



Nevada State Board of Massage Therapy

NOTICE OF PUBLIC MEETING

DRAFT MEETING MINUTES

LOCATIONS:

This meeting of the Nevada State Board of Massage Therapy took place online via Zoom, or via telephone. Persons wishing to participate in the meeting were able connect to the meeting through the link below or telephone numbers below. Persons wishing to provide public comment during the meeting could use the links below and at the appropriate time, the Board Chair called on persons wishing to make public comment.

Virtual access is available by registering for this meeting online:

<https://us06web.zoom.us/j/87362552149?pwd=pB7Fol92avA9nNgx3MsfZnoagpwQRe.1>

After registering, you will receive a confirmation email containing information about joining the meeting.

Meeting ID: 873 6255 2149

Passcode: 838718

SIP: 87362552149@zoomcrc.com

Telephonic access to this meeting is available by dialing the number below based on the location closest to participant.

- +1 719 359 4580 US
- +1 253 205 0468 US
- +1 253 215 8782 US (Tacoma)
- +1 346 248 7799 US (Houston)
- +1 669 444 9171 US
- +1 669 900 6833 US (San Jose)
- +1 564 217 2000 US
- +1 646 931 3860 US
- +1 689 278 1000 US
- +1 929 205 6099 US (New York)
- +1 301 715 8592 US (Washington DC)
- +1 305 224 1968 US

- +1 309 205 3325 US
- +1 312 626 6799 US (Chicago)
- +1 360 209 5623 US
- +1 386 347 5053 US
- +1 507 473 4847 US

DATES AND TIMES: **March 12, 2025, commencing at 9:00 a.m.**
Zoom sign-in available at 8:30 a.m.

AGENDA

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 will be made to assist and accommodate individuals with disabilities who wish to attend the meeting. Please contact Elisabeth Barnard at 775.687.9951 (ebarnard@lmt.nv.gov), in advance, so that arrangements may be made. Public comment will be taken at the beginning and the end of the meeting. The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person (NRS 241.030).

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 may bring matters not appearing on this Agenda to the attention of the Board or make comment on specific agenda items. Public comment may also be taken at other such times as requested as long as the request for public comment will not interrupt ongoing Board business. The Board may discuss the matters not on the agenda but may 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 also wish to provide public comment, please avoid repetition. The Board limits public comment to three (3) minutes.

Prior to the commencement and conclusion of a contested case or quasi-judicial proceeding that may affect the due process rights of an individual, the Board may refuse to consider public comment (see NRS 233B.126). Please be aware that after the quasi-judicial Board has rendered a decision in the contested case and, assuming this happens before adjournment, the Board may entertain public comment on the proceeding at that time.

1. Call to order and roll call of Board Members.

The Meeting was called to order 9:04 a.m. on March 12, 2025, by Chair Rebecca Dorangricchia. Board members in attendance included Vice Chair Paula Wilber, Secretary-Treasurer Jenn Ty, Lorna Benedict, Alan Kite-Swinden, Rosemarie Mueller, Bill Schoen, John Teng, and Sgt. Evan Fincher with the Las Vegas Metropolitan Police Department participated telephonically. Additional attendees included Board Counsel

Colleen Platt and Executive Director Elisabeth Barnard. Stephanie Tsanas joined the meeting at 10:42 a.m.

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.

Dorangricchia read the mission statement into the record.

3. Public comment – Members of the public who wish to participate in a public meeting may do so by providing public comment during the two designated public comment periods. Additionally, public comment options may include, without limitation, telephonic or email 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 will not restrict comments based on viewpoint. The opportunity for public comment will be available at the beginning and ending of the meeting. (Discussion Only)

No attendees at the meeting offered any public comment. No written public comment was received prior to the meeting.

4. Application Review. (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Possible Action)
 - a. Review Application of Matthew C. Jackson, Jr (For Discussion and Possible Action)

The application of Mr. Jackson was presented for review by the Board. Jackson was present.

The Board questioned Jackson about his criminal history and an illicit advertisement that was associated with his phone number.

Schoen motioned to deny the application based on NRS 640C.700(14). Tsanas seconded the motion. Motion carried with no opposition.

