

Board of Registration of Allied Health Professionals
1000 Washington Street, Boston MA 02118
PUBLIC MINUTES

Date: June 25, 2015

Location: 1G

Time: 10am

BOARD MEMBERS PRESENT:

James "Zack" Zachazewski, AT, Chair
Nancy Lowenstein, OT Secretary
Lisa M. Ayles, A
Jay Bernasconi, PT
Stacy Potvin, PTA
Chrys Peralta, OTR/L
Thomas Darisse, OTA

STAFF MEMBERS PRESENT:

Peter Kelley, Board Counsel
Neldy Jean-Francois, Executive Director
Deta Deans, Board Administrator
Anne Driscoll, Chief Investigator
Ellen D'Agostino, Health Care Fraud Investigator
Ana Garcia, Associate Executive Director

NOT PRESENT:

Annette Iglarsh, PT, PhD, Vice Chair
Julie Cahill-O'Shea, Public Member
Jaime L. Musler, AT

Housekeeping

- Meeting Called to order
- Facility Briefing (fire drill instructions) + Location of Exits and Restrooms

Board Business

- Approval of May minutes; Motion to accept by Lisa Ayles seconded by Stacey Potvin; all in favor.

Report from Board Counsel:

Board Counsel presented an issue that is being explored and discussed regarding PT Facilities and possible DPH need for licensing of facilities not owned by a PT. DPH definition of clinic in statute read to Board by Counsel. Board Counsel will follow up with DPH head for clarification on issue of non-PT ownership of PT practices.

Complaint review subcommittee discussion continued from May. Board Counsel reported back favorably on some members' initial concern of separating subcommittees by profession—that under recent anti-trust case from Supreme Court, would be better to have a subcommittee that was not dominated by market participants of any one profession. Recommendation by Executive Director and Board Counsel to consider establishment of a subcommittee composed of at least three members, one from each of the professions regulated. Could include chair and/or public member as subcommittee member. Board Counsel and Executive Director agreed that if the sub-committee arrangement extends the Board's business by increasing the amount of time on case disposition discussion, than this arrangement can be revisited.

ACTION: Motion to accept the establishment a sub-committee in principle, the purpose of which is to review disciplinary dispositions, with representation of different professions, details of which will be worked out in August meeting, subcommittee to start in September. Moved: J. Zachazewski; second: S. Ptovin: Vote: Ayes: J. Bernasconi, C. Peralta, J. Zachazewski, S. Potvin, T. Darisse: Nays: L Ayles; N. Lowenstein; Absent: A.Iglarsh; J. Cahill-O'Shea, J. Musler.

Jay B; reported on phone calls from an individual to get a call back. He has not returned the phone call.

10:35 a.m. S. Potvin moved to go into executive session to consider an applicant's character rather than competence [Executive Session pursuant to G.L. 30A, 21(1)]. J. Bernasconi seconded. Roll call vote: J. Bernasconi – "yes"; S. Potvin – "yes"; N. Lowenstein – "yes"; J. Zachazewski – "yes"; L. Ayles – "yes"; C. Peralta – "yes"; T. Darisse – "yes" Motion Passed.

After the Executive session, the closed meeting resumed at 11:11 a.m.

New Cases (Closed session under G.L.c 112, 65C):

During the closed Session the Board voted to take the following actions:

AH-15-046- Forward to Prosecutions

AH-15-057- Forward to Prosecutions

AH-15-048- Forward to Prosecutions

AH-15-022-Denied request

After the closed session, the open meeting resumed at 11:48 a.m.

Reinstatement application:

TOPIC: AH-3298-PA (AP)

DISCUSSION: Licensed expired in 2011 (4 years) and has not worked as a PTA since then. Applicant submitted CE course work in Autism, Asperser's, and Sensory & ASHD where she received 6 CE credits in which the board approved. The board determined that she must completed all CEs (12 CEs per year) minus the CEs credited totaling 42 CES in which 9 must be in Ethics.

ACTION: Must complete all required CEs (42) of which three (3) each in documentation, billing, and ethics. Move: S. Potvin; Seconded by Z. Zachazewki. Unanimous.

Compliance Monitoring:

TOPIC: AH-13-017(MB)

DISCUSSION: Review of Termination of Probation request

ACTION: Move to terminate from Probation; Moved J. Zachazewski; Seconded: J. Bernasconi; Vote: Unanimous.

TOPIC: AH-13-016 (SPTA)

DISCUSSION: Termination of Probation request

ACTION: Move to remove from Probation ; Move: J. Zachazewski; Seconded: J. Bernasconi; Unanimous.

Correspondence:

TOPIC: AH-8315-PTA

DISCUSSION: Adverse Action in another state duly noted by Board

ACTION: No action needed. Read and Filed.

Discussion:

TOPIC: Board member to attend hearings for AH-13-052, Oct 27, 28, 29.

DISCUSSION: AT licensee.

ACTION: None needed

New Business:

TOPIC: Review courses submitted for AH-14-054 (CD)

DISCUSSION: Board approved by unanimous consent the courses presented for AH-14-054 (CD);.

ACTION: None needed;

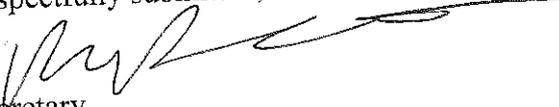
TOPIC: Discussion on meeting dates for July and August 2015 scheduled board meetings.

DISCUSSION: Board voted to cancel July 2015 meeting.

ACTION: None needed;

Adjourn: 12:14 PM

Respectfully submitted,



Secretary,
Nancy Lowenstein, OT