



# Nevada State Board of Massage Therapy

## MEETING MINUTES

### Regarding

### NOTICE OF INTENT TO ACT UPON REGULATION LCB File No. 128-20

The Nevada State Board of Massage Therapy held a public hearing for LCB File No. R128-20. The purpose of the meeting was to provide an opportunity for public comment and consider adoption. Persons wishing to comment and participate in the meeting were able to appear at the scheduled meeting via Zoom and/or were able to address their comments, data, views, or arguments, in written form to: The Nevada State Board of Massage Therapy, 1755 E. Plumb Lane, Suite 252, Reno, NV 89502 Attn: Sandy Anderson, or via email to [sjanderson@lmt.nv.gov](mailto:sjanderson@lmt.nv.gov).

A copy of this Notice was on file at the State Library, 100 N. Stewart Street, Carson City, Nevada. Additional copies of the notice were available at the office of the Nevada State Board of Massage Therapy, at the main public library in all counties in which an office of the Board is not maintained, on the Board's website [massagetherapy.nv.gov](http://massagetherapy.nv.gov), at [notices.nv.gov](http://notices.nv.gov), and on the State Legislature's website at <https://www.leg.state.nv.us/App/Notice/A/>.

#### LOCATIONS:

Pursuant to Governor Steve Sisolak's Emergency Directive 006, there was no physical location for this meeting. Participants were able to join the meeting via Zoom.

<https://zoom.us/j/95421402454?pwd=VlorZ1ZlZiEhaWStWcysOUkEzZGRMUT09>

Meeting ID 954 2140 2454  
Password 855165  
SIP [95421402454@zoomcrc.com](mailto:95421402454@zoomcrc.com)

Or by phone by dialing  
+1 669 900 6833 US (San Jose)  
+1 253 215 8782 US (Tacoma)  
+1 346 248 7799 US (Houston)  
+1 929 205 6099 US (New York)  
+1 301 715 8592 US (Germantown)  
+1 312 626 6799 US (Chicago)

#### DATES AND TIMES:

**March 31, 2021 commenced at 9:00 a.m.**

**Zoom sign-in was available at 8:30 a.m.**

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## MINUTES

**Please Note:** The Nevada State Board of Massage Therapy may: 1) take agenda items out of order; 2) combine two or more items for consideration; or 3) remove an item from the agenda or delay discussion related to an item at any time. Reasonable efforts were made to assist and accommodate individuals with disabilities who wished to attend the meeting by contacting Sandy Anderson at 775.687.9951 ([sjanderson@lmt.nv.gov](mailto:sjanderson@lmt.nv.gov)), in advance, so that arrangements could be made. Public comment was taken at the beginning and the end of the meeting.

Public Comment Agenda Item: There was a time designated at the beginning of the meeting and the end of the meeting for Public Comment. Members of the general public were able to bring matters not appearing on this Agenda to the attention of the Board or make comment on specific agenda items. Public comment was also taken at other such times as requested as long as the request for public comment did not interrupt ongoing Board business. The Board may have discussed matters not on the agenda but did not act on the matters at this meeting. If the Board desired, the matters may be placed on a future Agenda for action. In consideration of others who may have also wished to provide public comment, the public was asked to please avoid repetition. The Board reserved the right to limit public comment to three (3) minutes.

1. Call to order and roll call of Board Members. The meeting was called to order at 9:06 a.m. by Chair Diane Huleva. Board Members in attendance included Vice Chair Deirdre Strunk, Secretary/Treasurer Elisabeth Barnard, Richard Fields, Sommer Plotnick, Bianca Smith, and Sgt. Jorge Marty. Board Member Lorna Benedict was excused. Additional attendees included Executive Director Sandy Anderson, Senior Deputy Attorney General Sophia Long, and Deputy Attorney General Harry Ward.
2. Mission Statement of the Nevada State Board of Massage Therapy – To protect the public health, safety, and welfare through effective massage therapy regulation. Insuring that qualified, competent, ethical practitioners are licensed.

Chair Huleva read the mission statement into the record.

3. Introduction of new Board members appointed by the Governor.

There were no new appointments made by the Governor.

