

ARKANSAS STATE BOARD OF MASSAGE THERAPY

Enabling Laws

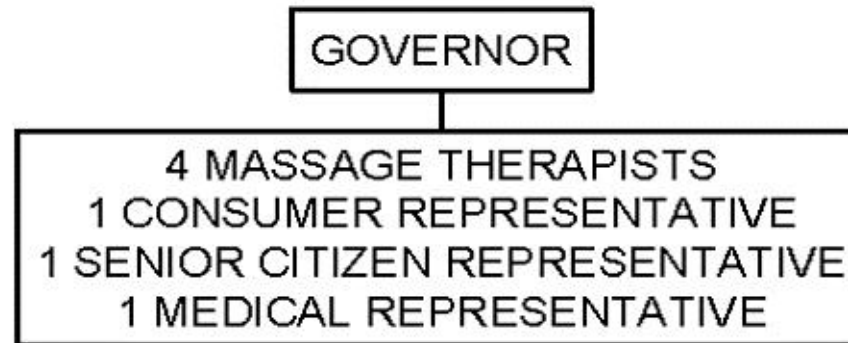
Act 84 of 2012
A.C.A. §19-5-1215

History and Organization

The Arkansas State Board of Massage Therapy was created with the intent to upgrade the standards of practice and education of massage therapy and regulate the practice of massage therapy in the State of Arkansas.

The Board consists of seven (7) members appointed by the Governor for a term of three years. Four members are licensed to practice massage therapy. One member represents the elderly, one member represents the public, and one member represents the medical field.

The Board has statutory authority to examine and inspect at least once each year all massage therapy schools, offices, and clinics in the state. The Board is required to administer an examination for each new applicant and may hold other licensing examinations from time to time. Licenses are issued biannually for Massage Therapists, Master Massage Therapists and Massage Therapy Instructors. Licenses for Massage Therapy Schools and Massage Therapy Clinics expire on June 30th of each year.



Agency Commentary

The Arkansas State Board of Massage Therapy is requesting total appropriation of \$236,141 in FY14 and \$236,266 in FY 15.

The Board is requesting an \$8,800 increase in Operating Expense for the following:

- This increase will allow the Board to relocate to a larger facility to meet the Board's needs, increasing the yearly lease by \$7,300. An increase of \$1,500 will allow for mileage reimbursement for the Board's Inspector to travel to massage therapy schools, clinics and spas throughout the state;

The Board is requesting a \$3,000 increase in Operating Expense for the following:

- This increase will allow for the Board's first educational workshop for massage therapists throughout the state. This workshop would provide massage therapists with the opportunity to learn more about the scope of the practice of massage, to learn new techniques, expose them to more opportunities for earning continuing education hours, provide networking opportunities for newly licensed therapists and earn continuing education hours for attending the workshop;

The Board is requesting an increase in Regular Salaries and Personal Services Matching for the following:

- This increase will allow for the restoration of two positions obtained from the Central Growth Pool that were approved by the ALC Personnel Committee in May, 2011 and April, 2012;
- This increase will allow for reclassification of one position, Therapy Technology Board Secretary, Grade C115, to ASBMT Executive Director, Grade C124. This request is due to an increase in the responsibilities of this position, and would better align this position with the work being performed.

This request will provide sufficient appropriation for the operations of the Board for yearly examinations and inspections of all massage therapy schools, offices and clinics in the State of Arkansas. It will also provide the appropriation for the administration of new applicant exams and investigations of complaints against licensed massage therapists.

Audit Findings

DIVISION OF LEGISLATIVE AUDIT

AUDIT OF :
ARKANSAS STATE BOARD OF MASSAGE THERAPY

FOR THE YEAR ENDED JUNE 30, 2011

Findings

Recommendations

None

None

State Contracts Over \$25,000 Awarded To Minority Owned Businesses Fiscal Year 2012

None

Employment Summary

	Male	Female	Total	%
White Employees	0	0	0	0 %
Black Employees	1	2	3	100 %
Other Racial Minorities	0	0	0	0 %
Total Minorities			3	100 %
Total Employees			3	100 %

Publications

A.C.A. 25-1-204

Name	Statutory Authorization	Required for		# of Copies	Reason(s) for Continued Publication and Distribution
		Governor	General Assembly		
None	N/A	N	N	0	N/A

Agency Position Usage Report

FY2010 - 2011						FY2011 - 2012						FY2012 - 2013					
Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted	% of Authorized Unused
	Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total			Filled	Unfilled	Total	Total	
2	2	1	3	-1	0.00 %	2	4	0	4	-2	-100.00 %	2	3	1	4	-2	-50.00 %

Budgeted Positions exceed Authorized due to positions obtained from the Central Growth Pool.

Analysis of Budget Request

Appropriation: 428 - Massage Board Operations

Funding Sources: MMT - Massage Therapy Board

The Arkansas State Board of Massage Therapy was created to upgrade the standards of practice and education of massage therapy and regulate the practice of massage therapy in the State of Arkansas. The Board has statutory authority to examine and inspect all massage therapy schools, offices, and clinics in the State. The Board is required to hold at least one examination each year, and may hold other examinations from time to time. Certificates of registration are issued annually for Massage Therapists, Master Massage Therapists, Massage Therapy Instructors, Massage Therapy schools, and Massage Therapy offices or clinics.

