

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

**Date:** November 21, 2019

**Location:** Room 1D

**Time:** 9:00 AM

**BOARD MEMBERS PRESENT:**

Jamie Musler, Chair, AT  
Stacy Potvin, Vice Chair, PTA  
Norene Pease, Public Member  
Andrew Rizza, AT  
Randy Jean, PT  
Susan Higgins, Secretary, OT  
Reena Patel, AT

**STAFF MEMBERS PRESENT:**

Peter Kelley, Board Counsel  
Ana Garcia, Executive Director  
Anne Driscoll, Board Investigator  
Sonia Jordan, Board Administrator

**BOARD MEMBERS NOT PRESENT:**

Stephanie Smith, OT

Meeting called to order at 9:05 a.m.

**9:05 AM - Housekeeping**

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

**9:10 AM - Board Business**

- Welcome new Board member Catherine Lane
- Tabled September minutes

**9:12 AM- Executive Director Report:**

- Special Commission on Foreign-Trained Medical Professionals-Executive Director asked for board member to volunteer to comply with MGL section 102 Chapter 41 of Acts of 2019 with Department of Public Health. Randy Jean to serve as first choice and Andrew Rizza as second.

**9:15 AM Reinstatement of Lapsed License Conference/letter to the Board requesting exemption from exam**

- **TOPIC:** (WB) 11291-AH-PT
- **DISCUSSION:** Board reviewed application and letter from William Burke requesting to be exempt from taking the exam to reinstate his physical therapy license because of illness. Board stated that licensee misinterpreted the reinstatement policy
- **ACTION:** Board denied exemption. Must open complaint for acting out as a Physical therapist as indicated on his resume.

**9:20 AM- Correspondence:**

- Email from Claire Cariello dated 10/8/19 re: Regulation of PAMs for OTs- Occupational therapists can do modalities. PAMs is within the scope of OT practice in MA
- Email from Grace Bang, PT dated 10/10/19 re: OTs and use of modalities- within the scope of practice. It is up to the institution to know what courses are required and have a policy for standard of training and maintain competency

### **9:25 AM – Compliance Monitoring**

- **TOPIC:** Munaf Shaikh- AH-12-029-14<sup>th</sup> Quarterly review with Corrective Action Plan - *tabled from September*
- **DISCUSSION:** Tabled at previous meeting due to missing corrective action plan. Corrective action plan was submitted.
- **ACTION:** Norene Pease motioned to accept report, second by Randy Jean.

**9:30 AM – Motion to go into Executive Session for Compliance Monitoring to comply with the public record law G. L. c. 66, § 10, and preserve the confidentiality of medical record information. G. L. c. 4, § 7, ¶ 26(c) made by Stacy Potvin, second by Catherine Lane. Roll call vote: unanimous.**

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

**10:00 AM-Investigative Conference -New Cases [Closed Session pursuant to G.L. c. 112, §65C]:** Motion to leave executive session and go into closed sessions for Investigative Conference-New Cases -New Cases [Closed Session pursuant to G.L. c. 112, §65C]made by Stacy Potvin, second by Norene Pease: Roll call vote: all in favor. Motion passed unanimous

During the investigative conference the board made the following decisions:

- 2019-000953-IT-ENF [J.B]-**Dismiss without prejudice**
  - 2019-000954-IT-ENF [M.N]-**Dismiss without prejudice**
- 2019-000966-IT-ENF [C.C] – **Forward to Prosecutions**
- 2019-000992-IT-ENF [A.H] – **Forward to Prosecutions**
- 2019-001147-IT-ENF [C.P.T] – **Forward to Prosecutions**
- 2019-001148-IT-ENF [C.L.F.P.T] – **Forward to Prosecutions**

**10:50 AM Motion to leave closed session and enter open session made by Stacy Potvin, second by Andrew Rizza. Roll call vote: unanimous.**

**11:05 – Motion to return to closed session for settlement conference Closed Session pursuant to G.L. c. 112, §65C made by Stacy Potvin, second by Susan Higgins. Roll call vote: unanimous.**

**11:05 AM - Settlement Conference:** *[closed session pursuant to MGL c. 112, §65C]*

- During the Settlement Conference, Julie Brady presented her case forwarded from prosecutions, the Board asked that the case be returned for re-review at the next meeting.
- Board accepted the counter-offer for the next case made by Randy Jean, second by Andrew Rizza, all in favor.

**1:25 – Motion to come out of closed session made by Stacy Potvin, second by Catherine Lane. Roll call vote. Unanimous.**

**11:25 AM-Report from Board Counsel-Peter Kelley**

- Update on dry needling. Peter will provide information to Board members to review and discuss at next meeting.
- Update on regulations – Regulations are moving, as Board is awaiting for approval for Public hearing for Continuing Education Regulations.

**11:30 AM- New Business:**

- Open Session for Topics not reasonably anticipated by the Chair 48 hours in advance of meeting

**11:30 AM Motion to adjourn** made by Stacy Potvin, second by Reena Patel, all in favor.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Ana Garcia". The signature is written in a cursive, flowing style.

Ana Garcia  
Executive Director

Reasonable accommodations or modifications will be provided to individuals with disabilities to participate in the Board of Registration in Allied Health Professionals meeting. All requests should be directed to *Cheryl Yebba* by calling 617-727-4992 or TTY/TDD: (617) 727-2099 by no later than November 20, 2019. While the Division of Professional Licensure will attempt to honor all requests, those requests received by November 20, 2019 may not be provided due to feasibility.

