



CAMTC Board of Directors Meeting

May 31, 2018

Hyatt Regency Los Angeles International Airport
6225 West Century Blvd.
Los Angeles, CA. 90045

OPEN SESSION MINUTES

Directors Present: *Ron Bates, Allison Budlong, Mike Callagy, Shana Faber, Jeff Forman, Heather Forshey, Mike Marylander, Stephany Powell, Sean Thuilliez, Dixie Wall, Mark Dixon.*

Directors Absent: *Minouche Kandel*

Staff: *Ahmos Netanel, CEO; Jon Walters, Director of Operations; Beverly May, Director of Governmental Affairs; Rick McElroy, Director of Professional Standards Division; Joe Bob Smith, Director of Educational Standards Division; Roberta Rolnick, Outreach Director; Jennifer Schwartzel, CFO*

General Counsel: *Jill England*

Special Counsel: *Alison Siegel*

Identified Guests: Bernadette Murray, Sonya Way, Keith Grant, Selena Lee, Laura Embleton, William Jones, Allen Erlich

1. Call to Order

Chairman Dixon called the meeting to order at 9:31 a.m. and established a quorum.

2. Chair's comments

Chairman Dixon introduced Chief Sean Thulliez of Beaumont, as the new appointee of California Police Chiefs Association and reminded the Board of the rules of debate.

3. Approval of Minutes

MOTION 5312018:1 Bates/Wall Motion to approve minutes of open session February 22, 2018

9-0-2 MOTION PASSES

ROLL CALL VOTE: 9 Yes; 0 No; 2 abstain

Ron Bates – yes

Allison Budlong - yes

Mike Callagy – yes

Shana Faber - yes

Jeff Forman – yes

Heather Forshey - yes

Michael Marylander – abstain

Stephany Powell - yes

Sean Thuilliez - abstain

Dixie Wall – yes

Mark Dixon – yes

4. Audit committee update regarding new auditing firm – Mike Callagy, Audit Committee Chair reported that Campbell Taylor & Co. of Roseville, California has been chosen as the new auditor, to begin work in July 2018. They will complete the audit in time for tax returns to be complete before the November 2018 extended deadline.

5. CEO Report

Ahmos Netanel pointed out that many of the 2018 strategic priorities are focused on public safety. He highlighted the strategic partnership with California Police Chiefs Association (CPCA), which is an ongoing collaboration. Mr. Netanel provided the results of the first Key Performance Indicators (KPI's) showing that customer service goals are being met and in fact exceeded. At the Board's request, CAMTC requested that FSMTB evaluate the possibility of exams in other languages. The Schools Advisory Committee (SAC) has been continued and met on May 30. Local government outreach has continued, adding city council members and county supervisors to the types of local government staff with whom we maintain relationships. Mr. Netanel provided a summary of the last four quarters Disciplinary Performance Measures, which continue to improve and exceed those of California Department of Consumer (DCA) Boards.

6. Treasurer's Report

Michael Marylander reported trends in new and re-certification applications. The number of active certificate holders has remained steady at 50,000 - 51,000. Net loss is less than what

was budgeted, but cash reserves are decreasing. Approximately 84% of certificate holders recertify. An increase of \$80 for certification would be break even under the current budget.

7. Closed Session

The Board went into closed session at 11:12 a.m. and returned to open session at 12 p.m.

8. Amendments to 2018 Budget and Data Related to Fees

Mr. Netanel presented information on the 2018 budget with 5%, 10% and 15% cuts as well as information on fees for city permits, licensing fees for massage boards in other states and healing arts boards regulated under the California Department of Consumer Affairs (DCA). The proposed adjusted budget reflects increased revenues, a more optimistic projection than in past budgets. Expenses show some increases and other decreases.

MOTION 5312018:2 Marylander/Callagy Motion to adopt the Proposed Fee Schedule for Applicants and Certificate Holders.

Treasurer Marylander distributed a proposed schedule of new fees, including those for new applications and re-certification. This would be the first fee increase in 10 years, since inception.

