

Commonwealth of Massachusetts
Division of Professional Licensure
Board of Registration of Chiropractors
1000 Washington Street
Boston, MA 02118

January 7, 2016

A regularly scheduled meeting of the Massachusetts Board of Registration of Chiropractors (the Board) was held in room 1D, 1000 Washington Street, Boston, Massachusetts.

The meeting was called to order by Dr. Storozuk at 10:02 a.m.

Members Present

Dr. Scott Storozuk, Chair
Dr. Lori DeVeue, Secretary
Dr. Dan Reida, Member
Dr. Marsella Imonti, Member
Dr. Marsha Krohn, Member
Mrs. Diane Slater, Public Member

Members Absent:

Dr. Scott Garber, Vice Chair

Staff Present At Various Times

Sheila York Esq., Board Counsel
Brian Bialas, Executive Director, Multi Board Unit
Ellen D'Agostino, Office of Investigations
Bruce Hopper, Chief Legal Counsel
Sandra Velasquez, Multi Board Unit

AGENDA

Motion to approve the agenda for today's meeting with the correction to change the year to 2016 was made by Dr. Krohn and seconded by Dr. Reida. Motion passed unanimously.

MEETING MINUTES

Motion was made by Dr. Reida to approve the November 5, 2015 Public Minutes, with amendment to change the title of a staff member from Office of Prosecutions to Office of Investigations. Seconded by Dr. Krohn. Motion passed with Mrs. Slater abstaining due to her absence at that meeting.

Motion was made by Dr. Krohn to approve the December 3, 2015 Public Minutes, with the following amendments: On page 1, the titles of staff members from Office of Prosecutions need to be changed to Office of Investigations; on page 2-3, the minutes should reflect that the Board also authorized the continuing education approval officer to approve proposed CE classes if a regular board meeting was cancelled due to weather or any other reason. Mrs. Slater also requested the staff investigate case CH-10-068, which was tabled at an earlier meeting. Dr. Krohn's motion to approve the minutes as amended was seconded by Dr. Reida. Motion passed unanimously.

Update on Investigative Matters from the Unit Chief and Deputy Chief

Neither the Chief of Investigations nor the Deputy Chief came to update the Board today but they have requested that the Board continue to hold a place in the monthly agenda as their intent moving forward is to visit more Boards more regularly.

CASES

The Board prepared to discuss investigative matters. A Motion was made by Dr. Krohn, seconded by Mrs. Slater, and it was **VOTED** unanimously to suspend the open meeting pursuant to **MGL c. 112, 65C and enter into closed investigative conference to discuss the following investigative matters: CH-16-006 [DM]**.

Open Session resumed at 10:29 a.m.

Report of actions taken in closed 65C Sessions:

CH-16-006 [DM] Sent to prosecutions.

LEGAL REPORT

Sheila York, Esq. gave the Board an update regarding **E.O. 562**. She reports she is working on the second to last form and feels she will have submitted the forms by the end of the work day today. With regard to regulation changes, Dr. Reida suggested that the 8 hour/day maximum end and that 24 or 36 hours of CEUs be required every two years instead of 12 hours every year to encourage and allow doctors working on diplomates or other programs that involve more than 12 credit hours a year to use them toward required CEs. Some of these changes may be changes to Board policy, not Board regulation. Others may be set by statute and therefore not subject to change by regulation. Board staff will look into any written policies that the Board has on CE approval and the Board can discuss whether modifications are necessary.

Reinstatement Requests [RC] The Board directed Attorney York to send a letter informing him that he would need to pay any outstanding fines before the Board would consider his petition for re-instatement.

