



The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
250 Washington Street, Boston, MA 02108-4619

MAURA T. HEALEY
Governor

KIMBERLEY DRISCOLL
Lieutenant Governor

KATHLEEN E. WALSH
Secretary

ROBERT GOLDSTEIN, MD, PhD
Commissioner

Tel: 617-624-6000
www.mass.gov/dph

**Board of Allied Health Professions
Public Meeting Minutes
May 23, 2024**

Board Members Present:

Jamie Musler, Chair, AT
Andrew Rizza, Vice Chair, AT (arrived at 9:14 a.m.)
Deborah Slater, Secretary, OT
Diane Smith, OT
Melanie Glynn, OTA (left the meeting at 9:50 a.m., returned to the meeting at 10:00 a.m.)
Catherine Lane, PT (left the meeting at 9:27 a.m., returned to the meeting at 9:33 a.m.)
Stacy Potvin, PTA (left the meeting at 10:07 a.m., returned to the meeting at 10:20 a.m.)

Staff Members Present:

Brian Bialas, Executive Director
Michael Egan, Board Counsel
Lauren McShane, Investigator Supervisor
Ellen D'Agostino, Investigator
Pamely Mota, Investigative Intern

All board members and staff appeared by videoconference.

Call to Order: The meeting was called to order at 9:12 a.m.

Board Business

- **Roll Call Vote for Attendance:** Mr. Bialas called the roll of board members: Jamie Musler, Deborah Slater, Diane Smith, Melanie Glynn, Catherine Lane, and Stacy Potvin all present by videoconference.

Mr. Rizza arrived at 9:14 a.m.

- **Public Meeting Minutes of March 28, 2024:** After a brief discussion, a motion was made by Ms. Glynn, seconded by Ms. Smith, to approve the Public Meeting Minutes of March 28, 2024. The motion passed unanimously by a roll call vote.

- **Board Counsel Report**
 - **Orthopedic Physician Extender Certification and Athletic Trainer Scope of Practice:** Mr. Egan stated that he would be scheduling conversations with the Bureau of Health Care Safety and Quality to discuss this issue.
 - **Suturing and Athletic Trainer Scope of Practice:** Mr. Egan reported that he would be scheduling conversations with the Bureau of Health Care Safety and Quality to discuss this issue.

Discussion

- **Schedule of Discipline for Unlicensed Practice:** Mr. Egan presented a draft schedule of fines to resolve complaints for unlicensed practice.

Ms. Lane left the meeting at 9:27 a.m.

After a brief discussion, a motion was made by Ms. Slater, seconded by Mr. Rizza, to direct Mr. Egan to create a revised draft schedule for the Board to review at its next meeting. The motion passed unanimously by a roll call vote.

Correspondence

- **5.10.24 Email from M. Warren re: Assessment and Documentation of Physical Therapy Treatment Program:** The Board reviewed an email asking whether physical therapists working in acute care settings can complete a reevaluation of a patient in certain circumstances on an “as needed” basis rather than every 7-10 days as specified in 259 CMR 5.03(2)(a). After a brief discussion, the Board directed Mr. Bialas to respond that reevaluations must be documented every 7-10 because that is the period specified in the regulations.

Ms. Lane returned to the meeting at 9:33 a.m.

Monitoring

- **Austin Callahan, 2021-001189-IT-ENF, 2nd Quarterly Monitoring Report:** The Board reviewed Ms. Callahan’s report. After a brief discussion, a motion was made by Ms. Potvin, seconded by Ms. Slater, to accept the report. The motion passed unanimously by a roll call vote.

The Board directed Mr. Bialas to ask Ms. Callahan’s supervisor why she cannot go to Ms. Callahan’s workplace herself to review Ms. Callahan’s practice.

Ms. Glynn left the meeting at 9:50 a.m.

- **Annemarie Hogan, Conditional Licensure Agreement, Request to Modify Agreement:** The Board reviewed Ms. Hogan's request for the Board to modify the conditional licensure agreement it offered to her by reducing the supervision period to one year instead of two years or, alternatively, by only requiring bi-annual reports from the monitor instead of quarterly reports. After a brief discussion, a motion was made by Ms. Smith, seconded by Mr. Rizza, to deny Ms. Hogan's request. The motion passed unanimously by a roll call vote.

Ms. Glynn returned to the meeting at 10:00 a.m.

Open Session for Topics Not Reasonably Anticipated by the Chair 48 Hours Before the Meeting

The Board asked to discuss continuing competence audits and the requirement in 259 CMR 7.01(1) for physical therapists, physical therapist assistants, occupational therapists, and occupational therapy assistants to complete two continuing competence points in Massachusetts ethics, laws, and regulations at the next meeting.

Investigative Conference (Closed Session under G.L. c. 112, § 65C)

At 10:07 a.m., a motion was made by Ms. Potvin, seconded by Ms. Slater, to exit public session and enter into investigative conference under G.L. c. 112, § 65C to review new cases. The motion passed unanimously by a roll call vote.

The Board entered investigative conference at 10:07 a.m.

Ms. Potvin left the meeting at 10:07 a.m.

During the investigative conference, the Board took the following actions:

Cases

AHP-2023-0013 (SL):	Dismiss
---------------------	---------

Ms. Potvin returned to the meeting at 10:20 a.m.

AHP-2023-0020 (MG):	Refer to office of prosecutions
AHP-2023-0021 (SD):	Refer to office of investigations
AHP-2023-0023 (CO):	Refer to office of prosecutions
AHP-2023-0022 (KS):	Refer to office of prosecutions
AHP-2023-0024 (AT):	Dismiss
AHP-2023-0043 (DS):	Refer to office of prosecutions
AHP-2023-0053 (EM):	Refer to office of prosecutions
AHP-2023-0054 (PL):	Refer to office of prosecutions
INV9540 (JW):	Dismiss
AHP-2024-0009 (AK):	Refer to office of prosecutions

AHP-2024-0011 (ET):
FINV7045 (GS):

Refer to office of prosecutions
Open formal complaint; refer to
office of investigations

Adjournment

At 11:05 a.m., a motion was made by Ms. Slater, seconded by Mr. Rizza, to exit closed session and return to open session, then adjourn. The motion passed unanimously by a roll call vote.

The meeting adjourned at 11:05 a.m.

Approval

The above minutes were approved at the public meeting held on June 27, 2024.



Brian Bialas, Executive Director

List of Documents Used by the Board at the Public Meeting:

- Agenda for Meeting of May 23, 2024
- Public Meeting Minutes of March 28, 2024
- Draft Schedule of Discipline for Unlicensed Practice
- 5.10.24 Email from M. Warren re: Assessment and Documentation of Physical Therapy Treatment Program
- Austin Callahan, 2021-001189-IT-ENF, 2nd Quarterly Monitoring Report
- Annemarie Hogan, Conditional Licensure Agreement, Request to Modify Agreement