5. Background Review Request per NRS 622.085 – Caitlin M Steiner (The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person.) (For Discussion and Possible Action)

Steiner was present and made a statement regarding her background.

Muller motioned that the criminal history presented for Steiner does not disqualify her from obtaining a license. Seconded by Ty. Motion carried.

6. Formal Hearing Usamat Hadfield NVMT. 7062. Case Number NVMT-P-2500. (For Discussion and Possible Action)

Item continued to the next regular meeting.

7. Formal Hearing Erica Bai NVMT.11263 – Case Number NVMT-C-24092. (For Discussion and Possible Action)

Item continued to the next regular meeting.

8. Formal Hearing Jiabin Si NVMT.11018 – Case Number NVMT-C-24098. (For Discussion and Possible Action)

Jiabin Si was present with legal counsel Mitchell Bisson. Mandarin Interpreter Jenny Liu was present.

Exhibits 1 and 2 for the defense were admitted. Respondent Exhibits 1 and 2 were admitted.

Senior Deputy Attorney General Todd Weiss presented the Complaint and Notice of Hearing and stated his opening arguments.

Bisson made his opening statement on behalf of the respondent.

Weiss called Rebecca White as witness. Platt swore White in. White provided testimony regarding the event. Weiss presented Exhibits 1 and 2. White was questioned by Weiss, Bisson, and the Board.

Bisson called Si to testify. Si was sworn in by Platt and then provided testimony regarding the event. Si was questioned by Bisson, Weiss, and the Board.

Weiss provided closing statements. Bisson provided closing statements.

The Board discussed the case and stated they found White's testimony to be credible.

Motioned by Kite-Swinden that the alleged facts are true. Seconded by Schoen. Motion carried unanimously.

Motioned by Kite-Swinden that the violations of law as listed in the complaint and notice of hearing did occur. Seconded by Mueller. Motion carried unanimously.

Kite-Swinden motioned to revoke Si's license, NVMT.11018, for five (5) years, impose a fine of \$500 per count, totaling \$2,500 in fines, and costs to the Board not to exceed

\$1,000. Fines and fees to be paid within five (5) years. Seconded by Schoen. Motion carried with no opposition.

9. Formal Hearing Sherry Li NVMT.326 – Case Number NVMT-C-24103. (For Discussion and Possible Action)

Kirk Kennedy legal counsel for Li was present. Li was not present.

Deputy Attorney General Joseph Ostunio presented a Voluntary Surrender Agreement in lieu of other discipline for Sherry Li NVMT.326 – Case Number NVMT-C-24103.

Motioned by Wilber to accept the Voluntary Surrender Agreement in lieu of other discipline. Seconded by Ty. Motion carried.

10. Formal Hearing Yunping Bowlyou NVMT.1831 – Case Number NVMT-C-25001. (For Discussion and Possible Action)

Richard Schonfeld legal counsel for Bowlyou was present. Bowlyou was not present.

Schonfeld stated his client stipulated to a settlement agreement that required one (1) year of probation, orientation for probation to be completed in ninety (90) days, a fine of \$2,000 to be paid withing ninety (90) days, and take two (2) hours of continuing education in ethics in six (6) months.

Wilber motioned to accept the settlement agreement as stated. Seconded by Teng. Motion carried unanimously.

11. Formal Hearing Cui Lan Li NVMT.10438 – Case Number NVMT-C-25007. (For Discussion and Possible Action)

Kirk Kennedy legal counsel for Li was present. Li was not present.

Deputy Attorney General Joseph Ostunio presented a Voluntary Surrender Agreement in lieu of other discipline for Cui Lan Li NVMT.10438 – Case Number NVMT-C-25007.

Motioned by Schoen to accept the Voluntary Surrender Agreement in lieu of other discipline. Seconded by Benedict. Motion carried.

12. Formal Hearing Yan Wang NVMT.12088 – Case Number NVMT-C-25008. (For Discussion and Possible Action)

Kirk Kennedy legal counsel for Wang was present. Wang was not present.

Deputy Attorney General Joseph Ostunio presented a Voluntary Surrender Agreement in lieu of other discipline for Yan Wang NVMT.12088 – Case Number NVMT-C-25008.

Motioned by Wilber to accept the Voluntary Surrender Agreement in lieu of other discipline. Seconded by Schoen. Motion carried.

