

Board of Registration of Massage Therapy

SEPTEMBER 13, 2021, MEETING MINUTES

A posted public meeting of the Massachusetts Board of Registration in Massage Therapy (the Board) was held remotely via video and telephone conferencing pursuant to Chapter 20 of the Acts of 2021: *An Act Extending Certain COVID-19 Measures Adopted during the State of Emergency*, which was signed into law on June 16, 2021.

Attending: Members: Paul Andrews/Chair, Alexei Levine/Vice Chair, Ellen Walker/Secretary, Pallas Hutchinson, Sheri Miller-Bedau
Not Attending: Kimberlee Schuler,
Staff: Danielle O'Neil, Executive Director and Sheila York, Board Counsel

MT Public Meeting
Monday, September 13, 2021, 10:00AM-12:25PM

Microsoft Teams meeting

Join on your computer or mobile app

[Click here to join the meeting](#)

Or call in (audio only)

[+1 857-327-9245,804522437#](#) United States, Boston

Phone Conference ID: 804 522 437#

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 (by phone), Ellen Walker, Pallas Hutchinson, Sheri Miller-Bedau, Paul Andrews called the meeting to order at 10:00am.

Board Meeting Business

- Review and Approve Minutes for August 9, 2021 – Motion to accept Public Minutes as they are by Paul Andrews; So Moved by Ellen Walker; seconded by Sheri Miller-Bedau
 - Paul Andrews held a roll call vote.
 - Members in favor: Paul Andrews, Alexei Levine, Ellen Walker, Pallas Hutchinson, Sheri Miller-Bedau
 - Members opposed: None; Motion passed
- Review and Approve Minutes for August 9, 2021 – Motion to accept Executive Minutes as they are by Paul Andrews; So Moved by Ellen Walker; seconded by Sheri Miller-Bedau
 - Paul Andrews held a roll call vote.
 - Members in favor: Paul Andrews, Alexei Levine, Ellen Walker, Pallas Hutchinson, Sheri Miller-Bedau
 - Members opposed: None; Motion passed

- Review and approve 2022 MT meeting dates; 2nd Monday of the month, 10:00am via Zoom; Motion to accept Executive Minutes as they are by Paul Andrews; So Moved by Ellen Walker; seconded by Sheri Miller-Bedau
 - Paul Andrews held a roll call vote.
 - Members in favor: Paul Andrews, Alexei Levine, Ellen Walker, Pallas Hutchinson, Sheri Miller-Bedau
 - Members opposed: None; Motion passed
- Introduction of Andrew Bridges new Massage Therapy Supervisor, Office of Investigations; was unable to attend; will be invited to next month's meeting
- Subcommittee Applications
 - 2019-553-MT-MT-APP [MR]
 - 2021-163-MT-MT-APP [NK]
 - 2021-180-MT-MT-APP [AR]
 - 2021-54-MT-MT-APP [JC]
 - 2021-162-MT-MT-APP [LM]
 - 2021-197-MT-MT-APP [WZ]
 - 2021-201-MT-MT-APP [DP]
 - 2021-134-MT-MT-APP [AH]
 - 2021-189-MT-MT-APP [MC]
 - 2021-80-MT-MT-APP [DD]
 - 2021-240-MT-MT-APP[SM]
 - Sub-Committee updated the Board that they had approved the above-listed Applications.
- Review Regulation and Proposed Changes
 - 269 CMR 2 - No questions/no comments
 - 269 CMR 3-Addition of Juris prudence Exam – Discussion re level of specificity and agreement
 - 269 CMR 5 – No comments
 - 269 CMR 6 – No comments
 - Interviewing Proposed Compliance Officers
 - Maintaining List of Employees
 - Continuing Education proposed 269 CMR 4 – Chair thanked all who helped in this process (Board, stakeholders, etc.); recognized the extraordinary efforts of both Sheila York and Danielle O'Neil
 - Motion to submit the proposed regulations, as amended, to the Commissioner of DOL for approval to begin the formal regulatory amendment process, by Paul Andrews; seconded by Ellen Walker; Sheila York explained the next steps/process
 - Paul Andrews held a roll call vote.
 - Members in favor: Paul Andrews, Alexei Levine, Ellen Walker, Pallas Hutchinson, Sheri Miller-Bedau
 - Members opposed: None; Motion passed

Discussion

- Do Craniosacral Therapy practitioners need to be licensed massage therapists in order to practice Craniosacral Therapy in Massachusetts?
 - Sheila York to rework the draft with more clarity and will review at next meeting

Curriculum Review Renewal

- Lincoln Tech – Motion to approve course if date is amended, number of students indicated and the required letter from their accreditor is included by Alexei Levine; seconded by Pallas Hutchinson
 - Paul Andrews held a roll call vote.
 - Members in favor: Paul Andrews, Alexei Levine, Ellen Walker, Pallas Hutchinson
 - Recused: Sheri Miller-Bedau
 - Members opposed: None; Motion passed

New Business/ Open session for topics (not reasonably anticipated by chair 48 hours in advance of meeting)

- Sheila York advised the Board they would have a new legal counsel effective next meeting; she will plan to attend that transition meeting with the new counsel.
- Danielle O’Neil advised the Board she accepted a new role within DOL, but does not have a date for that transition yet.
- **Executive Session Conference**
- Motion to close public session and move to Executive Session 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; and also pursuant to G.L. c. 30A, 21(a)(3) to discuss strategy with respect to an open litigation matter: *Lihuan Xiong v. Board of Registration of Massage Therapy*, Supreme Judicial Court for the Commonwealth; C.A. No. SJ-2020-0689 if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares; so moved by Paul Andrews; seconded by Ellen Walker
 - Paul Andrews held a roll call vote.
 - Members in favor: Paul Andrews, Alexei Levine, Ellen Walker, Pallas Hutchinson, Sheri Miller-Bedau
 - Members opposed: None; Motion passed
- The Chair anticipates that Executive Session will last 20 minutes and be followed by a Closed Investigative Conference. The public session will not resume after these closed sessions.

Motion to move to open session and to adjourn by Paul Andrews; seconded by Sheri Miller-Bedau

- Paul Andrews held a roll call vote.
- Members in favor: Paul Andrews, Alexei Levine, Ellen Walker, Pallas Hutchinson, Sheri Miller-Bedau
- Members opposed: None; Motion passed.

Adjourn at 12:25PM

Respectfully submitted,

Ellen Walker
Board Secretary

List of Documents used in Public Session:

Draft Minutes of 8/9/21 Public Meeting
Working draft of proposed regulation changes
2022 MT meeting dates