MOTION 5312018:3 Bates/Budlong Motion to suspend the rules of debate for board members

11-0 MOTION PASSES

ROLL CALL VOTE: 11 Yes; 0 No; 0 abstain

Ron Bates – yes

Allison Budlong - yes

Mike Callagy – yes

Shana Faber - yes

Jeff Forman – yes

Heather Forshey - yes

Michael Marylander – yes

Stephany Powell - yes

Sean Thuilliez - yes

Dixie Wall – yes

Mark Dixon – yes

MOTION 5312018:4 Bates/Faber Move to suspend the rules of debate for public comment

11-0 MOTION PASSES

ROLL CALL VOTE: 11 Yes; 0 No; 0 abstain

Ron Bates – yes

Allison Budlong - yes

Mike Callagy – yes

Shana Faber - yes

Jeff Forman – yes

Heather Forshey - yes

Michael Marylander – yes

Stephany Powell - yes

Sean Thuilliez - yes

Dixie Wall – yes

Mark Dixon – yes

MOTION 5312018:5 Forshey/Bates Substitute Motion to table the discussion on increasing fees until a fee study can be conducted.

4-7 MOTION FAILS

ROLL CALL VOTE: 4 Yes; 7 No; 0 abstain

Ron Bates – Yes

Allison Budlong - No

Mike Callagy – No

Shana Faber - Yes

Jeff Forman – No

Heather Forshey - Yes

Michael Marylander – No

Stephany Powell - No

Sean Thuilliez - No

Dixie Wall – Yes

Mark Dixon – No

Mr. Netanel requested that the Board authorize budgetary cuts if it does not increase fees at this time.

Friendly Amendment Forman: At this time only raise new and re-certification fees by \$50- rejected by maker of motion

Substitute Motion 5312018:6 Callagy/Bates Motion to raise the new and re-certification fees by \$50 and adopt the rest of the Proposed Fee Schedule for Applicants and Certificate Holders as presented and to reconsider again later in the year.

Friendly amendment: Budlong – to make all fee changes effective January 1, 2019. Amendment accepted. Ahmos asked to clarify that new rates for new applications be applied for applications received on or after January 1, 2019 and that applications for re-certifications be applied to certificates expiring on or after January 1, 2019. This was accepted.

Complete motion: Motion to raise the new and re-certification fees by \$50 each and adopt the rest of the Proposed Fee Schedule for Applicants and Certificate Holders as presented and to reconsider again later in the year. New rates will be applied for new applications received on or after January 1, 2019. New rates for re-certifications will be applied to certificates expiring on or after January 1, 2019.

8-2-1 MOTION PASSES

ROLL CALL VOTE: 8 Yes; 2 No; 1 abstain

Ron Bates – yes

Allison Budlong - abstain

Mike Callagy – yes

Shana Faber - yes

Jeff Forman – yes

Heather Forshey - yes

Michael Marylander -no

Stephany Powell- yes

Sean Thuillez -yes

Dixie Wall – yes

Mark Dixon – no

MOTION 5312018:7 Marylander/Wall Motion to adopt the Proposed 2018 Fee Schedule for Schools

Friendly amendment (amendment accepted) Wall/ Motion to have the new fees for reapplication applicable to schools expiring on or after January 1, 2020

Full motion: Motion to accept the Proposed Fee Schedule for Schools and to have the new fees for re-approval applicable to schools expiring on or after January 1, 2020.

9-0 MOTION PASSES

ROLL CALL VOTE: 8 Yes; 0 No; 2 abstain

Ron Bates – Yes

Allison Budlong – Abstain

Shana Faber - Yes

Jeff Forman – Abstain

Heather Forshey - Yes

Michael Marylander - Yes

Stephany Powell - Yes

Sean Thuilliez - Yes

Dixie Wall – Yes

Mark Dixon – Yes

Mr. Netanel stated that the budget as approved in February 2018 will remain in effect.

9. Schools Advisory Committee Report

Jeff Forman discussed the motions to make various recommendations approved by the Schools Advisory Committee (SAC) to the Board regarding education and schools. Most of these recommendations will be presented to the CAMTC Board in September.

MOTION 5312018:8 Forman/Bates Motion to add to the fee schedule a fee of \$100 for portfolio review of applications from individuals who present transcripts from multiple schools and/or closed schools.