13. Citation Appeal Asian Massage/Moon Care Wellness – Citation #22464. (For Discussion and Possible Action)

Item continued to the next regular meeting.

14. Petition for Advisory Opinion per NRS 622.085 - Mark Lesko, DC (For Discussion and Possible Action)

Dr. Lesko was not present. The Board reviewed the petition as presented.

Ty motioned to deny the petition for advisory opinion. Wilber seconded the motion. Motion carried.

Consent agenda items are shown in italics. The Consent Agenda contains matters of routine acceptance. The Board members may approve the consent agenda items as written or, at their discretion, may address individual items for discussion or revisions.

15. *Consent Agenda Items – Board members may choose to request any item listed below be pulled for discussion and possible action. Any items not pulled may be approved in a single motion to approve the consent agenda excluding pulled items. (For Discussion and Possible Action)*
 - a. *Approval of applications approved and authorized by the Chairperson through January 31, 2025 (see Exhibit A). (For Possible Action)*
 - b. *Discussion and possible action regarding review and acceptance of the Fiscal Year 2025 Budget versus Actual through January 31, 2025. (For Possible Action)*
 - c. *Discussion and possible action regarding review and acceptance of Fiscal Year 2026 Budget. (For Possible Action)*
 - d. *Discuss, amend, and approve Board meeting minutes for January 8, 2025. (For Possible Action)*

Benedict motioned to approve the consent agenda as presented. Seconded by Wilber.

16. Executive Director Report. (For Discussion)
 - a. Strategic Plan Key Indicators
 - i. Licensure and renewals
 - ii. Inspection Team calendar year-to-date key indicators
 - iii. Complaints and investigations calendar year-to-date key indicators
 - b. Other topics
 - c. Financials, cash reserves, and anticipated upcoming expenditures.

Barnard reviewed the current numbers of licenses: Total 5,611 licenses. There are 5,567 massage licenses, 26 reflexologists, and 18 structural integration practitioners. There were 47 new licenses issued in February. Renewals were current as of March 3.

Compliance Investigator Brunner gave the Board an update on inspections, complaints, and investigations for the year to date. 217 establishment inspections have been completed of 908 for the year. 188 of 325 outcall inspections have been completed. 59 of those said they are not practicing outcall. 91 of 908 Establishment Certificates have been issued, the bulk of the certificates are due in May and June.

Investigations for the calendar year to date there are 17 open cases, 21 cases have been closed.

Barnard let the Board know that the Federation of State Massage Therapy Boards (FSMTB) will be paying for two attendees to the Annual Meeting in October. That will cover the delegate and alternate. She also reminded the Board that FSMTB hosts a Virtual Member Event nearly every month.

Barnard stated that this is the “up” year in our two-year license cycle, currently the FY24 losses are made up by the FY25 excess funds. The Board’s reserves have not been touched and continue to earn interest. She noted that the Attorney General’s Office is delayed with their invoicing due to staff turn-over, those bills from last fall onward may all hit this spring. Barnard also informed the Board that the fees for processing credit cards have been negotiated to a lower rate.

17. Discussion and possible action regarding sending Board members, Executive Director, and staff to CLEAR’s 2025 Annual Educational Conference, September 15-18, 2025, in Chicago, IL, and amending the FY26 Budget to allocate funds. (For Discussion and Possible Action)

This item was combined with item 18.

18. Discussion and possible action regarding sending Board members, Executive Director, and staff to FARB Summit on Regulatory Excellence, July 23-26, 2025, in Denver, CO, and amending the FY26 Budget to allocate funds. (For Discussion and Possible Action)

Items 17 and 18 were combined. Barnard explained that there is \$11,486 currently budgeted in FY 2026 for attendance of the FARB Forum and FARB Regulatory Law Seminar. Those events are no longer being held and have been replaced by the FARB Summit. We had not budgeted to attend the CLEAR Annual Education Conference as the dates very nearly coincided with the FARB Regulatory Law Seminar. She requested reallocation of the funds budgeted for the prior FARB events to the new FARB Summit and the CLEAR Annual Education Conference.

Barnard indicated she is interested in attending both. Dorangricchia and Wilber both expressed interest in the FARB event.

