

BOARD MEETING MINUTES
July 9, 2018
10:00 a.m.
2401 N W 23rd, Suite 84
Testing Center
Oklahoma City, Ok. 73107
Ken Young, Chair – Presiding

1. Call to Order Chair Young called the meeting to order

The agenda had been properly posted and agenda-ized.

2. Roll Call

A quorum was established with roll call. The following persons were present.

BOARD MEMBERS

1. Ken Young, Chair
2. Anthony Baldini, Vice Chair
3. LaFaye Austin
4. Peggy Avery
5. Michelle Calliccoat
6. Bill Helton
7. Christy Mather
8. Thao Nguyen-Pham
9. Jeff Sells
10. Bruce Waight Sr.

NOTE: the public school representative position is unfilled as of this meeting.

The Board's new lay member Thao Nguyen-Pham was sworn in by Chair Young.

BOARD'S LEGAL ADVISOR

Grant Moak, Assistant Attorney General

BOARD STAFF

Sherry G. Lewelling, Executive Director
John Funderburk, Principal Assistant
Janelle Hastings, Administrative Assistant
Laura Bryce, Massage Therapy Dept
Donnie Allen, Inspector/Examiner
Holli James, Inspector/Examiner
Donna Jasper, Inspector/Examiner
Johnson Inspector/Examiner
Elaine Klemme Inspector/Examiner
Cynthia Atchico Examiner

Guests: LauriAnn "LA" Gillette, Laura Grisso, Darren Gibson, Cara Ward, Prezonta Robinson, Steve Funck, Linda Wiist, Dayna Miller, Mary Elizabeth LeBlanc, Sharina Killingsworth.

3. Discussion and Possible Action to Approve or Disapprove Budget Report (May 1, 2018 to June 30, 2018) – Steve Funck OMES, Agency Business Services. Chair Young reminded Mr. Funck that Max Thomas had retired and Jeff Sells was now budget chair.

Mr. Funck reported that all departments were operating well under budget

A motion to approve the Budget Report (May 1, 2018 to June 30, 2018) was made by Mr. Helton and seconded by Ms. Austin

Baldini, yes; Austin, yes; Avery, yes; Calliccoat, yes; Helton, yes; Mather, yes; Pham-Nguyen, yes; Sells, yes; Waight, yes.

Motion carried.

4. Public Comment – Opportunity for the Board to Receive Public Comment – Each speaker is Limited to three minutes. Comments must be related to items listed on the agenda

No comments were heard.

5. Discussion and Possible Action to Approve or Disapprove Board Meeting Minutes from May 14, 2018 Board Meeting and June 4, 2018 Special Board Meeting

A motion was made by Mr. Baldini and seconded by Mr. Sells to approve Board Meeting Minutes from May 14, 2018 Board Meeting and June 4, 2018 Special Board Meeting

Baldini, yes; Austin, yes; Avery, yes; Calliccoat, yes; Helton, yes; Mather, yes; Sells, yes; Waight, yes. (Ms. Pham-Nguyen chose to abstain since she was not here for those meetings.)

Motion carried.

6. Director's Report-Sherry G. Lewelling Possible Discussion
Legislative Update

Ms. Lewelling welcomed new member Ms. Thao Nguyen Pham.

Ms. Lewelling reported that she met with Mr. Mike Osburn (HB 2772 Deregulation of Hair Braiding) and after much discussion as to why Hair Braiding should not be completely de regulated, he did leave the definition in the Act so we can establish standards in rules that pertain to Hair Braiding, eff 11.1.2018. Ms. Lewelling added that HB 3011 by Forrest Bennett which would amend Apprentice Laws, did not pass she thought the possible adjustments that they discussed would be of benefit for future consideration.

Ms Lewelling also said in her experience if there are too many changes to the Law or Rules, the Legislators become somewhat overwhelmed and are not likely to address anything and suggested that as the Board moves forward with changes that show we are moving into a direction that makes it somewhat easier for people to get into the workforce more quickly, but too many changes at once are most likely not to get the attention we need from Legislators.