4. Public comment – Members of the public who wished to participate in the public meeting were able to do so by providing public comment during the two designated public comment periods. Additionally, public comment options included, without limitation, telephonic or email comment. Action was not taken on any matter brought up under public comment until scheduled on an agenda for action at a later meeting. The Board did not restrict comments based on viewpoint. The opportunity for public comment was available at the beginning and ending of the meeting. (Discussion Only)

Anthony Gilyard provided public comment regarding an agenda item on the subsequent agenda and was advised by Board Counsel to wait until the agenda item in the subsequent meeting.

Moses Haynes provided public comment. He stated he was happy to see everyone and voiced his support of the Governor's appointment of Bianca Smith citing her professionalism when he had worked with her in the past.

Joanne Lawrence NVMT.4831 provided public comment. She thanked the Board for the work on R128-20 and provided additional information regarding platforms that promote sexual/illicit activity (most digital platforms on the internet could be considered to be promoting and advertising sexual activity). She shared how organic searches bring up sexual/illicit activity. She also commented on number 43 referencing denying applications due to certain convictions and recommended the Board reference Florida statutes provided in 480.1 for possible guidance in modifying the regulations.

No written public comment was provided prior to the meeting.

5. Public Hearing for LCB File No. R128-20. (For Discussion)

<https://www.leg.state.nv.us/Register/2020Register/R128-20RP1.pdf>

There were no questions or public comments for this agenda item.

6. Discussion and Possible Adoption of LCB File No. R128-20. (For Possible Action)

Elisabeth Barnard asked how long after approval before this would take effect. Executive Director Anderson explained that the regulations, if approved, would be sent back to the Legislative Counsel Bureau for submission to the Legislative Commission for approval, and that the Legislative Commission holds meetings after the Session is recessed.

Motioned by Secretary/Treasurer Elisabeth Barnard to adopt R128-20, seconded by Vice Chair Deirdre Strunk. Motion passed unanimously.

7. Board Counsel report. (For Discussion)

Board Counsel had nothing significant to report.

8. Public comment. Action may not be taken on any matter brought up under public comment until scheduled on an agenda for action at a later meeting. The Board did not restrict comments based on viewpoint. (Discussion Only)

No public comment was provided.

9. Adjourned at 9:20 a.m. (For Possible Action)

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In accordance with NRS 241.020, public notice and the agenda for this meeting were posted on or before February 26, 2021, at the following locations:

[http://massagetherapy.nv.gov/About/Board\\_Meetings/Meetings/](http://massagetherapy.nv.gov/About/Board_Meetings/Meetings/)

<https://notice.nv.gov>

<https://www.leg.state.nv.us/App/Notice/A/>

Nevada Legislature Building, 401 S. Carson Street, Carson City, NV 89701

Nevada State Board of Massage Therapy, 1755 E. Plumb Lane, Suite 252, Reno, NV 89502

Carson City Library, 900 N. Roop Street, Carson City, NV 89701-3101

Churchill County Library, 553 S. Main St., Fallon, NV 89406

Las Vegas Library 2851 E Bonanza Road, Las Vegas, NV 89101

Douglas County Library, 1625 Library Lane, Minden, NV 89423-0337

Elko County Library, 720 Court St., Elko, NV 89801-3397

Esmeralda County Library, Corner of Crook and 4<sup>th</sup> Street, P.O. Box 430, Goldfield, NV 89013-0430

Eureka Branch Library, 10190 Monroe St., Eureka, NV 89316

Humboldt County Library, 85 East 5<sup>th</sup> St., Winnemucca, NV 89445-3095

Battle Mountain Branch Library (Lander County), 625 South Broad Street, Battle Mountain, NV 89820

Lincoln County Library, PO BOX 330, Pioche, NV 89043

Lyon County Library, 20 Nevin Way, Yerington NV 89447-2399

Mineral County Library, 110 1st Street, P.O. Box 1390 833, Hawthorne, NV 89415

Tonopah Public Library, 167 S. Central St., P.O. Box 449 Tonopah, NV 89049

Pershing County Library, 1125 Central Avenue, Lovelock, NV 89419

Storey County Public Library (CLOSED), instead sent to Storey County Clerk's Office, Drawer D, Virginia City, NV 89440

White Pine County Library, 950 Campton St., Ely, NV 89301

Las Vegas Office of the Nevada Attorney General, 555 E. Washington Ave., Las Vegas, NV 89101

Carson City Office of the Nevada Attorney General, 100 N. Carson St. Carson City, NV 89701

Nevada State Library and Archives, 100 N. Stewart St., Carson City, NV 89701