

State of Idaho Division of Occupational and Professional Licenses Idaho Board of Massage Therapy

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Governor
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Meeting Minutes of 5/15/2023

Board Joanna Robertson - Chair **Division Staff:** Anne Lawler Bureau Chief

MembersAnna LarsenGreg Loos, Legal Counsel

Present: Melissa Goldsmith Emily Rough, Board Support Specialist

Board Members Absent: Mary Jo White, D.C.

The meeting was called to order at 1:02 PM by Joanna Robertson.

The Board reviewed negotiated rulemaking comments.

Ms. Lawler explained that the Department of Education commented on the removal of the more detailed supervision requirements because that is something they point to when directing schools and licensees. Ms. Lawler explained that although the Board is removing some of the details about how to perform supervision, the Board is not removing supervision requirements altogether. She also said that there were both negative and positive comments regarding the removal of continuing education requirements.

Public Comment: Maria Kilgo says that the way Rule 600 is currently drafted, it is not clear that clinical work is not during instructional hours/ class time. Ms. Kilgo commented that practicing on students, while helpful, doesn't give the same experience as with a stranger.

Rule 02. – **Clinical Work:** The Board took feedback from Ms. Kilgo and added "excluding instructional hours" to the definition of "Clinical Work" to make it clear to students what hours are counted and how.

Public Comment: Ms. Kilgo stated that her school is at 610 hours, and they would welcome going up to 625 hours to be in the national average.

Rule 601 – Supervision: The Board discussed the importance of defining supervision to allow supervisors and supervisees to know what is expected. The updated language in section 601 is as follows: "The supervising massage therapists must consult with the student, evaluate student performance and be available to render direction in person where massage therapy is being provided."

Rule 500 – Continuing Education: The Board further discussed continuing education. Josh Scholer from the Division of Financial Management commented that having a code of ethics in the rules allows the Board to discipline licensees when they don't follow the law. Having a code of ethics is always holding licensees to that high standard without also implementing continuing education requirements. After this discussion, the Board decided to remove continuing education from the rules.

Rule 800 – Code of Ethics: Division staff showed the Board multiple organizations to ask them if there was one that stood out to them to incorporate by reference. The Board decided that the National

Certification Board for Therapeutic Massage & Bodywork, NCBTMB, Code of Ethics and Standards of Practice were the most comprehensive and would be the best ones to incorporate by reference into the rules.

Rule 900 – Discipline: The Board removed this section as duplicative of Idaho Code §54-1413.

Public Comment: Lydia Benson, massage therapist, spoke on how she wishes there was more of an ethical component in rule. She also stated that she is in favor of increasing the educational hours to increase safety.

Adjourn

There being no further business, the meeting was adjourned at 3:12 PM MST.

The next meeting is on 06/05/2023.