7. Massage Therapy Update- Laura Grisso Possible Discussion
Legislative Update

Ms Laura Grisso provided the Board with an update on new rules that were approved on June 18, 2018 which dealt with CEU hours reduced from 16 to 5 per licensure period and CEU provider approval by advisory board. A meeting is scheduled on 7.19.2018 to discuss CEU approval process, the continuing education committee will meet late July or early August to iron out details. The Next Massage Advisory Board meeting is August 16, 2018 at 10:00 am and we'll be reviewing legislation for next session which include re-opening grandfather clause or an alternative path to licensure, establishment licensure and clarification of the defination of massage. She also said some very small updates had been made to the MBLEX written exam effective July 1, 2018.

8. Rules Committee Update- Anthony Baldini Possible Discussion

Mr. Baldini reported that the Rules Committee met at 9:00 am today, July 9, 2018 and felt that we made quite a bit of progress, we discussed a form of deregulating ourselves by combining licenses and if we can explain that if they completely deregulate and do away with licensure, we won't be able to even purchase chemical products to do color or perms, as all supply houses require licensure to purchase. We've made changes in our rules to forward our industry and deregulate more. He went on to say that it's better to have some changes we are uncomfortable with than to have our industry completely wiped away. Mr. Young clarified that by deregulating ourselves we mean to make it easier to get a license.

9. Reciprocity Committee Update- Christy Mather Possible Discussion

Ms. Mather reported that the Reciprocity Committee met earlier this morning and talked about a couple of issues, one being foreign reciprocity and Aqueo International which is an outsourcing agency that verifies documents from other countries, the cost to applicants is upwards of \$500, and we talked about maybe looking at other more affordable options to verify those documents.

The other issue we discussed was Domestic reciprocity, we currently honor license for license, there are a very few states that do not require testing, we discussed how we can honor those licenses when they have never been tested but still maintain a level of competence. The majority of us are in agreement that we do need testing on file for everyone working in Oklahoma and we are leaning in the direction of requiring the passing of written and practical exams for those who come from those states that do not require their own testing.

10. Discussion and Possible action regarding certification of records from Florida and California.

This item was discussed during Item #9, no action was taken.

11. Discussion and Possible Action regarding Cosmetician Licenses, including but not limited to number of hours required to obtain a license.

This item was deleted from the agenda by Chair Young.

12. Discussion and Possible Action to create a threading license.

This item was deleted from the agenda by Chair Young

13. Discussion and Possible Action to create a shampooing license.

This item was deleted from the agenda by Chair Young

14. Discussion and possible action to elect officers

A motion was made by Mr. Helton and seconded by Ms. Austin to nominate Mr Sells as chair. Another motion was made by Mr. Baldini and seconded by Ms. Mather to nominate Mr. Young as chair.

Voting:

Anthony Baldini	Young
LaFaye Austin	Sells
Peggy Avery	Young
Michelle Callicoa	Sells
Bill Helton	Sells
Christy Mather	Young
Thao Nguyen- Pham	Young
Jeff Sells	abstain
Bruce Waight Sr.	Young

Mr. Young was re-elected as chair in a 5-3 vote.

Mr. Sells nominated himself as vice chair, seeing no other nominations Mr Young declared Mr. Sells vice chair by acclamation.

15. Discussion and Possible Action Pursuant to OAC 175:20-5-1(c) to Approve, Deny or Place Probationary Conditions on Application For Massage Therapist Licensure Submitted By:

Dayna Miller – Application # 177319

A motion was made by Mr. Helton and seconded by Mr. Waight to approve license application provided that, at the end of her probation on October 18, 2018, Ms. Miller voluntarily submits proof of successful completion of probation of her deferred sentence by November 1, 2018.

Baldini, yes; Austin, yes; Avery, yes; Calliccoat, yes; Helton, yes; Mather, yes; Pham-Nguyen, yes; Waight, yes.

Motion carried.

Note: Mr. Sells recused himself from discussion and voting on item #15.

16. New Business Which Could Not Have Been Reasonably Foreseen Prior To Posting Of Meeting Agenda 25 O.S. sec.311 (A)(9).

No new business was heard.

17. Board Adjournment

Ken Young, Chair _____

Anthony Baldini, Vice Chair _____

LaFaye Austin _____

Peggy Avery _____

Michelle Calliccoat _____

Bill Helton _____

Christy Mather _____

Thao Nguyen- Pham _____

Jeff Sells _____

Bruce Waight Sr. _____