

**COMMONWEALTH OF MASSACHUSETTS**  
**BOARD OF REGISTRATION IN NATUROPATHY**  
**GENERAL SESSION BOARD MEETING**

**Tuesday, November 28, 2023**  
**250 Washington Street**  
**Boston, MA 02108**  
**VIA WebEx**  
**1:00 PM**

**(Open Session)**  
**MINUTES**

Board Members Present: Anne Frances Hardy, ND, LAC, Naturopathic Doctor 2, Vice-Chair  
Mattia Migliore, PhD, RPH, Clinical Pharmacologist, Secretary  
Christina Bain, Public Member

Board Members Not Present: Paul Herscu, ND, MPH, Naturopathic Doctor 1, Chair  
Darshan Mehta, MD Physician 1

Staff Present: Steven Joubert, Executive Director, Multi-Boards, BHPL  
Catherine Goldrick, Assistant Executive Director, Multi-Boards, BHPL  
Heather Engman, Chief Board Counsel, Office of the General Counsel, DPH  
Judy Bromley, Board Counsel, Office of the General Counsel, DPH  
Kayla Mikalauskis, Management Analyst, Multi-Boards, BHPL  
Tracy Tam, Office Support Specialist, Multi-Boards, BHPL

**I. Call to Order**

At 1:08 PM Mr. Steven Joubert, Executive Director, welcomed everyone to the meeting and called the meeting to order. Mr. Joubert reminded Board members the meeting was being recorded and asked for a roll call vote to determine quorum.

Roll call as follows: Anne Frances Hardy: present; Mattia Migliore: present; Christina Bain: present.

Absent: Paul Herscu, Darshan Mehta

**II. Approval of Agenda**

The Board reviewed the November 28, 2023, Regular Session Agenda.

**DISCUSSION:**

Mr. Joubert asked if anyone had a conflict of interest with the agenda as written. No conflicts of interests were noted.

**ACTION:**

Dr. Anne Frances Hardy made a motion to approve the agenda which was seconded by Dr. Mattia Migliore. The vote was carried unanimously by roll call vote as follows: Anne Frances Hardy: yes; Mattia Migliore: yes; Christina Bain: yes.  
Opposed: none; Abstained: none; Recused: none  
Absent: Paul Herscu, Darshan Mehta

**Document:** November 28, 2023, Regular Session Agenda

III. **Approval of Minutes**

The Board reviewed the October 24, 2023, Regular Session Minutes.

**DISCUSSION:**

None.

**ACTION:**

Dr. Mattia Migliore made a motion to approve the minutes which was seconded by Ms. Christina Bain. The vote was carried unanimously by roll call vote as follows: Anne Frances Hardy: yes; Mattia Migliore: yes; Christina Bain: yes.  
Opposed: none; Abstained: none; Recused: none  
Absent: Paul Herscu, Darshan Mehta

**Document:** October 24, 2023, Regular Session Minutes

IV. **Scope of Practice**

**A. Discussion of 273 CMR 4.02 (1), (2) - Sub-regulatory guidance on varied mechanical devices.**

**DISCUSSION:**

Mr. Joubert presented the Updated Physical Medicine Machines document which was drafted by Dr. Anne Frances Hardy. Dr. Anny Frances Hardy stated the purpose of this document is to let Naturopathic Doctors know they are able to utilize these machines and to clarify the law in regard to physical medicine.

Ms. Bain asked if lymphatic drainage would fall under ultrasound. Dr. Frances Hardy stated there are different machines used for lymphatic drainage so it can fall under ultrasound but other machines such as diathermy and some electrotherapies can also be used for that purpose.

Ms. Bain asked what category colonics would fall under. Ms. Frances Hardy stated that would be hydrotherapy.

Ms. Frances Hardy also stated hot lasers have different wattage and intensities so the document should be amended to exclude any surgical use and focus on therapeutic use. Ms. Frances Hardy stated she will make the amendment and resubmit the document to the Board.

**Document:** Updated Physical Medicine Machines

V. Continuing Education  
A. Discussion of 273 CMR 6.05 (2) - Sub-regulatory guidance of continuing education webinars.

DISCUSSION:

Dr. Frances Hardy stated the Board should review any limits set for live webinars and only keep the restriction on pre-recorded webinars.

Dr. Migliore also stated the Board should make a distinction between pre-recorded webinars and webinars that are occurring synchronously because the webinars that occur synchronously allow for live interaction.

Mr. Joubert reviewed 273 CMR 6.05 (1) as follows: “A naturopathic doctor may obtain 100% of CEs for attending or participating in live, webinar, or other interactive courses or presentations” and 273 CMR 6.05 (2) as follows: “A naturopathic doctor may receive up to 20 credits per renewal cycle for video or audio recorded CE courses or seminars”.

Dr. Frances Hardy and Dr. Migliore both agreed the current regulations are sufficient in differentiating the different continuing education courses.

VI. 273CMR 4.02-Sub-Regulatory Guidance Memo

DISCUSSION:

Mr. Joubert stated the 273 CMR 4.02-Sub-Regulatory Guidance Memo is still being reviewed by the Commissioner’s Office. Mr. Joubert also stated the document will be made available on the website once it is approved and does not need to be brought forth to the Board again.

VII. Flex Session

Mr. Joubert asked for the attendance at the next board meeting scheduled for Tuesday, January 23<sup>rd</sup>, 2023, at 1:00 PM. All Board members present stated they would be able to attend.

VIII Adjournment

There being no other business before the Board, Dr. Mattia Migliore motioned to adjourn the meeting which was seconded by Dr. Anne Frances Hardy. The vote was carried unanimously by roll call vote as follows: Anne Frances Hardy: yes; Mattia Migliore: yes; Christina Bain: yes. Opposed: none; Abstained: none; Recused: none.

Absent: Paul Herscu, Darshan Mehta

*Let the records show the meeting adjourned at 1:31 PM*

The next meeting of the Board of Registration in Naturopathy is scheduled for Tuesday, January 23<sup>rd</sup>, 2023, at 1:00 PM via WebEx.

Respectfully submitted by:

The Board of Registration in Naturopathy