



STATE OF IOWA

THOMAS J. VILSACK
GOVERNOR

DEPARTMENT OF PUBLIC HEALTH
MARY MINCER HANSEN RN, PhD
DIRECTOR

SALLY J. PEDERSON
LT. GOVERNOR
September 5, 2006



Athletic Training
515/281-4401

Barber
515/281-6959

Behavioral
Science
515/281-4422

Chiropractic
515/281-4287

Cosmetology
515/281-4416

Dietetic
515/281-6959

Hearing Aid
Dispensers
515/281-4416

Interpreters for
Hearing Impaired
515/281-4287

Massage Therapy
515/281-6959

Mortuary Science
515/281-4287

Nursing Home
Administrators
515/281-4401

Optometry
515/281-4287

Physical &
Occupational
Therapy
515/281-4401

Physician
Assistants
515/281-4401

Podiatry
515/281-4287

Psychology
515/281-4401

Respiratory Care
515/281-4287

Social Work
515/281-4422

Speech Pathology
& Audiology
515/281-6959

Lois Churchill
Bureau Chief
515/242-6385

Charlie Smithson
Executive Director & Legal Counsel
Iowa Ethics and Campaign Disclosure Board
510 E. 12th Street, Suite 1A
Des Moines, IA 50319

Dear Mr. Smithson:

In accordance with Iowa Code section 68B.4 the Iowa Board of Examiners for Massage Therapy granted consent for members of the Board to sell or lease goods and services as follows:

1. Members of the Board may sell or lease goods or services to any individual, association, or corporation regulated by any division within the Department of Health, other than the Board on which that official serves. This consent is granted because such sale or lease of goods or services does not affect the Board member's duties or functions on the Board.

2. Members of the Board may sell or lease goods or services to any individual association, or corporation regulated by the Board if those goods or services are routinely provided to the public as part of that person's regular professional practice. This consent is granted because the sale or lease of such goods or services does not affect the Board member's duties or functions on the Board. In the event a complaint is filed with the Board concerning the services or goods provided by the Board member to a member of the public, that Board member is otherwise prohibited by law from participating in any discussion or decision by the Board in that case. See, for example, the Code of Administrative Judicial Conduct, 11 Iowa Administrative Code 10.29(3)(b).

3. Individual application and approval are not required for the sales or leases authorized by this Consent unless there are unique facts surrounding a particular sale or lease which would cause the sale or lease to affect the seller's or lessor's duties or functions on the Board, would give the buyer or lessee an advantage in dealing with the Board, or would otherwise present a conflict of interest as defined in Iowa Code section 68B.2A or the common law.

4. Individual application and approval, when required, shall conform to the procedures and guidelines outlined in 351 Iowa Administrative Code 6.11, and shall only be granted by a majority of a quorum of the Board.

I have attached the document signed by the Board Chair.

If you should have any questions regarding the Board's action do not hesitate to contact John Baty, Assistant Attorney General.

Sincerely,

Lois Churchill
Lois Churchill, Bureau Chief
Bureau of Professional Licensure

CC: John Baty, AAG

CONSENT TO SALES AND LEASES OF GOODS AND SERVICES

The Iowa Board of Massage Therapy Examiners is created by Iowa Code section 152C and regulates those licensed to practice massage therapy in the state of Iowa. The Board is comprised of 7 members appointed by the Governor, 3 public members and 4 members licensed to practice a profession regulated by the Board. Pursuant to Iowa Code section 68B.4 (Supp. 2005), Board members shall not sell or lease, either directly or indirectly, any goods or services to individuals, associations, or corporations that are subject to the regulatory authority of the Department of Public Health except as authorized by Iowa Code section 68B.4 and the administrative rules adopted by the Iowa Ethics and Campaign Disclosure Board, 351 Iowa Administrative Code 6.11.

On the 5 day of September, 2006, the Board granted consent for members of the Board to sell or lease goods and services as follows:

1. Members of the Board may sell or lease goods or services to any individual, association, or corporation regulated by any division within the Department of Public Health, other than the Board on which that official serves. This consent is granted because such sale or lease of goods or services does not affect the Board member's duties or functions on the Board.

2. Members of the Board may sell or lease goods or services to any individual association, or corporation regulated by the Board if those goods or services are routinely provided to the public as part of that person's regular professional practice. This consent is granted because the sale or lease of such goods or services does not affect the Board member's duties or functions on the Board. In the event a complaint is filed with the Board concerning the services or goods provided by the Board member to a member of the public, that Board member is otherwise prohibited by law from participating in any discussion or decision by the Board in that case. See, for example, the Code of Administrative Judicial Conduct, 11 Iowa Administrative Code 10.29(3)(b).

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4. Individual application and approval, when required, shall conform to the procedures and guidelines outlined in 351 Iowa Administrative Code 6.11, and shall only be granted by a majority of a quorum of the Board.

The Iowa Board of Massage Therapy Examiners

By: Kathy Spencer-Jensen, Chairperson
Kathy Spencer-Jensen