Base Level Regular Salaries and Personal Services Matching includes Career Service payments for eligible employees. Personal Services Matching also includes a \$20 increase in the monthly contribution for State employee's health insurance for a total State match per budgeted employee of \$410 per month. Base Level salaries and matching do not include appropriation for a Cost of Living Adjustment or Merit Pay Increases.

The Change Level request of \$80,918 in each year of the biennium reflects the following:

Restoration of two positions from the Central Growth Pool and reclassification of one position, increasing Regular Salaries appropriation by \$47,542 and Personal Services Matching by \$21,576.

An \$11,800 appropriation increase in Operating Expenses related to travel expenses for the Board's inspector, rent of a larger facility and to provide appropriation for the Board's first educational workshop.

The Executive Recommendation provides for the Agency Request, with the exception of the position reclassification request. This position is recommended at a grade C120 with a title change to ASBMT Executive Director.

Appropriation Summary

Appropriation: 428 - Massage Board Operations

Funding Sources: MMT - Massage Therapy Board

Historical Data

Agency Request and Executive Recommendation

Commitment Item	2011-2012	2012-2013	2012-2013	2013-2014			2014-2015		
	Actual	Budget	Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries 5010000	91,366	122,940	76,000	75,845	123,387	122,940	75,945	123,487	123,040
#Positions	4	4	2	2	4	4	2	4	4
Personal Services Matching 5010003	30,591	48,668	26,393	28,088	49,664	49,664	28,113	49,689	49,689
Operating Expenses 5020002	50,994	51,290	51,290	51,290	63,090	63,090	51,290	63,090	63,090
Conference & Travel Expenses 5050009	0	0	0	0	0	0	0	0	0
Professional Fees 5060010	0	0	0	0	0	0	0	0	0
Data Processing 5090012	0	0	0	0	0	0	0	0	0
Capital Outlay 5120011	0	0	0	0	0	0	0	0	0
Total	172,951	222,898	153,683	155,223	236,141	235,694	155,348	236,266	235,819
Funding Sources									
Fund Balance 4000005	245,435	260,726		162,828	162,828	162,828	162,605	81,687	82,134
Special Revenue 4000030	188,242	125,000		155,000	155,000	155,000	155,000	155,000	155,000
Total Funding	433,677	385,726		317,828	317,828	317,828	317,605	236,687	237,134
Excess Appropriation/(Funding)	(260,726)	(162,828)		(162,605)	(81,687)	(82,134)	(162,257)	(421)	(1,315)
Grand Total	172,951	222,898		155,223	236,141	235,694	155,348	236,266	235,819

FY13 Budget amounts in Regular Salaries and Personal Services Matching exceed the authorized amounts due to transfers from the Agency Growth Pool during the 2011-2013 biennium.

Change Level by Appropriation

Appropriation: 428 - Massage Board Operations
Funding Sources: MMT - Massage Therapy Board

Agency Request

Change Level		2013-2014	Pos	Cumulative	% of BL	2014-2015	Pos	Cumulative	% of BL
BL	Base Level	155,223	2	155,223	100.0	155,348	2	155,348	100.0
C01	Existing Program	8,800	0	164,023	105.7	8,800	0	164,148	105.7
C02	New Program	3,000	0	167,023	107.6	3,000	0	167,148	107.6
C06	Restore Position/Approp	68,671	2	235,694	151.8	68,671	2	235,819	151.8
C10	Reclass	447	0	236,141	152.1	447	0	236,266	152.1

Executive Recommendation

Change Level		2013-2014	Pos	Cumulative	% of BL	2014-2015	Pos	Cumulative	% of BL
BL	Base Level	155,223	2	155,223	100.0	155,348	2	155,348	100.0
C01	Existing Program	8,800	0	164,023	105.7	8,800	0	164,148	105.7
C02	New Program	3,000	0	167,023	107.6	3,000	0	167,148	107.6
C06	Restore Position/Approp	68,671	2	235,694	151.8	68,671	2	235,819	151.8
C10	Reclass	0	0	235,694	151.8	0	0	235,819	151.8

Justification

C01	The Board is requesting an \$8,800 increase in Operating Expenses. This increase will allow the Board to relocate to a larger facility to meet the Board's needs, increasing the yearly lease by \$7,300. An increase of \$1,500 will allow for mileage reimbursement for the Board's Inspector to travel to massage therapy schools, clinics and spas throughout the state.
C02	The Board is requesting \$3,000 in Operating Expenses for the first educational workshop for massage therapists throughout the state. This workshop would provide massage therapists with the opportunity to learn more about the scope of the practice of massage, to learn new techniques, expose them to more opportunities for earning continuing education hours, provide networking opportunities for newly licensed therapists and earn continuing education hours for attending the workshop.
C06	The Board is requesting restoration of two positions (Massage Therapy Inspector and Administrative Specialist II) obtained from the Central Growth Pool that were approved by the ALC Personnel Committee in May, 2011 and April, 2012.
C10	The Board is requesting a reclassification of one position, Therapy Technology Board Secretary, Grade C115, to ASBMT Executive Director, Grade C124. This request is due to an increase in the responsibilities of this position, and would better align this position with the work being performed.