

Board of Registration in Allied Health Professionals
1000 Washington Street, Boston MA 02118
Notice of Meeting and Topics

Date: February 27, 2020

Location: Room 1G

Time: 9:00 AM

BOARD MEMBERS PRESENT:

Jamie Musler, Chair, AT
Stacy Potvin, Vice Chair, PTA
Andrew Rizza, AT
Randy Jean, PT
Stephanie Smith, OT
Catherine Lane, PT

STAFF MEMBERS PRESENT:

Peter Kelley, Board Counsel
Ebony Lewis, Associate Executive Director

BOARD MEMBERS NOT PRESENT:

Reena Patel, AT
Norene Pease, Public Member

Meeting called to order at 9:07 a.m.

Housekeeping

- Meeting Called to order
- Facility Briefing (fire drill instructions) + Location of Exits and Restroom
- Ebony Lewis introduced as the Associate Executive Director for the board. Will be handling board business tentatively until an Executive Director is hired.

Board Business

- Public minutes for December 19, 2019 Motion made by Stacey Potvin to make edits to the board counsel report and to accept minutes as amended, seconded by Stephanie Smith.. All in favor.
- Executive minutes for December 19, 2019 Motion made by Randy Jean to accept minutes, seconded by Stacey Potvin. All in favor

Board Counsel Report:

- Board counsel will advise on various topics throughout the meeting as the agenda items are addressed.

Review and Vote on Regulations

- Board counsel went over instructions on how to review the public comments. Specifically, instructions were given on how to review substantive versus non-substantive changes. Substantive changes would require a new regulatory process. The board members will review the public comments based on the instructions given and the redlined regulations to discuss at the next meeting. No action taken.

Application Review

- The Board reviewed a reciprocity PTA application for Krishna Jonnalagadda who has a Bachelor's degree in Physio Therapy from India and is licensed in NY. Krishna is not eligible for the required Type 1 evaluation for foreign degree candidates as it for PT

applicants only. The board determined she did not have the requisite PTA degree to apply for the PTA license in MA. A motion was made by Stacey Potvin to deny the application, seconded by Randy Jean. All in favor

PTCO Waiver/Conference

- David Barber was interviewed by the Board as he does not have the requisite years of licensure to be approved as PTCO for the Body Mechanics Physical Therapy LLC pending application. Mr. Barber provided the board with his current resume, forms that the facility will be using and the compliance plan to review. He went over his experience/duties as a PT, expectations as PTCO and why he should be given the waiver. Stacey Potvin made a motion to approve the waiver request, seconded by Randy Jean. All in favor

Correspondence

- Email from Carol Bishop re: PT practice question- board concluded yes it is permissible for a PT to accept verbal orders and that the board can only advise on the scope of practice for PTs.
- Email from David Sandler dated 12-27-19 re: Complaint- Board referred to 259 CMR 5.03(2)(a)
- Letter dated January 9, 2020 from APTA MA Chapter to Commissioner regarding request for Public Hearing.- Read and Filed
- Email from Chad Whitman dated 2/5/20 re: CBD products in PT practice- The board concluded the use of CBD is within the clinical judgement of the licensee and the sale of such products is not specified in the scope of PT practice.
- Email from Judi West dated 2/13/20 re: PT scope of practice wound care- Yes all actions questioned are permissible under wound care.

10:25 AM-Investigative Conference -New Cases [Closed Session pursuant to G.L. c. 112, §65C]: Motion to exit open session and go into closed sessions for Investigative Conference- New Cases pursuant to G.L. c. 112, §65C made by Andrew Rizza, seconded by Stephanie Smith Motion passed unanimously.

During the investigative conference the board made the following decisions:

- 2019-0001226-IT-ENF [Rebecca Ladd]- **Dismiss w/o prejudice**
- 2019-0001228-IT-ENF [Kyle DiRoberto]- **Fwd to Pros**
- 2019-0001229-IT-ENF [All Access Physical Therapy]- **Fwd to Pros**
- 2019-001415-IT-ENF [William Burke Miskrell]- **Fwd to Pros**
- 2019-001422-IT-ENF [Elizabeth Bolton OT]- **Dismiss w/o prejudice**
- 2020-000049-IT-ENF-[Lynn Marie Manning]- **Fwd to Pros**

11:21 AM Motion to go into open session made by Stephanie Smith, seconded by Catherine Lane.

11:22 AM – Motion to return to closed session for Executive Session pursuant to G. L. c.

30A, § 21(1) to review character rather than competence and 21(a)(7) to comply with the public record law G. L. c. 66, § 10, and preserve the confidentiality of medical record information Pursuant to G. L. c. 4, § 7, ¶ 26(c) made by Stephanie Smith, second by Stacey Potvin. Roll call vote: unanimous.

11:41 AM – Motion to exit closed session and into open session made by Stephanie Smith seconded by Andrew Rizza Roll call vote. Unanimous.

New Business:

- No business discussed.

11:41 AM Motion to adjourn made by Stacy Potvin, seconded by Stephanie Smith, all in favor.

Respectfully Submitted,

Eboni Lewis
Associate Executive Director