

**VIRGINIA BOARD OF NURSING  
MASSAGE THERAPY ADVISORY BOARD  
MINUTES**

**December 1, 2016**

- TIME AND PLACE:** The meeting of the of the Massage Therapy Advisory Board convened at 9:00 a.m. in Training Room 2, Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia.
- PRESIDING:** Joseph L. Schibner, IV, C.M.T., Chair
- MEMBERS PRESENT:** Joseph L. Schibner, IV, C.M.T., Chair  
Dawn Hogue, C.M.T.  
Kristina Page, C.M.T.  
Jermaine Mincey, Citizen Member
- MEMBERS ABSENT:** Stephanie Quinby, C.M.T.
- STAFF PRESENT:** Jay P. Douglas, R.N., M.S.M., C.S.A.C., F.R.E., Executive Director  
Brenda Krohn, R.N., M.S., Deputy Executive Director  
Latasha Austin, Administrative Specialist
- OTHERS PRESENT:** Elaine Yeatts, Policy Analyst; Department of Health Professions
- IN THE AUDIENCE:** Becky Bowers-Lanier, American Massage Therapy Association-Virginia Chapter  
Sandra Freeman, State Council of Higher Education for Virginia  
(4) Certified Rolfers
- ESTABLISHMENT OF A QUORUM:** With 4 members of the Massage Therapy Advisory Board present, a quorum was established.
- CALL TO ORDER:** Mr. Schibner called the business meeting to order at 9:01 a.m.
- OLD BUSINESS:** An overview was done of the minutes from the last Massage Therapy Advisory Board Regulatory Review meeting held on April 6, 2016. Ms. Hogue moved that the minutes from the April 6, 2016 meeting be approved. The motion was seconded by Ms. Page and carried unanimously.
- PUBLIC COMMENT:** (4) persons from the Rolfling Community attending the meeting to discuss why they feel Rolfling is not and should not be considered Massage Therapy. They gave background on what Rolfling is and why it's not massage therapy and that the skills are different. The Rolfers expressed concerns that considering Rolfling Massage Therapy would affect their business and also require them to take up additional education, which would cause a hardship.
- They indicated that Rolfers are certified by the Rolf Institute of Structural Integration, which is accredited by the Commission on Massage Therapy

Accreditation (COMTA) and the International Association of Structural Integrators (IASI).

NEW BUSINESS:

Mr. Schibner gave an oral report re-capping the Federation of State Massage Therapy Boards (FSMTB) 11<sup>th</sup> Annual Meeting that was held in Cleveland, Ohio, October 6-8 2016.

Ms. Hogue gave an oral report on the Federation of State Massage Therapy Boards Human Trafficking Task Force.

Ms. Krohn reviewed and discussed the 2017 Informal Conference Schedule for the months of January -June & the Formal Hearing dates for 2017 to determine the Massage Therapy Advisory Board Members availability.

Ms. Yeatts reviewed and discussed the draft changes to the Massage Therapy Regulations with the Massage Therapy Advisory Board. The Massage Therapy Board discussed the following proposed changes to the regulations:

- **18VAC90-50-75. Continuing competency requirements.**

**Proposed changing 18VAC90-50-75(A)(2)(a), which reads:**

*a. A minimum of 12 of the 24 hours shall be in activities or courses provided by an NCBTMB-approved provider and may include seminars, workshops, home study courses, and continuing education courses.*

**Proposed to change to:**

*a. A minimum of 12 of the 24 hours shall be in activities or courses provided by ~~an NCBTMB approved provider~~ one of the following providers and may include seminars, workshops, home study courses, and continuing education courses;*

*(1) NCBTMB;*

*(2) Federation of State Massage Therapy Boards (FSMTB);*

*(3) American Massage Therapy Association (AMTA);*

*(4) Associated Bodywork and Massage Professionals (ABMP);*

*(5) Commission on Massage Therapy Accreditation (COMTA);*

*(6) A nationally or regionally accredited school or program of massage therapy; or*

*(7) A school of massage therapy approved by the State Council of Higher Education in Virginia.*

- **18VAC90-50-90. Disciplinary provisions.**

**Proposed to add:**

- *Obtaining money or property of a patient or client by fraud, misrepresentation or duress;*
- *Violating state laws relating to the privacy of patient information, including but not limited to §32.1-127.1:03 of the Code of Virginia;*
- *Providing false information to staff or board members in the course of an investigation or proceeding;*
- *Failing to report evidence of child abuse or neglect as required in § 63.2-1509 of the Code of Virginia or elder abuse or neglect as required in § 63.2-1606 of the Code of Virginia;*
- *Violating any provision of this chapter;*

Ms. Page made a motion that the Massage Therapy Advisory Board recommend to the Board of Nursing to accept to propose recommended changes to the Massage Therapy Regulations. The motion was seconded by Ms. Hogue and carried unanimously.

Ms. Douglas discussed the criminal background check process currently in place for RNs and LPNs and that the criminal background check requirement will be effective as of January 1, 2017 for all massage therapist applicants by initial licensure, endorsement and reinstatement.

The Massage Therapy Advisory Board reviewed Guidance Document 90-59. The Advisory Board suggested the following revisions to this document:

- Changing all language in the document related to Certified Massage Therapist to Licensed Massage Therapist
- On page 5, correcting the Medication Aide exam information in the first paragraph
- On page 6, correcting Appendix beginning on page 9 to Appendix beginning on page 7

The Massage Therapy Advisory Board reviewed and discussed scope of practice questions Board staff have received related to E-stim, cupping, manual manipulations, Spinal Reflex Therapy, Micro-current Therapy, Rolwing, Trager Therapy and Certifications for Specialty Massages. Board staff should provide assistance to Scope of Practice questions by referencing the laws and regulations, providing the definition of massage therapy pursuant to the laws and regulations, providing reference to the exceptions in the law, and referencing ones option to seek legal counsel for questions or interpretations of the laws and regulations. The Advisory Board determine that one providing or practicing techniques except from the law related to massage therapy should be able to provide training in that technique to determine competency.

The Massage Therapy Advisory Board reviewed Guidance Document 90-47. The Advisory Board suggested the following revisions to this document:

- Changing all language in the document related to Certified Massage Therapist to Licensed Massage Therapist
- Changing Use of Title of Massage Therapist to Practice of Massage Therapy and use of title “massage therapist”
- Adding the definition of massage therapy and massage therapist as defined in the Code of Virginia

The Massage Therapy Advisory Board reviewed the Frequently Asked Questions Related to Massage Therapy. The Advisory Board suggested the following revisions to this document:

- Adding information related to the Criminal Background Check process
- Changing the processing time in question #4
- Updating questions 6, 8, 9, and 10
- Removing question #19

- Making question #24 consistent with the laws and regulations

DISCUSSION OF

FUTURE MEETINGS:

The Massage Therapy Advisory Board discussed holding the next meeting in July 2017. Board staff will coordinate with the Massage Therapy Advisory Board members on availability and confirm exact date when possible.

ADJOURNMENT:

Mr. Schibner made a motion to conclude the meeting. The motion was seconded by Ms. Hogue and carried unanimously. The meeting was adjourned at 11:31 a.m.

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Brenda Krohn, R.N., M.S  
Deputy Executive Director