



CAMTC Board of Directors Meeting
December 7, 2011
Radisson Hotel at Los Angeles Airport
6225 W. Century Blvd.
Los Angeles, CA

OPEN SESSION MINUTES

In attendance

Directors: William Armour, Bob Benson, Pamela Blackburn, Michael Callagy, Judi Calvert, Mark Dixon, Ben Drillings (10am), Guy Fuson, Roberta Rolnick, Michael Schroeder, Paul Schwinghamer, Joe Bob Smith, Deb Tuck, Dixie Wall

Directors Absent: Keith Grant, Michael Marylander. Michael Sheps

Staff: Ahmos Netanel, CEO; Sheryl LaFlamme, Operations Manager; Beverly May, Director of Governmental Affairs

General Counsel: Jill England

Guest: Christian Pezza, Liz Rothman, Bernadette Murray, Sally Hacking, Kathy Jensen, Billie Shea, Miharuru Morita, Senator Lou Correa

Board Candidates: Nayada Dhanaphatana, Lori Yee and Elna Leonardo

1. Call to Order

Chairperson Dixie Wall called the meeting to order at 9:30am. Chairperson Wall asked Mr. Schroeder to remind the Board about the rules of debate.

2. Approval of Minutes

Mr. Smith noted mistake on beginning period date. July 27, 2011 to be corrected to July 27, 2009.

Motion (1): Blackburn/Schroeder – Move to approve September 15, 2011 open session minutes with corrected date change.

Motion Passes, 11-0, 2 abstain – Callagy, Rolnick

3. Board Seats Filled

Candidates Nayada Dhanaphatana, Lori Yee and Elna Leonardo gave short introductions before the Board asked questions.

Motion (2): Schroeder/Wall – Allow debate on all three candidates and give each Board members 2 votes, to be used in any way. The candidate with the least number of votes would be eliminated.

Motion Passes – 13 – 0, 1 abstain – Wall

Nayada Dhanaphatana and Elna Leonardo were voted on the Board.

Senator Lou Correa was recognized as Legislator of the Year for his work on SB285 and presented with a plaque.

Chairman Wall would like to compensate Lori Yee for her flight to the 12/7/2011 Board Meeting.
– All in favor.

4. CEO Report

CEO Ahmos Netanel stated that this young organization is still facing challenges, but CAMTC is making consistent progress in becoming a mature, efficient and enduring organization. Mr. Netanel stated the certification has become more valuable and the credibility with local government continues to grow.

Mr. Netanel stated that CAMTC's October financials exceeded expectations and at the end of November 2011 we had received 35,700 new applications and certified 26,503 individuals.

Mr. Netanel went on to say the Board policy decision regarding unprofessional conduct has been fully implemented and outreach has been strong by communicating with applicants and certificate holder via postcards and eBlasts.

5. Treasurer's Report

Treasurer Marylander was absent but submitted a thorough treasurer's report.

6. Director of Government Affairs Report

Ms. May stated that the GA position continues to consist of approximately 80% government and 20% special projects. With the changes due to take place on 1/1/2012, Ms. May is working on communicating changes to local government.

7. League of California Cities' Appointee Report

Mr. Callagy stated that the relationship between the California Police Chiefs Association and CAMTC was acrimonious but both sides understand we are in it together. The Police Chiefs association was excited about the implementation of Declarations and the passing of SB285.

8. Relationship with AMG – 2012 contract

Mr. Netanel recommended to maintain relationship with AMG and reevaluate fee.

9. Closed Session

The Board went into closed session with CAMTC legal counsel pursuant to Government Code Section 11126(e) at 12:00pm and returned to open session at 1:10pm.

10. Legislative Objectives and Strategies for 2012

Motion (3): Schroeder/Dixon – Authorize CEO to pursue Committee Bill to include:

2 – Specify that the certificate and ID card are the property of CAMTC and shall be surrendered upon suspension or revocation.

#3 – Authorization for law enforcement or a local government agency to provide information to CAMTC regarding a certificate holder or applicant including but not limited to the status of a local permit, disciplinary actions, criminal activity or unprofessional conduct, police reports and declarations of conduct.

#4 – Addition to the grounds for denial or discipline of an infraction substantially related to the practice of massage.

#5 – Deletion of Portal E for instructors previously approved by BPPVE.

#7 – Authorization for CAMTC to conduct reasonable inspections of an applicant or certificate holders' place of work or school.

#11 – Consideration of the legality and desirability of adding to reasons for revocation a finding is made that would have justified denying the application in the first case.

