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Board of Registration of Massage Therapy

AUGUST 29, 2022 PUBLIC MEETING MINUTES

A posted public meeting of the Massachusetts Board of Registration of Massage Therapy (the Board) was held remotely via video and telephone conferencing pursuant to Chapter 20 of the Acts of 2022, allowing remote participation by Board members and the public.

Attending Members: Paul Andrews/Chair, Alexei Levine/Vice Chair, Ellen Walker/Secretary, and Pallas Hutchison
Not Attending Members: Sheri Miller-Bedeau, Kimberlee Schuler

Staff: Caitriona Taylor, Executive Director and Kristina Gasson, Board Counsel

Meeting Called to Order

- Remote meeting procedures - Paul Andrews noted we had a quorum and confirmed quorum via roll call vote which showed the following members participating via remote means: Paul Andrews, Alexei Levine, Pallas Hutchison and Ellen Walker; Andrews called the meeting to order at 9:02am

Board Meeting Business

- Review and Approve Public Meeting Minutes for August 8, 2022
Motion to approve minutes as is; So Moved by Ellen Walker; Seconded by Pallas Hutchison
 - Paul Andrews voted by roll call vote
 - Members in favor: Paul Andrews, Alexei Levine, Pallas Hutchison and Ellen Walker
 - Members not present: Sheri Miller-Bedeau, Kimberlee Schuler
 - Members opposed: None; Motion passed
- Review and Approve Executive Meeting Minutes for August 8, 2022
Motion to approve minutes as is; So Moved by Alexei Levine; Seconded by Pallas Hutchison
 - Paul Andrews voted by roll call vote
 - Members in favor: Paul Andrews, Alexei Levine, Pallas Hutchison and Ellen Walker
 - Members not present: Sheri Miller-Bedeau, Kimberlee Schuler
 - Members opposed: None; Motion passed
- Next Board Meeting – No September meeting; next meeting October 17th with Danielle O'Neill as interim director
- FSMTB Delegate Report – Motion to approve delegate to draft report; So Moved by Ellen Walker; Seconded by Alexei Levine



- Paul Andrews voted by roll call vote
- Members in favor: Paul Andrews, Alexei Levine, Pallas Hutchison and Ellen Walker
- Members not present: Sheri Miller-Bedeau, Kimberlee Schuler
- Members opposed: None; Motion passed

Executive Director Report and Board Discussion, Including

Executive Director Caitríona Taylor shared this would be her last meeting and thanked the Board for all their work. Mrs. Taylor reviewed the final Verification of Official Curriculum Form with the Board. Motion to accept with edits; So Moved by Alexei Levine; Seconded by Ellen Walker

- Paul Andrews voted by roll call vote
- Members in favor: Paul Andrews, Alexei Levine, Pallas Hutchison and Ellen Walker
- Members not present: Sheri Miller-Bedeau, Kimberlee Schuler
- Members opposed: None; Motion passed

Board Counsel Report

Board Council Kristina Gasson introduced new Board Counsel Stephen Jacobson as Kristina Gasson is transitioning out. Mrs. Gasson clarified the dates on draft regulations. Board Chair Paul Andrews asked if the DOL investigators are aware of the new chiro facility requirements when the Chiro Board moves over to DPH. Executive Director Caitríona Taylor said they were aware and Board Council Kristina Gasson said if they had questions, they could meet with the Board Chair Paul Andrews or come to a Board meeting for clarification. Board Member Alexei Levine asked about the use of the word Bodywork when massage is taking place. Board Council Kristina Gasson said the Board could put it on a future agenda if they would like to talk about it.

