**COMMONWEALTH OF MASSACHUSETTS**

**BOARD OF REGISTRATION IN NATUROPATHY**

**THIS AGENDA CONSTITUTES NOTICE OF THE REGULARLY SCHEDULED MEETING OF THE**

**BOARD OF REGISTRATION IN NATUROPATHY**

**IN COMPLIANCE WITH THE OPEN MEETING LAW, M.G.L. c. 30A, § 20**

**Tuesday, September 28, 2021**

**1:00 p.m.**

**General Session will be held via Webex at: https://statema.webex.com/statema/j.php?MTID=m278ee184a26de93ec7ed53d551e73f8cCall-In**

**Telephone number 1-866-692-3580 (toll-free) Meeting Number/Access Code: 2422 885 7221**

**Meeting Password: XZqZXQNH753 All Votes Must Be Via Roll Call AGENDA**

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| --- | --- | --- | --- | --- |
| **Time** | **Item**  **#** | **Item** | **Documents** | **Staff**  **Contact** |
| 1:00  p.m. | **I** | **Call to Order**  **Determination of Quorum Notice of Electronic Recording** |  | Board Chair |
|  | **II** | **Conflict of Interest / Approval of Agenda** | Draft Agenda | Board |
|  | **III** | **Approval of Minutes: August 28, 2021** | Draft  Minutes | Board |
|  | **IV** | **Review and Approval of Changes after Second Round Administrative Review**   1. 273 CMR 3.00- Licensure of Individual   Naturopathic Doctors   1. 273 CMR 6:00- Continuing Education | Draft Regulations | Board Counsel |
|  | **V** | **Regulatory Update**  A. 801 CMR 4.02 (273) DPH Regulatory Fee Request | Draft  Regulations | Board Counsel |
|  | **VI** | **Flex Session**   1. Announcements 2. Topics for next agenda |  | Executive Director/ Chair |

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| --- | --- | --- | --- | --- |
| **Time** | **Item #** | **Item** | **Documents** | **Staff Contact** |
|  | **VII** | **Adjournment:** Next Board Meeting Scheduled for  October 26, 2021 |  | Board Chair |

**COMMONWEALTH OF MASSACHUSETTS**

**BOARD OF REGISTRATION OF NATUROPATHY BOARD MEETING**

# Tuesday, September 28, 2021 VIA WebEx

239 Causeway Street

Room 417

Boston, MA 02114

(Open Session)

# MINUTES

Board Members Present: Paul Herscu, ND, MPH, Naturopathic Doctor 1, Chair

Anne Frances Hardy, ND, L.Ac, Naturopathic Doctor 2, Vice-Chair

Maria Maccario, Public Member

Mattia Migliore, PhD, RPH, Clinical Pharmacologist, Secretary Board Members Not Present: None.

Staff Present: Steven Joubert, Executive Director, Multi-Boards BHPL

Samuel Leadholm, Board Counsel, Office of the General Counsel, DPH Eleanor Montgomery, Office Support Specialist, Multi-Boards, BHPL

1. Call to Order

Board Chair, Dr. Paul Herscu, welcomed everyone to the meeting and called the meeting to order at 1:05 P.M. Executive Director, Mr. Steven Joubert let everyone know that the meeting was being recorded. A quorum of the Board was determined with members present via WebEx as follows: Paul Herscu: present; Anne Frances Hardy: present; Maria Maccario: present; Mattia Migliore: present. Absent: None.

1. Review of the Agenda & Conflict of Interest

Dr. Herscu asked the Board if there were any conflicts of interest in the agenda, and there were none.

## DISCUSSION:

Executive Director, Mr. Steven Joubert explained that 801 CMR 4.02 would just be a verbal update and there were no documents.

## ACTION:

Dr. Anne Frances Hardy made a motion to approve the agenda as amended which was seconded by Ms. Mattia Migliore. The vote carried unanimously by roll call vote as follows: Paul Herscu: yes; Anne Frances Hardy: yes; Maria Maccario: yes; Mattia Migliore: yes.

Absent: None. Abstained: None; Opposed: None; Recused: None.

**Document**: September 28, 2021 Board Meeting Agenda

1. Approval of Minutes

Dr. Herscu asked that the Board members review the minutes from the August 24, 2021 meeting for any edits.

