

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

*June 12, 2014*

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**GENERAL SESSION AGENDA**

1. **Review, approval of Agenda**
  2. **Review, approval of Board Minutes of last meeting (*June 12, 2014*).**
  3. **Review of Administrative Issues, Mr. J.J. Vallone, JD, Executive Director and Ms. Adrienne Congo, MS, Deputy Director:**
  4. **Chiropractor writing Rx for a Class II Medical device for Colon Hydrotherapy – Caroline Alexander**
  5. **Massage Petitions:**
    - (a) **Nora Sachs, (Massage Applicant) – Petition to Waive Accreditation Requirement and Accept Application for Massage Therapy.** Graduated with 800 hours of education internship from the New Mexico School of Natural Therapeutics in Albuquerque, NM and successfully passed the MBLEX in 2013. The New Mexico School of Natural Therapeutics is approved under the State of New Mexico Board of Massage Therapy.
    - (b) **Ewansiha Parks, (Massage Applicant) – Petition to Waive Accreditation Requirement and Accept Application for Massage Therapy.** Graduated with 500 hours of education from the Phoenix School of Massage Therapy in Houston, TX and successfully passed the MBLEX in 2014. The Phoenix School of Massage Therapy in Houston, TX is approved under the Texas State Department of Health Services for Licensed Massage Schools.
  6. **Requests for Chiropractic Trade Name Approval:**
    - (a) *Thrive Chiropractic* – Sharon L.C. Dongarra, DC
    - (b) *Health Expressions-Jennifer Miller, DC* – Jennifer Miller, DC
  7. **Requests for Massage Trade Name Approval:**
    - (a) *Heart Hand & Sole Massage*- Gina Perez, RMP
    - (b) *Just Breathe Massage*- Kathy L. DellaRocco, RMP
    - (c) *Gamblenation Massage* – Grady L. Gamble, LMT
    - (d) *Michelle Stefun, LMT* – Michelle Stefun, LMT
    - (e) *Therapeutic Bodywork and Wellness, LLC* – Mackenzi L. Gawthrop, RMP
    - (f) *Angel Touch Spa RMP*- Yanxia Zhou, RMP
    - (g) *Mary Trotter, LMT* – Mary J. Trotter, LMT
  8. **Discussion on Implementation and Passing of HB 1157**
  9. **Vote for Board Officers for the Period: July 1, 2014 – June 30, 2015.**
- FYI: Miscellaneous correspondence for review/discussion**

**BOARD OF CHIROPRACTIC AND MASSAGE THERAPY EXAMINERS**  
**MINUTES – GENERAL SESSION**

*June 12, 2014*

**Members Present**

Michael Fedorczyk, DC, Board President  
Jonathan Nou, DC, Board Vice President  
Stephanie Chaney J. Chaney, DC, Fmr Board President  
Michael Moskowitz, DC  
Gregory C. Lewis, DC  
Karen Biagiotti, LMT  
Gwenda Harrison, LMT  
David Cox, LMT  
Gloria Boddie-Epps, Consumer Member

**Non-Members Present**

James Vallone, Executive Director  
Adrienne Congo, Deputy Director  
Grant Gerber Esq, AAG, Board Counsel  
James Gamble, Admin Specialist II  
Michelle Czarnęcki, Compliance Manager  
Louis Crivelli, DC, MCA  
Sharon Bloom, DHMH  
Paula Hollinger, DHMH  
Jeannie Schwartz, BSOM

**Members Absent**

Robert Frieman, DC, Board Secretary  
Ernestine Jones Jolivet, Consumer Member

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Dr. Fedorczyk called the meeting to order at 10:02am.

**Review of Agenda and Minutes:**

The June 12, 2014 Agenda was reviewed by the Board and the following revisions were suggested: (1) Addition of subsection c “Update Regulations Subcommittee” to Review of Administrative Issues, Mr. J.J. Vallone, JD, Executive Director and Ms. Adrienne Congo, MS, Deputy Director. (2) Addition of subsection d, “Update on Bylaws draft” to Review of Administrative Issues, Mr. J.J. Vallone, JD, Executive Director and Ms. Adrienne Congo, MS, Deputy Director.

Dr. Chaney moved to approve the June 12, 2014 with those revisions; Ms. Harrison seconded, and the motion was unanimously approved by the Board.

The May 8, 2014 Board Minutes were reviewed by the Board. Dr. Chaney moved to approve the May 8, 2014 Board Minutes as written; Ms. Harrison seconded, and the motion was unanimously approved by the Board.

**Review of Administrative Issues, Mr. J.J. Vallone, JD, Executive Director and Ms. Adrienne Congo, MS, Deputy Director:**

**a) Massage Therapy Renewal Preparation**

Ms. Congo notified the Board that the state’s mass emailing system will allow individuals to send mass emails to licensees which will reduce renewal cost for the Board.

**b) DHMH—Out of State Travel Policy Revisions**

Ms. Congo advised the Board that DHMH has revised the out of state travel regulations for Board members and employees. Ms. Congo notified the Board that out of state travel will not include Washington DC as DHMH will consider the aforementioned locale as in-state travel.

Additionally Board members will be required to use daily parking at the airport versus the hourly parking that was being utilized.

**c) Update Regulations Subcommittee**

Mr. Vallone notified the Board that the Regulations Subcommittee met in April and that Michelle Czarnecki, Compliance Manager sent updated version of regulations to the Board members.