Dorangricchia motioned to approve reallocation of the funds currently approved for FARB events to attend the FARB Summit and CLEAR Annual Education Conference and to augment the overall amount budgeted to not exceed \$13,000. Seconded by Ty. Motion carried.

19. Discussion and possible action regarding Pitney Bowes lease renewal for 60 months for postage machine in Reno office and increase applicable fiscal year budgets to \$366.91 per month, billed quarterly at \$1,100.73. (For Discussion and Possible Action)

Barnard explained that the lease on the current machine is expiring, and the current machine is outdated. The new lease is at the current state negotiated contract rates.

Mueller motioned to approve the renewal of the Pitney Bowes postage machine lease for the Reno office. Seconded by Ty. Motion carried.

20. Discussion and possible action regarding requesting an official opinion from the Attorney General's Office regarding whether stretching is within the practice of massage therapy and/or structural integration as set forth in NRS 640C.060 and NRS 640C.085. (For Discussion and Possible Action)

Barnard and Platt explained that there have been some questions regarding the language for the scope of practice for massage therapy and structural integration. Since the Board discussed potential changes to scope at the August 14, 2024, meeting and decided it sufficiently covered stretching and other common practices of licensees, does the Board wish to have the Attorney General's Office review the language and issue an official opinion regarding the scope.

Kite-Swinden motioned to request an official opinion from the Attorney General's Office regarding stretching in the scope of practice for massage and structural integration. Seconded by Ty. Motion carried.

21. Discussion and possible action regarding the 2025 Legislative Session update, including any official Board position on any legislative measure below without limitation. (For Discussion and Possible Action)
 - a. AB 120
 - b. AB 125
 - c. AB 209
 - d. AB 225
 - e. AB 264
 - f. SB 78
 - g. SB 91

- h. SB 129
- i. Other bills and bill draft requests

Barnard reviewed the pending legislation and current status for each.

- 22. Discussion and possible action regarding information collected on the application for new licensure. (Discussion and Possible Action)

Discussion was held regarding the information currently collected from new applicants. Concern was expressed that some applicants get help, but that help is not clearly disclosed. When there are questions as to the accuracy of the information, it may be beneficial to know whether the applicant received assistance.

Dorangricchia motioned to add a section to the new applications to indicate that they received help in filling out the application and request the information of that person helping. Seconded by Schoen. Motion carried.

- 23. Discussion regarding recommended future agenda items. (For Discussion)

No items were recommended for future agendas.

- 24. Public comment.

No attendees at the meeting offered any public comment. No written public comment was received during the meeting.

- 25. Adjournment

The meeting was adjourned at 3:56 p.m.

Notices:

Items may be combined for consideration by the board. Items may be pulled or removed from the agenda at any time. Public comment will be taken at the beginning and at the end of the meeting. Regarding public comment, no vote may be taken upon a matter raised under this agenda item until the matter itself has been specifically included on a future agenda as an item upon which action may be taken. (NRS 241.020). The Chair may allow comment on individual agenda items at her discretion. Public comments are limited to three (3) minutes.

The Nevada State Board of Massage Therapy may address agenda items out of sequence to accommodate persons appearing before the Board or to aid the efficiency or effectiveness of the meeting. Interested persons may present oral and/or written comments at the time and place of the meeting, or written comments may be sent no later than **Tuesday, March 11, 2025**, to the following address: **Nevada State Board of Massage Therapy, 1755 E. Plumb Lane, Suite 252, Reno, NV 89502. Supporting materials are available on the Board's website**

http://massagetherapy.nv.gov/About/Board_Meetings/Meetings/ or by contacting **Elisabeth Barnard** at 775.687.9951 or ebarnard@lmt.nv.gov or 1755 E Plumb Lane, Suite 252, Reno, NV 89502. Documents provided to Board members during the meeting will be posted on the website after the meeting.

Persons/facilities who want to be on the mailing list must submit a written request every six months to the Board. We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify Elisabeth Barnard at 775.687.9951 or ebarnard@lmt.nv.gov no later than 48 hours prior to the meeting.

In accordance with NRS 241.020, this public notice and agenda was posted on or before March 7, 2025, at the following locations:

http://massagetherapy.nv.gov/About/Board_Meetings/Meetings/
<https://notice.nv.gov>

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