Curriculum Review

None

Compliance monitoring

- 2022-000652-CP-ENF (GX) - Table to October
- 2020-000479-CP-ENF (EM) – Updated compliance monitor report; Motion to accept by Ellen Walker; Seconded by Paul Andrews; Motion to ask submission of current intake paperwork and ask the monitor to submit the intake paperwork as part of the next report; So Moved by Alexei Levine; Seconded by Pallas Hutchison
 - Paul Andrews voted by roll call vote
 - Members in favor: Paul Andrews, Alexei Levine, Pallas Hutchison and Ellen Walker
 - Members not present: Sheri Miller-Bedeau, Kimberlee Schuler
 - Members opposed: None; Motion passed
- 2021-001096-IT-ENF (DM) – Motion to approve Roxy Rocker as compliance monitor; So Moved by Alexei Levine; Seconded by Pallas Hutchinson
 - Paul Andrews voted by roll call vote
 - Members in favor: Paul Andrews, Alexei Levine, Pallas Hutchison and Ellen Walker
 - Members not present: Sheri Miller-Bedeau, Kimberlee Schuler
 - Members opposed: None; Motion passed

Open for Public Comment

Discuss other matters not reasonably anticipated 48 hours in advance of meeting

Board Chair Paul Andrews thanked Board Council Kristina Gasson and Executive Director Caitríona Taylor for their work and service. Executive Director Caitríona Taylor shared that Danielle O’Neil will be stepping in as interim Executive Director until a new Executive Director is named.

Moved to closed Executive Session at 9:48am

At 9:48am, Motion to go into Closed Executive Session and not to return to the public meeting; So Moved by Ellen Walker, Seconded by Pallas Hutchinson.

- Paul Andrews voted by roll call vote
- Members in favor: Paul Andrews, Alexei Levine, Pallas Hutchison and Ellen Walker
- Members not present: Sheri Miller-Bedeau, Kimberlee Schuler
- Members opposed: None; Motion passed

Executive Session *[Closed pursuant to G. L. c. 30A, §21(a)(7), to comply with the public record law pursuant to G. L. c. 66, § 10; G. L. c. 4 § 7, ¶ 26(a) and to preserve the confidentiality protections of criminal record information. G. L. c. 6, § 172.]*

At 10:03am, Motion to leave Executive Session Conference and go into Closed Investigative Conference and Quasijudicial Session; So moved by Pallas Hutchinson, Seconded by Ellen Walker.

- Paul Andrews voted by roll call vote
- Members in favor: Paul Andrews, Alexei Levine, Pallas Hutchison and Ellen Walker
- Members not present: Sheri Miller-Bedeau, Kimberlee Schuler
- Members opposed: None; Motion passed

Investigative Conference Closed Session *[Closed session pursuant to G.L. c. 112, §65C]:*

The Board took the following actions in closed Investigative Conference

2022-000064-IT-ENF (JG)	Dismiss with advisory
2022-000189-IT-ENF (CL)	Refer to Prosecution
2022-000511-IT-ENF (ZS)	Refer to Prosecution
2020-000796-IT-ENF (XF)	Dismissed
2020-001083-IT-ENF (SG)	Refer to Prosecution

Settlements

2020-001148-IT-ENF (CQ)	The Board reviewed the settlement offer
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Quasijudicial Session *[Closed adjudicatory session pursuant to G. L. c. 30A, § 18, ¶ 5(d)]*

No actions taken by the Board.

Motion to adjourn Alexei Levine, Seconded by Pallas Hutchinson.

- Paul Andrews voted by roll call vote
- Members in favor: Paul Andrews, Alexei Levine, Pallas Hutchinson and Ellen Walker
- Members not present: Sheri Miller-Bedeau, Kimberlee Schuler
- Members opposed: None; Motion passed

Adjourned at 11:01am.

Motion to adjourn at 11:01am; So Moved by Alexei Levine; Seconded by Pallas Hutchinson

Respectfully submitted,

Danielle O'Neil
Acting Executive Director

Paul Andrews
Board Chair

Approved at the Public Meeting of October 17, 2022.

List of Documents used in Public Session:

MT Public Agenda 8.29.22
Draft Public Minutes 8.9.22
Draft Executive Session Minutes 8.9.22
Verification of Official Curriculum Form
2020-000479-CP-ENF (EM) Compliance Monitoring information
2021-001096-IT-ENF (DM) Compliance Monitoring information