

BOARD MEETING AGENDA

January 11, 2021

10:05 a.m.

2401 N W 23rd, Suite 84

Oklahoma City, Ok. 73107

Jeff Sells, Chair - Presiding

1. Call to order

Chair Sells called the meeting to order.

2. Roll call

The following board members were present.

Jeff Sells Chair

Bruce Waight, Vice Chair

Anthony Baldini

Machele Calliccoat

Bill Helton

Christie Luther

Christy Mather

Thao Nguyen Pham

Erin Pierce

Note: Ms. Avery and Mr. Mitchell were not present on this day.

3. Statement of Compliance with the Open Meeting Act.

Chair Sells verified that the agenda had been properly posted and agenda-ized.

BOARD'S LEGAL ADVISOR

Jenny Dickson (left at 12.50 p.m.)

BOARD STAFF

Sherry G. Lewelling, Executive Director

Janelle Hastings, Administrative Assistant

Asrar Johnson, Inspector/Examiner

Donna Glasper, Inspector/Examiner

Elaine Klemme, Inspector/Examiner

Holli James, Inspector/Examiner

LauriAnn "LA" Gillette, Inspector Coordinator

Camisha Green, Student Registrar

VISITORS

Liz Stevens, Rachel Adams, Laura Grisso, April Taylor, Sheridan Lacy, Linda Wiist.

4. Discussion and Possible Action to Approve or Disapprove Board Meeting Minutes from November 9, 2020 and November 30, 2020

A motion was made by Mr. Helton and seconded by Ms. Nguyen Pham to approve the Board Meeting Minutes from November 9, 2020 and November 30, 2020.

VOTING:

Waight, yes; Baldini, yes; Calliccoat, yes; Helton, yes; Luther, yes; Mather, yes; Nguyen Pham, yes; Pierce, yes.

Motion Passed.

5. Discussion and possible action to approve or disapprove budget report (November 1, 2020 to December 31, 2020) – Brandy Bahm, OMES, Agency Business Services

Mr. Sells read the budget report (Ms. Bahm was not present) which showed that all departments are operating under budget.

A motion was made by Mr. Helton and seconded by Mr. Waight to approve budget report (November 1, 2020 to December 31, 2020)

VOTING:

Waight, yes; Baldini, yes; Calliccoat, yes; Helton, yes; Luther, yes; Mather, yes; Nguyen Pham, yes; Pierce, yes.

Motion Passed.

6. Public comment- Opportunity for the board to receive public comments. Each speaker is limited to three minutes. Comments must be related to items listed on the agenda.

No requests were heard.

7. Director's report and possible discussion– Sherry G. Lewelling

Ms. Lewelling gave a brief report, stating that there were 482 actual inspections, 87 attempted inspections and 2 schools.

8. Massage Therapy Report – Laura Grisso

Ms. Grisso reported that the Massage Therapy Advisory Board met on December 17, 2020 and discussed legislation being submitted, FAQ's (Frequently Asked Questions) being considered for posting on the website, results from survey were inconclusive, with about 50% of respondents being for establishment licensure and about 50% being against it. What was helpful were the comments from survey that gave us insight into some misunderstanding about the purpose of the Massage Therapy Advisory Board, the State Board of Cosmetology and Barbering and establishment licensure.

9. Discussion and Possible Action to Approve or Disapprove Massage Therapy Legislation

Ms. Grisso went over some changes that were made to Massage Therapy legislation including the removal of the section referring to grandfathering, added the requirement to register for and pass the Board's safety and sanitation exam, added language that specifies what is allowed under a temporary work permit, and removed the language that would prohibit restrictions of hours of operation by municipalities.

59 O.S. § 4200.4 Authority of State Board of Cosmetology and Barbering Advisory Board on Massage Therapy – License fees

59 O.S. § 4200.5 License requirements

59 O.S. § 4200.7 Massage therapy schools – License required – Instruction as massage therapist

59 O.S. § 4200.9 Out-of-state license holders – License renewal – Inactive status – Fees

59 O.S. § 4200.9.1 Proposed addition

59 O.S. § 4200.9.2 Proposed addition

59 O.S. § 4200.10 Preemption

A motion was made by Mr. Helton and seconded by Ms. Callicoat to approve Massage Therapy Legislation.

VOTING:

Waight, yes; Baldini, yes; Callicoat, yes; Helton, yes; Luther, yes; Mather, yes; Nguyen Pham, yes; Pierce, yes.

Motion Passed.

10. Website Committee Report – Jeff Sells

Mr. Sells said the Website Committee has not had a chance to meet due to illness, vacations, etc. The new website is still under development and not for public view and we are now allowed to do committee meetings via Zoom.

11. Discussion and possible action to approve or disapprove website committee recommendations.

No action was taken on this item.

12. Discussion and possible action to approve or disapprove the Salary Administrative plan for Calendar year 2021

Ms. Lewelling read the salary administration plan in accordance with Merit rule 260-25-7-1.1 (<https://omes.ok.gov/sites/g/files/gmc316/f/MeritRulesTitle260.pdf>)

A motion was made by Mr. Helton and seconded by Ms. Mather to approve the Salary Administrative pay for Calendar year 2021.

VOTING:

Waight, yes; Baldini, yes; Callicoa, yes; Helton, yes; Luther, yes; Mather, yes; Nguyen Pham, yes; Pierce, yes.

Motion Passed.

13. Discussion and possible action to enter into executive session pursuant to 25 O.S. §307(B)(2) to discuss performance review of Executive Director, Sherry G. Lewelling
- a. Vote to enter Executive Session
 - b. Exit Executive Session and vote to re-enter Open Session
 - c. Vote on matters discussed in Executive Session

A motion was made by Mr. Helton and seconded by Ms. Nguyen Pham to enter Executive Session.

11.04 am

NO VOTING: Mr. Sells did not call for a vote.

EXECUTIVE SESSION

A motion was made by Mr. Helton and seconded by Ms. Luther to re enter Open Session.

12.35 pm.

VOTING:

Waight, yes; Baldini, yes; Calliccoat, yes; Helton, yes; Luther, yes; Mather, yes; Nguyen Pham, yes; Pierce, yes.

Motion Passed.

14. Director's evaluation Report

A motion was made by Mr. Helton and seconded by Mr. Waight to accept Ms. Lewelling's evaluation and that exceeds standards.

VOTING:

Waight, yes; Baldini, yes; Calliccoat, yes; Helton, yes; Luther, yes; Mather, yes; Nguyen Pham, yes; Pierce, yes.

Motion Passed.

15. New business which could not have been reasonably foreseen prior to posting of meeting agenda 25 O.S. sec.311 (A)(9)

Mr. Sells mentioned to board members about attending the annual Federation of Associations of Regulatory Boards, (FARB) (<https://farb.imiscloud.com/>) being held virtually from 11:00 am to 4:00 pm on January 27th, 28th, and 29th, 2021. The member fee is \$375 per person, the board budgeted for travel but since it is held virtually those travel dollars could be directed to registration fee allowing more members to attend.

16. Board adjournment

Jeff Sells Chair _____

Bruce Waight, Vice Chair _____

Anthony Baldini _____

Machele Callicoa _____

Bill Helton _____

Christie Luther _____

Christy Mather _____

Thao Nguyen Pham _____

Erin Pierce _____