## DISCUSSION:

Dr. Hardy indicated that she would abstain since she was not present at the August meeting.

## ACTION:

Ms. Migliore motioned to accept the August 24, 2021 minutes, seconded by Dr. Paul Herscu. The vote carried unanimously by roll call vote as follows: Paul Herscu: yes; Anne Frances Hardy: abstain; Maria Maccario: yes; Mattia Migliore: yes. Absent: None. Abstained: Anne Frances Hardy; Opposed: None; Recused: None.

**Document:** August 24, 2021 Board Meeting Minutes

1. Review and Approval of Changes After Second Round of Administrative Review
   1. 273 CMR 3.00 – Licensure of Individual Naturopathic Doctors and 273 CMR 6.00 – Continuing Education

## DISCUSSION:

Board Counsel, Mr. Samuel Leadholm walked the Board through the changes made to the regulations. There were a few tweaks to the language after the Administrative Review process but they did not substantially change the regulations. He explained that the regulations were now ready to be promulgated, conditional to the Board’s approval, but that they were still waiting for the fee package to be approved in order to start licensing.

## ACTION:

Dr. Hardy made a motion to approve the changes as provided through the second round of administrative review, it was seconded by Ms. Migliore. The vote carried unanimously by roll call vote as follows: Paul Herscu: yes; Anne Frances Hardy: yes; Maria Maccario: yes; Mattia Migliore: yes. Absent: None. Abstained: None; Opposed: None; Recused: None.

Dr. Herscu asked what the next steps would be for the Board. Mr. Leadholm explained that the Board could discuss a date as a “placeholder” but that the Board could not issue licenses until the fees had been approved by Administration and Finance.

Dr. Herscu asked about the process to begin licensing. For example, if the licensing date were to be set for the fall and the fees were approved in the spring, what would happen in the interim? Mr. Leadholm explained that nothing would happen in that time, but that as soon as the regulations and fees are filed with the Secretary of the Commonwealth, the regulations will be in effect and people can start applying for licensure. Board members discussed options for a start date for licensing. Mr. Joubert

explained that operationally, dates in September through November are good options for the MultiBoards workflow. Mr. Leadholm explained that the first licensing cycle would not be a full two-year window but that would be the case for anyone obtaining initial licensure mid-cycle going forward. He elaborated that any date that the Board determines today would just be a placeholder and that they could always amend it before filing with the Secretary of State.

Dr. Herscu proposed December 31st of odd years as a licensing date. Dr. Hardy indicated that December 1st or November 30th might make more sense with the business of the holidays at the end of the year. Board members agreed that November 30th made sense.

## ACTION:

Dr. Herscu made a motion set November 30th as the licensing date, it was seconded by Dr. Hardy. The vote carried unanimously by roll call vote as follows: Paul Herscu: yes; Anne Frances Hardy: yes; Maria Maccario: yes; Mattia Migliore: yes. Absent: None. Abstained: None; Opposed: None; Recused: None.

1. Regulatory Update
   1. 8.01 CMR 4.02 (273) DPH Regulatory Fee Request

## DISCUSSION:

Mr. Leadholm announced that the licensing fee would be $600, though the Board had proposed $1200. Dr. Herscu stated that this was reasonable for the practice. He asked if the Board would be present for the public comment. Mr. Leadholm responded that the public hearings are being done via a moderated phone call and that anyone, including Board members, could call up and participate.

## ACTION

None.

1. Flex Session
   1. Announcements:

Mr. Leadholm announced that this would be his last meeting as he is moving to work with the Board of Registration in Medicine. Board members congratulated him and wished him well.

* 1. Topics for Next Agenda None.

1. Adjournment

There being no other business before the Board, at 1:50 P.M. Dr. Herscu moved to adjourn the meeting, which Ms. Migliore seconded. The vote carried unanimously by roll call vote as follows: Paul Herscu: yes; Anne Frances Hardy: yes; Maria Maccario: yes; Mattia Migliore: yes. Absent: none. Abstained: None; Opposed: None; Recused: None.

The next meeting of the Board of Registration in Naturopathy is scheduled for Tuesday, October 26, 2021, at 1:00 p.m. in Boston, MA.

Respectfully submitted:

Name Position Date