

Board of Registration of Podiatry
Meeting held by video conference and phone
DATE: February 14, 2023
Public Session Minutes

A public meeting of the Massachusetts Board of Registration of Podiatry (“the Board”) was held via Videoconference and Conference Call pursuant to Chapter 22 of the Acts of 2022, signed into law on February 12, 2022.

Board Members Present by Phone/Video:

Raymond Murano, DPM Chair
LeRoy Kelley, DPM Secretary
Harry Schneider, DPM

Admin. Staff Present by Phone/Video:

Sheila York, Board Counsel
Thomas Burke, Executive Director

Board Members Not Present by Phone/Video

Felix Martinez, PhD Public Member

Members of the Public Present by Phone/Video:

Mark Malloy, Esq.

I. Housekeeping Matters and Evacuation Procedures

- Roll Call for attendance:
Dr. Murano, the Board Chair, observing a quorum of board members conducted a roll call of board members present via phone or computer audio and opened the meeting at 10:06 AM. **Dr. Murano present by video; Dr. Schneider present by video; Dr. Kelley present by audio.**

II. Vote on Minutes:

- January 10, 2022 Public Meeting Minutes:
Dr. Schneider moved to accept the public minutes of the January 10, 2022 Board Meeting. Dr. Murano seconded the motion. The motion passed by roll call vote: Dr. Murano – “Yes”; Dr. Schneider – “Yes”; Dr. Kelley – “Yes”.

- January 10, 2022 Executive Session Minutes

III. Dr. Schneider moved to accept the executive session minutes of the January 10, 2022 Board Meeting. Dr. Murano seconded the motion. The motion passed by roll call vote: Dr. Murano – “Yes”; Dr. Schneider – “Yes”; Dr. Kelley – “Yes”.

IV. New Items:

- Board Chair

No report.

- **Executive Director, Thomas Burke's report to the board:**

- i. COVID Extension bill Chapter 107 of the acts of 2022 ("An Act Relative to Extending Certain State of Emergency Accommodations")

Mr. Burke reported that the extension granted for meeting via electronic means will expire on March 31, 2023. Board members should plan to meet in person at the April meeting unless otherwise advised.

- ii. Implementing Webex for remote meetings

Mr. Burke reported that the subsequent meeting will be held using the Cisco Webex meeting platform. He will send new meeting invitations to Board members.

- **Correspondence:**

- i. Presence of certified registered nurse practitioners in podiatric office

Ms. York advised the Board that this matter should be reviewed by the Board of Registration in Nursing. She offered to consult with the Nursing Board and report back.

- ii. Letter from Filza Khan, 12/20/22, re: hospital privileges and American Boards of Lower Extremity Surgery (ABLES) credential

The Board reviewed a letter from Massachusetts podiatrist, Dr. Khan, requesting guidance on her recent loss of hospital privileges. Ms. York cautioned that the Board does have jurisdiction to review hospital decisions to grant, deny or not renew privileges to a podiatrist. The Board questioned whether general guidance may be provided regarding acceptance of national certifications in podiatry. The Board reviewed prior statements that it issued in 2001 and 2016. The Board also discussed whether the granting of initial surgical privileges is different than the renewal of surgical privileges. The Board authorized Board Counsel to send out a letter similar to the statements made in 2001 and 2016, but with updates to the names of the referenced credentialing organizations. Dr. Schneider noted that the letter should state that the Board recognizes each of these credentialing organizations, but that the word "equal" should not be used. Board counsel stated that she will send the letter and send a copy to the Board members.

- **Open session for topics not reasonably anticipated by the chair 48 hours in advance of meeting.**

- Mr. Burke reported that he is actively looking for a medical doctor to serve on the Podiatry Board.

I. Investigative Matters and Settlement Offers - [Closed Session Pursuant to M.G.L. c. 112, § 65C]:

At 10:30 a.m., Dr. Murano moved to exit open session and enter in Closed Session pursuant to G.L. c. 112, §65C, and stated that the Open Meeting would not resume. Dr. Kelley seconded the motion. The motion passed by roll call vote: Dr. Murano – “Yes”; Dr. Kelley – “Yes”; Dr. Schneider – “Yes”.

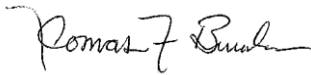
During the closed session, the Board took the following actions:

- NPDB Report – No action taken.

II. Adjournment

At 10:37 am, Dr. Kelley moved to adjourn the public meeting. Dr. Schneider seconded. The motion passed by roll call vote: Dr. Murano – “Yes”; Dr. Schneider – “Yes”; Dr. Kelley – “Yes”.

Respectfully submitted,



Thomas F. Burke, Executive Director

List of Documents Used at the Public Meeting:

1. Agenda for February 14, 2023 meeting
2. Public Session Minutes for January 10 2023 meeting
3. Executive Session Minutes for January 10, 2023 meeting
4. Correspondence from J. Phillip, dated 7/3/2001
5. Correspondence from R. Murano, dated 2/4/2023
6. Correspondence from F. Khan, dated 12/20/2022
7. Letter from the Board to Cambridge Health Alliance, dated 7/3/01
8. Minutes of the 3/8/2016 Podiatry Board meeting