Case Monitoring Report

At 10:47 a.m., Dr. Storozuk requested that the Board enter a closed Executive Session under G.L. c. 30A, s. 21(a)(7), to comply with G.L. c. 4, s. 7, para. 26(c) and G.L. c 214, s. 1B, to discuss the first item on the monitoring report discussion: a medical record pertaining to the monitoring of license E.O., relative to **CH-98-003**. Motion was made by Mrs. Slater, seconded by Dr. DeVeue, to close the public meeting and enter into Executive Session for the purpose stated by the Chair. A roll call vote was taken and was unanimous: Members in favor: Dr. Scott Storozuk, Dr. Lori DeVeue, Dr. Dan Reida, Dr. Marsella Imonti, Dr. Marsha Krohn, and Mrs. Diane Slater; Members opposed: None.

The Chair estimated that the public meeting would resume in five minutes.

At 10:50 a.m., public session resumed.

Report of action taken during closed session:

CH-98-003 [EO] Report accepted.

Dr. Imonti presented her recommendations with regard to the following monitoring documents received:

CH-06-005 [KZ] Recommends final report be accepted. Board staff will investigate whether the doctor is able to petition the board for termination of probation.

CH-14-029 [HW] Recommends Third Quarterly Report be accepted.

CH-14-031 [JC] Recommends Fourth Quarterly Report be accepted.

CH-15-027 [KK] Recommends Submitted CEs be accepted.

A motion was made by Mrs. Slater, seconded by Dr. Reida, and it was voted unanimously to adopt Dr. Imonti's recommendations regarding the above-mentioned monitoring matters. Motion passed.

CH-11-023 [BCC] Review of Proposed Compliance Monitors. Dr. Krohn recused herself from discussion of these proposed monitors and left the room. The Board discussed each of the proposed monitors' licensing history and demonstrated experience ensuring a facility's compliance with Board regulations. The Board noted that each of the proposed monitors had prior discipline with the Board and had not previously been approved to audit and monitor a facility such as BCC. The Board determined that neither of the proposed monitors are suitable to serve as compliance monitor of BCC. Board Counsel will notify the subject facility that it must submit the names of additional proposed monitors. The matter was tabled until next month.

CE Applications

Dr. Reida presented his recommendations regarding the current CE applications. A motion was made by Mrs. Slater, seconded by Dr. Krohn, and it was voted unanimously to approve applications #4416-4443 as presented.

Correspondence

NBCE Call for Delegates to Annual Business Meeting was tabled until next month. Meeting to take place in Phoenix, Arizona on April 29, 2016. Because there is no reimbursement for board members to attend, it is difficult to get continuity at these meeting from MA.

New Licensee Interview

The following candidate completed a new licentiate orientation/interview with Dr. Krohn after the public meeting:

John McCarthy

New Business

Suggested items for a future agenda:

Chiropractic internship/preceptorship

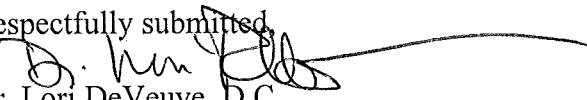
A policy statement on opioids and opioid abuse in MA regarding education. The FCLB is generating a guideline.

Brian Bialas, the new Executive Director of the Multi Board Unit, introduced himself along with Sandy Velasquez, who is the program coordinator for the Multi Board Unit.

Adjournment

Dr. Storozuk noted there were no more agenda items. Therefore a motion was made by Mrs. Slater, seconded by Dr. Imonti, and it was voted unanimously at 11:35 a.m. (Dr. Krohn was not present as she was working with the new licentiate) to adjourn the January 7, 2016 public meeting of the Board of Registration of Chiropractors.

Respectfully submitted,


Dr. Lori DeVeue, D.C.
Secretary

List of Documents Used by the Board at the Open Meeting

Agenda for the January 7, 2016 Board Meeting
Draft November 5, 2015 Public Meeting Minutes
Draft December 3, 2015 Public Meeting Minutes
Monitoring Report from Dr. Imonti
Dr. Reida's Report on CE Applications #4416-4443
Letter from NBCE, dated December 8, 2015, re: Call for Delegates to Annual Meeting