Commonwealth of Massachusetts Bureau of Health Professions Licensure

Board of Registration of Chiropractors 250 Washington Street Boston, MA 02108

Public Meeting Minutes

January 2, 2025

A public meeting of the Massachusetts Board of Registration of Chiropractors (the Board) was held remotely with video and audio conference as an alternate means of public access pursuant to Chapter 107 of the Acts of 2022, An Act Relative to Extending Certain State of Emergency Accommodations, signed into law on July 16, 2022.

Attendees were informed that the meeting was being recorded.

Dr. Grosso noted a quorum of members present via video or phone and called the meeting to order at 10:08 a.m.

MEMBERS PRESENT

Dr. Joseph Grosso, Chair

Dr. Jacyln Debs, Vice Chair

Dr. Mary Connors, Secretary

Dr. Kathleen O'Malley, Member

MEMBERS ABSENT

Dr. Sunit Jolly

STAFF PRESENT

Lisa Guglietta, Board Executive Director Katie Goldrick, Board Associate Executive Director Sheila York, Esq., Board Counsel Lauren McShane, Investigations Supervisor

ATTENDANCE:

Dr. Grosso took attendance by roll call and a quorum of board members was recorded with the following members present via video conference: *Grosso, Connors, O'Malley, Debs*

APPROVAL OF AGENDA:

Dr. Grosso asked for a motion to approve the meeting agenda. Thereafter a motion was made by Dr. O'Malley seconded by Dr. Debs and VOTED (roll call); to approve the January 2, 2025 agenda as drafted.

in-favor: Connors, Grosso, O'Malley, Debs

opposed: none

CONFLICT OF INTEREST AND OPEN MEETING LAW REQUIREMENTS

Attorney York reviewed Conflict of Interest and Open Meeting Law requirements with the Board. Members should contact Board Counsel with questions about possible conflicts with applicants, petitioners, or cases before the Board. Please bring these matters to Board Counsel's attention before the meeting if possible. Attorney York informed the Board that reminders about Conflict of Interest will only be presented twice per year at the January and August meetings going forward.

PUBLIC MEETING MINUTES

The Board discussed the draft public meeting minutes of December 5, 2024. Thereafter a motion was made by Dr. O'Malley, seconded by Dr. Debs and VOTED (roll call); to approve the public meeting minutes of December 5, 2024 as drafted.

in-favor: Connors, Grosso, O'Malley, Debs

opposed: none

ELECTION OF OFFICERS

Dr. Grosso called for nominations for Board Chair.

Dr. Debs made a motion to nominate Dr. Joseph Grosso as chair which was seconded by Dr. O'Malley and VOTED (roll call);

in-favor: Connors, Grosso, O'Malley, Debs

opposed: none

Dr. Grosso made a motion to nominate Dr. Debs as Vice Chair which was seconded by Dr. O'Malley and VOTED (roll call);

in-favor: Connors, Grosso O'Malley, Debs

opposed: none

Dr. O'Malley made a motion to nominate Dr. Mary Connors as Secretary which was seconded by Dr. Debs and VOTED (roll call);

in-favor: Connors, Grosso, O'Malley, Debs

opposed: none

<u>UPDATE FROM MASS CHIROPRACTIC SOCIETY</u>

Tracey Lane, Executive Director, announced that the Preceptor House Bill (TH5100), titled An Act Relative to Strengthening Massachusetts' Economic Leadership, was passed and signed into law by the Governor. Specifically, this legislation is outlined in Section 228 of Chapter 238 of the Acts of 2024. This legislation introduces a preceptor program for chiropractic students, outlined in the newly added Section 91A of Chapter 112. The program enables chiropractic students in their final academic year to practice the full scope of chiropractic care under the direct supervision of a licensed preceptor chiropractor. Ms. Lane reported that students interested in a preceptorship are contacting Mass Chiro.

BOARD COUNSEL UPDATE ON PRECEPTOR PROGRAM

Board Counsel, Sheila York, noted that the statute was in effect for the chiropractic student preceptor program. Whether the statute would be implemented through regulation changes or the implementation of a Board guidance document needed to be determined. Preceptorships must be a minimum of four weeks and a maximum of 16 weeks. Student externs may practice at more than one facility, subject to Board discretion. Preceptors must be licensed as chiropractors in Massachusetts and designated as an instructor by an approved chiropractic school or college. A preceptor must be chiropractor of record at the facility where an extern is assigned.

Attorney York and Executive Director, Lisa Guglietta, will review the specifics of the program and create a draft guidance document for the Board to review at the February meeting.

CORRESPONDENCE

The Board discussed an email dated 12/10/24 from Jeffery Connell of Palmer College of Chiropractic regarding the chiropractic preceptorship in Massachusetts. A Palmer student is interested in having a preceptorship in Massachusetts in their final quarter. The Board gave direction to staff to respond that the Board is working on a policy to provide guidance for preceptor chiropractors and students. The Palmer preceptorship program representative should check back with the Board.

COMPLIANCE MONITORING

Petition to Terminate Stayed Suspension - Docket 2021-000271-IT-ENF Holley Heyert CHI2297

The Board discussed Dr. Holley Heyert's petition to terminate her stayed suspension. Dr. Heyert provided proof of completion of the continuing education requirements outlined in her Consent Agreement. The required monitoring reports and corrective action reports were completed. The Board took her petition under advisement and would like to speak with Dr. Heyert's monitor. Thereafter a motion was made by Dr. Connors, seconded by Dr. O'Malley and VOTED (roll call); to speak with Dr. Heyert's monitor about her professional competence at the February meeting.

in-favor: Connors, Grosso, O'Malley, Debs

opposed: none

Monitor Update - Docket 2020-000985-IT-ENF - Swiatoslaw A. Paduchak CHI1689

As of the day of the board meeting, Dr. Paduchak had not provided the name of a new proposed monitor. Dr. Paduchak had been emailed a monitor application and given the deadline of December 21, 2024. After discussion a motion was made by Dr. O'Malley, seconded by Dr. Debs and VOTED (roll call); to direct staff to send a *Notice of Violation with Intent to Suspend* to Dr. Paduchak.

in-favor: Connors, Grosso, O'Malley, and Debs

opposed: none

DISCUSSION

Format of License Documents

Dr. Mary Connors was asked by a chiropractor in New Hampshire who had a Massachusetts license why the Wall Certificate documents generated by the licensing system are not formal. Dr. Connors asked the Executive Director about the format noting that they did not contain the prefix "Dr." or the suffix "D.C.". The wall certificate does have the signatures of the Board Chair and Secretary. The Executive Director, Lisa Guglietta, investigated the matter and explained to the Board that the format of the wall certificate was the same for all the BHPL Boards, such as audiology, optometry, and podiatry.

ADJOURNMENT

At 10:45 a.m. a motion was made by Dr. O'Malley, seconded by Dr. Debs and VOTED (roll call); to end the public session.

in-favor: Connors, Grosso, O'Malley, Debs

opposed: none

Respectfully submitted,

Mary M. Connors, D.C., Secretary Board of Registration of Chiropractors

Documents used by the Board during open session:

- *Posted agenda 1/2/2025*
- Draft public meeting minutes of 12/5/2024
- Email with attachment from Mass Chiropractic Society regarding Preceptor Program
- Email from Palmer College of Chiropractic regarding preceptorships in MA
- Petition to Terminate Stayed Suspension and CEUs from Holley Heyert, D.C.
- 12/6/24 Email from the Board to Swiatoslaw A. Paduchak and Monitor Application