action. In consideration of others who may also wish to provide Public Comment, please avoid repetition and limit your comments to no more than three (3) minutes.

Prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual the Board may refuse to consider Public Comment.

Supporting material for this meeting may be requested from Sandy Anderson at 775.687.9955 (sjanderson@lmt.nv.gov) and is available at the Nevada State Board of Massage Therapy, 1755 E. Plumb Lane, Suite 252, Reno, Nevada 89502.

In accordance with NRS 241.020, this public notice and agenda was posted on or before June 22, 2018, on the Nevada State Board of Massage Therapists website, <http://massagetherapy.nv.gov>, the State of Nevada’s Public Notice Website, <https://notice.nv.gov>, and at the following locations:

Nevada State Board of Massage Therapists
1755 E. Plumb Lane, Suite 252
Reno, NV 89502

Grant Sawyer Building
555 E. Washington Avenue
Las Vegas, NV 89101

Nevada State Library
100 South Stewart Street
Carson City, NV 89701

Nevada Attorney General’s Office
100 N. Carson Street
Carson City, NV 89701
