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LIEUTENANT GOVERNOR

MIKE KENNEALY  
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Commonwealth of Massachusetts  
Division of Occupational Licensure  
Board of Registration of  
Allied Health Professions  
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UNDERSECRETARY OF CONSUMER  
AFFAIRS AND BUSINESS  
REGULATION

LAYLA R. D'EMILIA  
COMMISSIONER, DIVISION OF  
OCCUPATIONAL LICENSURE

Public Meeting Minutes  
May 26, 2022

**Board Members Present:**

Jamie Musler, Chair, AT  
Stacy Potvin, Vice Chair, PTA  
Deborah Slater, Secretary, OT  
Andrew Rizza, AT  
Catherine Lane, PT  
Randy Jean, PT  
Melanie Glynn, OTA  
Reena Patel, AT

**Staff Members Present:**

Brian Bialas, Executive Director  
Peter Kelley, Board Counsel  
Andrew Lutynski, Investigative Supervisor  
Ellen D'Agostino, Investigator  
Esther Laine, Deputy Commissioner of Boards

All board members and staff appeared by videoconference.

**Call to Order:** The meeting was called to order at 9:03 a.m.

**Board Business**

- **Public Meeting Minutes of April 28, 2022:** After a brief discussion, a motion was made by Mr. Jean, seconded by Ms. Slater, to approve the Public Meeting Minutes of April 28, 2022 as presented. The motion passed unanimously.

**Discussion**

- **Board Counsel Report:** Mr. Kelley discussed the conflict of interest law for state employees and board member disclosures under it.
- **CE Regulations Implementation Update:** Mr. Bialas reported that license renewal notices will include an insert discussing the new regulations, he has posted a notice on the



Board's website, he has included a message regarding the regulations on the Board phone line and email account, and he is working on changing the renewal notice text and attestation questions. Mr. Bialas also will email the organizations the Board subcommittee identified to notify them of the new requirements.

### **Correspondence**

- **4.13.22 Email from S. Fleming of BOC re: CARE Conference 2022:** The Board reviewed the email inviting Board members to attend the conference. No action was taken.
- **5.10.22 Letter from K. O'Bright of ACCE-PT re: Approval as Continuing Competence Program and Activities Endorser under 259 CMR 7.03(2)(d):** The Board reviewed the email requesting approval of ACCE-PT as a continuing competence endorser or sponsor. After a brief discussion, the Board directed Mr. Bialas to ask Ms. O'Bright whether she wishes to withdraw ACCE-PT's request because of ACCE-PT's pending collaboration with FSBPT.
- **5.20.22 Email from J. Clark of DPH re: Medication Administration by Athletic Trainers in Schools:** The Board reviewed the email and attached memorandum from the Massachusetts Department of Public Health regarding athletic trainer authorization to dispense medications in schools. After a brief discussion, the Board directed Mr. Bialas to post the memorandum on the Board's website and include notice of the memorandum in renewal inserts discussing the new continuing competence regulations.

**Executive Session** (Closed under G.L. ch. 30A, § 21(a)(7) to comply with G.L. ch. 4, § 7, ¶ 26(c) and G.L. ch. 214, § 1B – adhering to the public records law and to preserve the confidentiality of medical record information)

At 9:50 a.m., a motion was made by Ms. Potvin, seconded by Ms. Glynn, to exit open session and enter into executive session under G.L. ch. 30A, § 21(a)(7) to comply with G.L. ch. 4, § 7, ¶ 26(c) and G.L. ch. 214, § 1B – adhering to the public records law and to preserve the confidentiality of medical record information, to review a monitoring report and addendum. The motion passed unanimously by a roll call vote.

The Board entered executive session at 9:50 a.m.

**Investigative Conference** (Closed under G.L. ch. 112, § 65C)

The Board entered investigative conference at 10:16 a.m.

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

### **Cases**

2021-000443-IT-ENF (Health and Sports Rehab, Inc.):

Interviewed  
investigator; dismiss.

2022-000130-IT-ENF (NB):

Refer to Office of  
Prosecutions

2022-000263-IT-ENF (FK):

Refer to Office of  
Prosecutions

2022-000264-IT-ENF (LB):

Refer to Office of  
Prosecutions

2022-000368-IT-ENF (WL):

Interview investigator  
and review case again  
at next meeting; Ms.  
Glynn recused herself  
and took no part in  
the discussion of the  
case.

At 10:49 a.m., a motion was made by Ms. Potvin, seconded by Ms. Slater, to exit closed session and return to open session. The motion passed unanimously.

### **Adjournment**

At 10:49 a.m., a motion was made by Mr. Rizza, seconded by Mr. Jean, to adjourn the meeting. The motion passed unanimously.

The meeting adjourned at 10:49 a.m.

The above minutes were approved at the public meeting held on June 23, 2022.



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Brian Bialas, Executive Director

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

- Agenda for Meeting of May 26, 2022
- Public Meeting Minutes of April 28, 2022
- 4.13.22 Email from S. Fleming of BOC re: CARE Conference 2022
- 5.10.22 Letter from K. O'Bright of ACCE-PT re: Approval as Continuing Competence Program and Activities Endorser under 259 CMR 7.03(2)(d)
- 5.20.22 Email from J. Clark of DPH re: Medication Administration by Athletic Trainers in Schools