



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

**BRAD LITTLE**  
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**Minutes of 3/13/2023**

<b>Board Members Present:</b>	Joanna Robertson - Chair Anna Larsen Melissa Goldsmith	<b>Division Staff:</b>	Anne Lawler, Bureau Chief Greg Loos, Legal Counsel John Price, Investigations Program Manager Emily Rough, Board Support Specialist
<b>Board Members Absent:</b>	Mary Jo White, D.C.		

The meeting was called to order at 9:50 AM by Joanna Robertson.

**Approval of Minutes**

A motion was made and seconded to approve the 01/23/2023 and 2/27/2023 minutes. The motion carried unanimously.

**DIVISION BUSINESS**

**Legislative Session Overview:** Ms. Lawler presented a legislative update on House Bill 61, House Bill 63, House Bill 27, and Senate Bill 1109.

**DOPL Strategic Plan:** Ms. Lawler explained the three main goals of DOPL's strategic plan: lead through transparency and exceptional customer service, public protection through consistent enforcement, and make recognizable and measurable reform through permissionless innovation.

**Confidentiality, Conflict of Interest, and Honorarium Policies:** Mr. Loos reviewed the confidentiality, the conflict of interest, and the honorarium policies with the Board.

**Financial Update:** Ms. Lawler presented the financial report which showed a balance of \$417,128.65 as of January 10, 2023.

**Board Meeting Survey:** The Division will begin providing an anonymous survey to each Board member seeking feedback on how to better serve the Board.

**BOARD BUSINESS**

**Interstate Massage Compact Model Legislation:** Ms. Lawler gave the Board a brief overview of the Massage Compact.

**Conference Updates and Reports:** Mr. Price and Ms. Robertson reported on their recent attendance at the National Convening: Human Trafficking in Illicit Massage.

**Licensing Report:** The Board reviewed a report on applications received and licenses issued and renewed by staff since the last meeting.

**Zero-Based Regulation:** Ms. Lawler restated the purpose of Zero-Based Regulation. The Board reviewed suggested updates designed to eliminate duplicative or outdated requirements, remove unnecessary barriers, and increase the ease of readability in its administrative rules. Ms. Lawler stated that the language presented has not been shared with stakeholders, who will be provided an opportunity to provide written or verbal comments at a later date. Ms. Lawler reminded the Board that the decisions made today are not final and that there will be additional opportunities to further discuss these changes at future Board meetings. Unless otherwise stated, the Board agreed to all suggestions presented.

**Rule 305 – Approved Examinations:** The Board decided that the exams should be listed on its website instead of in rule.

**Rule 330 – Provisional Permit:** The Board deleted subsections 01.a and 01.b, and unnecessary language from subsection 02, and added “The applicant must be supervised while working under a provisional permit.” for conciseness.

**Rule 500 – Continuing Education:** The Board discussed the value of continuing education hours and whether it should discontinue the requirement. No decisions were made, and further conversation was tabled until more information can be provided.

**Rule 600 – Educational Program Standards:** This rule was updated to clarify that educational programs must consist of at least 390 in-class supervised hours and 110 hours of supervised clinical work.

**Rule 601 – Supervision:** To clarify supervision expectations the Board replaced this rule with a new sentence that states, “The supervisor will evaluate student performance and render direction to the student in person where possible or by telecommunication methods when necessary.”

### **Executive Session**

A motion was made and seconded to enter executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to discuss documents relating to the fitness of a licensee to retain a license or registration. The vote was: Ms. Robertson, aye; Ms. Larsen, aye; and Ms. Goldsmith, aye. The motion carried unanimously.

A motion was made and seconded to exit executive session. The motion carried unanimously. No decisions were made in executive session.

### **Discipline**

A motion was made and seconded to close case number I-MAS-2023-8 with an advisory letter. The motion carried unanimously.

A motion was made and seconded to approve the Stipulation in case numbers MAS-2022-4 and MAS-2023-3 and to allow the Board chair to sign on behalf of the Board. The motion carried unanimously.

A motion was made and seconded to approve the Finding of Facts, Conclusion of Law, and Final Order for case number MAS-2022-2&7 and to authorize the Board chair to sign on behalf of the Board. The motion carried unanimously.

### **Adjourn**

There being no further business, the meeting was adjourned at 12:41 PM MT.

The next meeting is on 04/03/2023.