**d) Update on Bylaws Draft**

The Bylaws Draft was reviewed by the Board and the following recommendations were made.

Dr. Chaney moved to table Bylaws Draft until final product is created; Ms. Biagiotti seconded, and the motion was unanimously voted by the Board.

**Chiropractor Writing Rx for a Class H Medical Device for Colon Hydrotherapy – Caroline Alexander**

The Board received a letter from Caroline Alexander who is a Nationally Board Certified Hydrotherapist with a colon hydrotherapy practice in Ashburn, VA. Mrs. Alexander stated that she owns and operates the Angel of Water, Class II medical device and is on the order (prescription) of Mahsin Habi, M.D., an internal medicine physician. Mrs. Alexander expressed clarification on the issue of chiropractors writing a prescription for a Class H Medical Device for Colon Hydrotherapy. She stated that a chiropractor having the ability to write an Rx for this device would help her profession prosper as more chiropractors would be more open to writing this Rx than those in the medical profession.

Dr. Chaney moved to issue a general statement to Ms. Alexander outlying that chiropractors can write prescriptions for the Class H medical device; Dr. Moskowitz seconded and the motion was unanimously voted by the Board.

**Massage Petitions:**

**a) Nora Sachs, (Massage Applicant) – Petition to Waive Accreditation Requirement and Accept Application for Massage Therapy.**

Ms. Sachs petitions the Board to waive the accreditation requirement and accept her application for massage therapy licensure/registration. Ms. Sachs graduated with 800 hours from the New Mexico School of Natural Therapeutics in Albuquerque, NM. The New Mexico School of Therapeutics is approved under the State of New Mexico Board of Massage Therapy.

Based on this information, Dr. Chaney moved to approve Ms. Sach's petition and accept her application for massage therapy licensure/registration; Mr. Cox seconded, and the motion was unanimously voted by the Board.

Based on this information Dr. Chaney moved to add the New Mexico School of Natural Therapeutics in Albuquerque NM to the Board's list of approved schools; Mr. Cox seconded, and the motion was unanimously voted by the Board.

**b) Ewansiha Parks, (Massage Applicant) – Petition to Waive Accreditation requirement and Accept Application for Massage Therapy.**

Mr. Parks petitions the Board to waive the accreditation requirement and accept his application for massage therapy licensure/registration. Mr. Parks graduated with 500 hours of education from the Phoenix School of Massage Therapy in Houston, TX. The Phoenix School of Massage Therapy in Houston, TX is approved under the Texas State Department of Health Services for Licensed Massage Schools.

Based on this information, Ms. Biagiotti moved to approve Mr. Parks's petition and accept his application for massage therapy licensure/registration; Dr. Nou seconded, and the motion was unanimously voted by the Board.

**Requests for Chiropractic Trade Name Approval:**

The following chiropractic trade name requests were **approved** by Board motions. Dr. Chaney moved to approve; Dr. Nou seconded, and the motions were unanimously voted by the Board:

- a) *Thrive Chiropractic* – Sharon L. C. Dongarra, DC
- b) *Health Expression-Jennifer Miller, DC*- Jennifer Miller, DC

**Requests for Massage Trade Name Approval:**

The following massage therapy trade name requests were **approved** by Board motions. Ms. Biagiotti moved to approve; Ms. Harrison seconded and the motions were unanimously voted by the Board:

- a) *Heart Hand & Sole Massage* – Gina Perez, RMP
- b) *Just Breathe Massage* – Kathy L. DellaRocco, RMP
- c) *Gamblenation Massage* – Grady L. Gamble, LMT
- d) *Michelle Stefun, LMT* – Michelle Stefun, LMT
- e) *Mary Trotter, LMT* – Mary J. Trotter, LMT

The following massage trade name request was **denied**, with a letter of explanation to be sent to the requesting Registered Massage Practitioner to explain the denial. Ms. Biagiotti made the motion; Dr. Lewis seconded, and the motion was unanimously voted by the Board.

- a) *Therapeutic Bodywork and Wellness, LLC* – Mackenzi L. Gawthrop, RMP
- b) *Angel Touch Spa RMP* – Yanxia Zhou, RMP

**Discussion on Implementation and Passing of HB 1157**


Executive Director Mr. J.J. Vallone notified the Board HB1157 was signed by the Governor in May, and is effective October 1, 2014. HB1157 amends the education requirements for both LMT and RMP status. Mr. Vallone testified against the bill during the legislative session on behalf of the Board on account of the Board's support for a single-tier system for all massage therapists. The Board is currently working on updating its regulations to comport with the new law as well as practical measures needed for implementation. Board will ensure compliance of the regulations effecting increased minimum massage training hours (600 hours) for Board approved schools presented for Board approval which are contained on Excel approval list. Notification of the change to schools will be on a case by case basis if necessary as member associations and other entities generally provide current updates. Licensees, registrants, and interested public will be updated on the Board's progress in this matter accordingly.

**Vote for Board Officers for the Period: July 1, 2014 – June 30, 2015:**

Ballots for Board President, Vice-President, and Secretary/Treasurer were distributed and tallied. The Board elected the following officers for the 2014-2015 term: 1) Dr. Michael Fedorczyk is

*Upon motion by Ms. Harrison, seconded by Mr. Cox, the Board unanimously voted to close General session at 11:10am.*

**Respectfully Submitted:**

  
Ms. Karen Biagiotti  
Board Secretary/Treasurer