

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

PUBLIC MINUTES

Date: June 23, 2016

Location: Room 1D

Time: 9:00 AM

BOARD MEMBERS PRESENT:

James "Zack" Zachazewski, AT, Chair
Annette Iglarsh, PT
Julia Cahill-O'Shea, Public Member
Lisa M. Ayles, AT
Jay Bernasconi, PT, Secretary
Stacy Potvin, PTA
Chrys Peralta, OTR/L

STAFF MEMBERS PRESENT:

Peter Kelley, Board Counsel
Ana Garcia, Executive Director
Sonia Jordan, Board Administrator
Anne Driscoll, Board Investigator
Ellen D'Agostino, Health Care Fraud Investigator
Colleen Cavanaugh, Assoc. Exec. Dir.

MEMBERS NOT PRESENT:

Thomas Darisse, OTA
Nancy Lowenstein, OT
Jamie L. Musler, AT, Vice-Chair

9:08 AM - Housekeeping

- Meeting Called to order J. Zachazewski
- Facility Briefing (fire drill instructions) + Location of Exits and Restroom (C. Cavanaugh)

9:10 AM - Board Business

- Approve Public and Executive Minutes for April

ACTION: moved to approve by L. Ayles; second by J. Bernasconi; approved by unanimous vote

Board Member Annette Iglarsh participated in the discussion however abstained from all votes on matters in today's meeting.

9:18AM- Report from Board Counsel, Peter Kelley

TOPIC: OT Conference attended by P. Kelley and T. Darisse. T. Darisse to comment next meeting.

P. Kelley presents that Admin. and Finance Comm. approved proposed BOAHP regulations.

Promulgation schedule distributed for member's feedback and decision on schedule.

ACTION: By Unanimous Consent, agreed to use August Board meeting 8/25/16 for Board feedback.

J. Zachazewski commented that Continued Competence language pulled out of proposed regulations for OT's/OTA's and PT's/PTA's. DOPL may schedule a fall 2016 listening session for promulgation of these proposed regulations.

9:42 AM - Investigative Unit Update

- Update from Chief Investigator-Christopher Carroll

ACTION: Tabled

9:43 AM Reinstatement of Lapsed License Conference/CEUs Review

- AH-9281-PT (EB)

ACTION: Application for reinstatement of lapsed license.

DISCUSSION: 2013 license lapse. Applicant asking board to approve 8 continuing education credits for reinstatement of PT license. Board requires 6 hrs in clinical cardiopulmonary; 3 documentation; and 3 billing.

ACTION: moved by J. Zachazewski, second by J. Bernasconi, approved by unanimous vote.

- AH-6641-PT (RM)

TOPIC: Application for reinstatement of lapsed/expired license.

DISCUSSION: applicant did not disclose past MA license. Board directs that current CV to be reviewed by PT Board member J. Bernasconi for clinical experience. J. Bernasconi to report to administrative staff results of review.

ACTION: moved by S. Potvin, second by L. Ayles, approved by unanimous vote.

- AH-8521-PT (JK)

TOPIC: Request to reinstate MA License

DISCUSSION: applicant voluntarily surrendered her license as part of a past Consent Agreement from state of Rhode Island. Given past professional discipline, motion to come before Board to discuss reinstatement after providing current CV and documentation showing compliance with RI consent agreement. Will be held in Executive Session.

ACTION: Moved by S. Potvin, second by L. Ayles, approved by unanimous vote.

10:12am AM – Application Review/Conference

- ADT PT Applicant

TOPIC: Application for licensure

DISCUSSION: Applicant presented details of case. Motion to allow applicant to proceed with licensure process.

ACTION: moved by S. Potvin, second by C. Peralta, approved by unanimous vote.