#12 – Owner/Operator background check can be 10 years and include live scan and criminal background check and consequences should the background investigation reveal offenses substantially related to the operation of a massage business.

#13 – More specificity and flexibility on business license fees.

#14 – Define “Operator” as someone who owns or manages a business.

#15 - 4612 (7) – what is relevant information for a business license application?

. #17 – Require that the certified professional provide their full name and certification # to the public, CAMTC or law enforcement upon request.

#19 – Require that the ID card be in the possession of the therapist while providing massage.

Motion Passes, 14-0, 2 abstain – Benson, Wall

Motion (3): Smith/Fuson – Move to add # 16 – State that the education can be 250 hours or the credit unit equivalent, “500 hours or the credit unit equivalent.”

Motion Passes, 15-0, 1 abstain – Wall

Motion (4): Callagy/Smith – Move to add # 18 – Consideration of allowing local ordinances to restrict the ability of a new massage business to open for a period of one year (or more) in any location in which a massage business has been closed for criminal activity.

Motion Passes, 14-0, 2 abstain – Schroeder, Wall

Motion (5): Callagy/Calvert – Move to add # 10 – Provide clarity as to how local ordinances apply the following: *Section 4612 (b)(2) (B) Nothing in this section shall preclude a city, county, or city and county from including in a local ordinance a provision that requires a business described in paragraph (1) to file copies or provide other evidence of the certificate held by the persons who are providing massage services at the business.*

Motion Fails, 0-13, 3 abstain – Callagy, Rolnick, Wall

Motion (6): Rolnick/Callagy - Add # 8 & # 9:

#8 – Define “reasonable health & safety”

#9- Equality of tiers

Motion Withdrawn

11. Budget 2012

Mr. Netanel stated a good budget has been put in place for 2012 that is realistic to conservative. This budget will put CAMTC in a good position with no negative spending and a surplus at the end of 2012. Mr. Netanel thanked Mr. Benson and Mr. Schroeder for their help and comments.

Motion (6): Benson/Dixon – Move to adopt the 2012 budget.

Motion Passes, 15-0, 1 abstain – Wall

12. Hearing Filing Fee

Motion (7): Schroeder/Smith – Move to adopt correct fee schedule on Hearing Filing Fee Waiver.

Motion Passes, 16-0

Ms. England to correct language on waiver - “I hereby swear under penalty of perjury **under the laws of the State of California** that the foregoing is a true and correct statement”.

13. Board Member’s Terms and Qualifications

Motion (8): Benson/Smith – Entities (Assn of Massage Schools and Assn of Independent Member Professionals) ability to appoint member to Board are subject to specific qualifications.

Friendly Amendment – Schroeder – Propose Associations (Assn of Massage Schools and Assn of Independent Member Professionals) to be given choice of proving qualification by either:

1. Submitting a list in confidence that shows compliance, or
2. Allowing records to be audited on site

Benson - Associations must provide list of schools that are members in association.

Motion Passes, 12-0, 4 abstain – Drillings, Schroeder, Schwinghamer, Wall

14. Staggering Terms

Instruct Legal Counsel to come back at the February 2012 Board Meeting with a proposed motion of having 1/3 of Board Members expiring every year.

15. In-House Counsel Search and Hiring

Mr. Netanel has stated a number of applications have been received and they have narrowed the candidates down to a group of six. Ms. Siegel and Mr. Schroeder to help in the interview process.

16. Strategic Strategies for 2012

Motion (9): Rolnick/Dixon – Move to accept priorities

Motion Passes, 15-0, 1 abstain – Wall

17. Consumer Complaint Policy

Motion (10): Dixon/Blackburn – Instruct staff and legal counsel to create guideline for policy/procedure for consumer complaint policy.

Motion Passes, 16-0

18. FSMTB Annual Meeting - Update

Mr. Dixon briefly summarized the success of the FSMTB annual meeting held in Redondo Beach on October 13-15, 2011.

19. Issues and scheduling for next meeting

The next Board meeting is scheduled for February 15, 2012 at 9:30am – Radisson Hotel Los Angeles Airport.

Kathy Jensen, FSMTB President, stated the FSMTB is here to serve CAMTC and requested the assistance of Mr. Netanel to help create the initial framework for their continuing education taskforce.

Board member Blackburn thanked the Board and resigned her position.

20. Adjournment

Chairperson Wall adjourned the meeting at 4:18pm

Minutes Approved: February 15, 2012

Roberta Rolnick, Secretary