Mr. Bates suggested a friendly amendment to limit the total to \$100. Not deemed necessary as the fee would be for \$100 no matter how many transcripts.

Motion withdrawn, item to be tabled until the next Board meeting

10. Director of Educational Standards' Report

Joe Bob Smith reported that there are currently 94 schools with CAMTC approved programs. Six school applications have been denied - five schools, as one denied school has two branches. Two new applications have been received.

45 schools have applied for re-approval. CAMTC is working to re-approve them all with no lapse. 41 voluntarily self reported their graduation rates for the past three years. The average number of graduates for CAMTC approved schools increased by 18.62% from 2015 through 2017.

Mr. Smith reviewed the Outreach events that he participated in during the past few months.

MOTION 5302018:8 Forshey/Bates Motion to approve the Proposed Policy for Purging Applications as proposed with the addition of asking purged schools to notify their graduates of the policy and deadlines to comply.

9 – 0-1 MOTION PASSES

ROLL CALL VOTE: 9 Yes; 0 No; 1 abstain

Ron Bates – yes

Allison Budlong - abstain

Shana Faber - yes

Jeff Forman – yes

Heather Forshey - yes

Michael Marylander – yes

Stephany Powell- yes

Sean Thuilliez -yes

Dixie Wall – yes

Mark Dixon – yes

11. Director of Governmental Affairs' Report

Beverly May summarized several recent revisions to local ordinances regulating massage businesses or land use; human trafficking taskforces; updates on state legislation; sexual assault; meetings with DCA, BPPE, and a FSMTB summit for executive staff of the massage organizations. With respect to legislation, CAMTC took no position on AB 3061 which is expected to be allowed to die. Asm. Chu's bill has not moved as it is duplicative of SB 315 which was signed last year. Ms. May spoke of progress and changes that are facilitating completion of the Certification and Management System (CAMS) and a transition to a new more customizable and faster platform, which will be phased in slowly. There will be parallel processing before deploying features into production. Mr. Bates asked that a definitive timeline to complete the database development be presented at the next meeting.

12. Director of Professional Standards' Report

Rick McElroy reported on the expanded outreach to law enforcement, and the "Alameda Second in Command" working group where he presented with PSD Assistant Chief of Investigations Kellie Rodriguez. He is developing a shorter training for command staff. Mr. McElroy and Mr. Netanel attended a dinner of the Coalition to Abolish Slavery and Human Trafficking (CAST) that honored Los Angeles Sheriff McDonnell. He also presented "Top 10 Ways to Lose your CAMTC Certification" to massage therapists at the A2Z Expo. He and Ms. May attended a follow-up meeting with Bakersfield City council and staff to discuss final changes to their massage ordinance. Mr. McElroy was also a speaker at CA Chiefs conference with CEO Netanel.

13. Outreach Director's Report

Roberta Rolnick reported on the numerous events at which staff has attended or presented the past three months. Ms. Rolnick handled such outreach projects as the Schools Newsletter, and mass emails to certificate holders. Ms. Rolnick summarized the support materials that she helped develop for ESD, PSD and GA. She spoke particularly of the success in terms of the feedback received by attendees at the CPCA conference. CAMTC has received space for a booth at the March 2019 CPCA conference in Santa Clara.

14. Amendments to Staff Expense Reimbursement Policy – tabled

15. Public comments regarding issues not in this agenda/suggested agenda items for future meetings

Laura Embleton discussed students who have graduated from denied schools who cannot sit for the exam. Ms. Embleton also brought up concerns of schools that have applied for re-approval but have not yet received notification of approval.

Allan Erlich spoke requesting a special policy that addresses the situation of a particular client who has been pardoned by the Governor to reduce the wait time to re-apply.

Bernadette Murray – consider addressing CEO contract and new Board members.

16. Items/suggestions from Board members for future meeting agendas

None

17. Board meeting schedule for 2018

September 26-27, 2018 in Southern California, November 15, 2018 in Southern California

18. Adjourn

Chairman Dixon adjourned the meeting at 4:32 p.m.

Minutes Approved: September 26, 2018

Allison Budlong, Secretary