10:20 AM BREAK

10:30 AM PTCO Waiver/Conference

- SF PTCO Waiver

TOPIC: Request for Waiver, experience requirement

DISCUSSION: Applicant worked with prev. PTCO at same facility for several years. Discusses audit procedures, internal quality assurance, regulations. Applicant acknowledges no current PTCO at clinic. Action plan needed to keep facility license in proper operating status. Motion made to reject application for PTCO waiver as facility is currently operating without a PTCO.

ACTION: moved by J. Bernasconi, second by L. Ayles, approved by unanimous vote.

- EH PTCO Professional discipline

TOPIC: Request to become PTCO

DISCUSSION: Applicant presents that she has had multiple fines assessed for unlicensed practice and/or failure to report such discipline in various states and is applying to be a PTCO at her self-owned PT facility in Cambridge. Motion to deny waiver.

ACTION: moved by J. Zachazewski, second by L. Ayles, approved by unanimous vote.

11:10 AM - Compliance Monitoring: Associate Executive Director, Colleen Cavanaugh

- AH-15-046 (CH) CE Approval

DISCUSSION: approved

ACTION: moved by L. Ayles, second by S. Peralta, approved by unanimous vote.

- AH- 14-006 (FB) CE Approval

DISCUSSION: approved

ACTION: moved by S. Potvin, second by J. Zachazewski, approved by unanimous vote.

11:13 AM - Correspondence:

- Email from anonymous dated 4/19/16 regarding specimen collection

DISCUSSION: Board staff has sent a response to the inquirer however there has been no response.

ACTION: Tabled

- Email from Michael Vacon dated 4/7/16 regarding Manipulation

DISCUSSION: Board answers that mobilization is within scope of PT practice, including Gr 5, high velocity thrusts, given sufficient advanced education and training.

ACTION: moved by J. Zachazewski, second S. Potvin, approved by unanimous vote.

- Email from Rose Demelo dated 5/17/16 regarding work schedule

DISCUSSION: There are no regulations that would reach the employment workplace. Licensee has to function within the APTA code of ethics in the Comm. of Ma. Ms. Demelo must decide as to how to proceed.

ACTION: moved by J. Bernasconi, second by S. Potvin, approved by unanimous vote.

- Email from Peter Hold dated 6/19/16 regarding aquatic therapy for Veterans and Community

ACTION: Tabled to next month

Motion by L. Ayles to enter Closed Session, for investigative conferences pursuant to G.L. c. 112, §65C second by S. Potvin. Unanimous

12:12 PM L. Ayles makes motion to exit closed session, second by J. Bernasconi, approved by unanimous vote. During the closed session, the Board voted to take the following actions:

- Approval of Subcommittee Consent Calendar
- AH-16-012 Following full board discussion, invite licensee in for investigatory conference next month.
- AH-16-035 Tabled, no quorum. Ms. Ayles took no part in the discussion of or deliberation on this matter.

12:13 PM J. Cahill-O'Shea makes motion to enter Executive Session pursuant to G. L. c. 30A, §21(a) (7) to comply with the public record law, G. L. c. 66, § 10, G. L. c. 4, § 7, ¶ 26 (c) and review medical record information , second by S. Potvin, following a roll call vote, all in favor, the motion passed.

- TF

JZ second JCO with roll call vote to leave executive to return to open session

At the end of the executive session, the open meeting resumed.

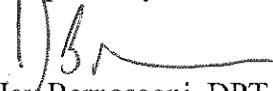
12:17 PM: NEW BUSINESS:

- FSBPT annual meeting Columbus 11/3/16- S. Potvin will serve as Delegate and J.Zachazewski to serve as Alternate Delegate.
- JZ discusses Board member participation in future discussions of Continued Competence for OT/PT on language and standardization between professions. Following that, to turn attention to sect 6 facility license language preparation.
- The Board recognized J. Cahill-O'Shea for her contributions during term served as Public Member of Board.

ACTION: Motion to Adjourn by L. Ayles, second by S. Potvin, approved by unanimous vote.

Adjourn: 12:30 PM

Respectfully submitted,


Jay Bernasconi, DPT
Secretary