REGULAR BOARD MEETING
Online via Cisco Webex Meetings
Santa Fe, NM
August 18, 2020
1:00 p.m.
Draft
MINUTES

I. CONVENE AND ROLL CALL
Chair Andrews called the New Mexico Massage therapy Board meeting to order at 1:30 p.m. Nicolas Alderete, Board Administrator took roll call and it was determined a quorum was present.

MEMBERS PRESENT:
Sue Andrews, Chair, Public Member
Rick Wiles, Vice Chair, Professional Member
Judith Armendariz, Professional Member

MEMBERS ABSENT:
Tana Samuels-Fair, Professional Member

STAFF PRESENT:
Nicolas Alderete, Board Administrator
Amanda Lewis, Team Leader
Vanessa Montoya, Compliance Liaison
Alexis Shannez Dudelczyk, Asst. Attorney General

II. APPROVAL OF AGENDA
Vice Chair Wiles made a MOTION to amend Section IV items d, e to be listed as information only. Member Armendariz SECONDED the motion. Motion PASSED by UNANIMOUS APPROVAL.

III. APPROVAL OF MINUTES
May 20, 2020 Meeting
Tabled

IV. NEW BUSINESS
a) Adoption of annual budget, NMSA 1978, Section 61-12C-8 (discussion only)
   Board would like to see the last year’s budget, and requested that a Board member be present for budget projections.

b) Human and sex trafficking in massage therapy establishments, rulemaking option
   AAG will research other states protocols, and brainstorm what the board has authority

c) New Mexico Higher Education Department Notice
   Tabled
d) Hands-on requirement for continuing education credits for 2020 renewal, Rule 16.7.11.9(D) (action item)
Vice Chair Wiles made a MOTION to amend the agenda to make d, and e action items. Member Armendariz SECONDED the motion. The motion PASSED by UNANIMOUS APPROVAL.

Vice Chair Wiles made a MOTION to approve a notice that allows 2020 renewal applicants 6 months to complete the required CE once the executive order is lifted. Chair Andrews SECONDED the motion. The motion PASSED by UNANIMOUS APPROVAL.

e) Hands-on requirement for initial license, Rule 16.7.4.10 (F) (action item)
There are schools, and other means for applicants to obtain CPR, AED and First Aid in person. There was no action taken on this item.

f) Committees

1. Nomination of Non-member Marta Lucas to Application Committee
Chair Andrews made a MOTION to nominate Marta Lucas to the Application Committee. Vice Chair Wiles SECONDED the motion. Motion PASSED by UNANIMOUS APPROVAL.

2. Rules Committee Nomination / Appointments
Chair Andrews mad a MOTION to nominate Rick Wiles, and Judith Armendariz to the Rules Committee, Vice Chair Wiles SECONDED the motion. The motion PASSED by UNANIMOUS APPROVAL.

V. EXECUTIVE SESSION
Vice Chair Wiles made a MOTION for the Massage Therapy Board to enter into Executive Session to discuss the items listed on the agenda, pursuant to Section 10-15-1-H(1) of the Open Meetings Act authorizing closed session for matters related to issuance, suspension, renewal, or revocation of a license. Member Armendariz SECONDED the motion.

The Board Administrator took a roll call vote to enter into Executive Session.

<table>
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<tr>
<th>BOARD MEMBERS</th>
<th>VOTE</th>
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<tbody>
<tr>
<td>Susan Andrews, Chair</td>
<td>Yes</td>
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<td>Richard Wiles, Vice Chair</td>
<td>Yes</td>
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<tr>
<td>Judith Armendariz</td>
<td>Yes</td>
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The motion PASSED by UNANIMOUS APPROVAL. The Board entered into Executive Session at 2:43 p.m. and the recorder was turned off.

Back in Open Session

The Board returned to open session at 3:44 p.m. The matters discussed in the closed meeting were limited only to the items listed on the agenda.

a) Complaints
1. MT-19-06-COM
   Tabled

b) Notice of Contemplated Action
1. MT-19-2-PRA
Member Wiles made a MOTION to approve the issuance of a Notice of Contemplated Action for case #mt-19-2-PRA. Member Armendariz SECONDED the Motion. Motion PASSED by UNANIMOUS APPROVAL.

2. MT-19-4-PRA
   Member Wiles made a MOTION to approve the issuance of a Notice of Contemplated Action for case #MT-19-4-PRA. Member Armendariz SECONDED the motion. Motion PASSED by UNANIMOUS APPROVAL.

3. MT-19-5-PRA
   Member Wiles made a MOTION to approve the issuance of a Notice of Contemplated Action for the case MT-19-5-PRA. Member Armendariz SECONDED the motion. Motion PASSED by UNANIMOUS APPROVAL.

4. MT-19-6-PRA
   Member Wiles motioned to approve the issuance of a Notice of Contemplated Action for case #MT-19-6-PRA. Member Armendariz Seconded motion. Motion PASSED by UNANIMOUS APPROVAL.

c) Settlement Agreement
   MT-19-04-APP
   Member Wiles made a MOTION to deny the Settlement Agreement pending modification to Section 6 of the agreement to change the language that all license requirements be met pursuant to 16.7.4.19(A)(1) NMAC and 16.7.4.19(B)(1), (2) and (3) NMAC. Member Armendariz SECONDED the motion. Motion PASSED by UNANIMOUS APPROVAL.

VI. NEXT MEETING DATE & LOCATION
    November 10, 2020 at 10:00 a.m. via Webex

VII. ADJOURN
    There being no further board business, the meeting adjourned at time 3:51 p.m.

APPROVED BY: ____________________________
               SUSAN ANDREWS, BOARD CHAIR