

**Board of Registration in Allied Health Professionals**  
**1000 Washington Street, Boston MA 02118**  
**Public Session Minutes**

**Date:** September 27, 2018

**Location:** Room 1D

**Time:** 9:30 AM

**Board Members Present:**

Jay Bernasconi, Chair, PT  
James Zachazewski, Secretary, AT  
Stacy Potvin, PTA  
Lisa Ayles, AT  
Susan Higgins, OT  
Randy Jean, PT  
Jamie Musler, Vice Chair, AT  
Stephanie Smith, OT

**Staff Members Present:**

Kevin Scanlon, General Counsel  
Ana Garcia, Executive Director  
Anne Driscoll, Board Investigator

**9:30 AM - Housekeeping**

- Meeting Called to order-9:44 a.m.
- Facility Briefing (fire drill instructions) + Location of Exits and Restroom

**9:35 AM - Board Business**

- Review and Approve Public Minutes for June-*tabled from July*  
Background Info Editorial Change on 2<sup>nd</sup> page. Stacy Potvin  
Motion Approve Minutes  
Maker James Zachazewski Second Susan Higgins  
Discussion  
Action Approved  
Vote Yea: Unanimous Nay: Abstain:
  
- Review and Approve Public & Executive Minutes for July  
Background Info Approve Minutes  
Motion  
Maker Stacy Potvin Second Randy Jean  
Discussion  
Action Approved  
Vote Yea: Unanimous Nay: Abstain:
  
- Review and discussion of proposed 2019 AH Meeting Schedule:
  - Recommend moving June schedule to June 20
  - Recommend moving November to November 21

**After review and discussion, motion by Stephanie Smith, second by Lisa Ayles to approve recommendations for proposed 2019 meeting calendar. Unanimous roll call.**

### **9:45 AM- Report from Board Counsel, Kevin Scanlon**

- Board Counsel Update-Attorney Scanlon informed the board that Attorney Kelly on temporary duty assignment. Kevin Scanlon taking his place through December of 2018. Attorney Kelly will resume his role once completed with assignment.
- Regulation Update
  - Attorney Scanlon updated Board on proposed regulations for Continuing Education. Draft currently at Housing Economic Development (HED) for review then to Administration and Finance (A&F). After that to public hearing. Attorney Scanlon will inquire as to where in process these are per board request.

### **9:56 AM - Compliance Monitoring-**

- 2016-000853-IT-ENF-Fast Track PT- Submission of Training Materials

Background Info Revised training materials submitted for review as part of consent agreement. Materials improved from prior submission.

Motion Accept revised staff training program

Maker Jamie Musler Second: Susan Higgins

Discussion Met minimum requirement per board discussion

Action approved

Vote Yea: Unanimous Nay: Abstain:

- 2016-000769-IT-ENF [Tracy Degachi]-Review and Pre-Approval of CE courses

Background Info Submitted courses for review

Motion Approve materials submitted

Maker Stephanie Smith Second Lisa Ayles

Discussion Material appropriate. Ana will check numbers

Action Approved

Vote Yea: Unanimous Nay: Abstain:

- 20131224AH032-IT-ENF [Robin Wilder]-7<sup>th</sup> Quarterly Report & Corrective Action Plan

Background Info Corrective actions now submitted along with monitoring report

Motion Accept Report

Maker Lisa Ayles Second: Randy Jean

Discussion

Action approved

Vote Yea: Unanimous Nay: Abstain:

- 20121108AH024-IT-ENF [John Carpinito]- Request to remove Default and Reinstate

Background Info JC has defaulted in past. Lengthy history of this. Has been revoked. Wants to address default to request reinstatement in future. Would be on 2 years' suspension (stayed) then 2 years' probation (monitored) plus 9 CEU. Once default removal approved then he must petition board for reinstatement of license. He must then complete the consent agreement

Motion Remove default. License to remain revoked until JC appear before the board to petition of reinstatement of license and discuss completion of consent agreement.

Maker James Zachazewski Second Lisa Ayles

Discussion

Action Approve Motion.

Vote Yea: Unanimous Nay: Abstain:

**10:19 AM-Executive Session- Maintaining the Confidentiality of Policy Positions being Developed by the Board and DPL, pursuant to G. L. c. 30A, § 21(a)(7); G. L. c. 66, § 10; G. L. c. 4, § 7, ¶ 26(d):**

**10:20 Motion to go into executive session made by Jay Bernasconi. Second made by Stacy Potvin**

**Roll call – Unanimous. Reorder agenda to discuss 11:15 business on Confidentiality of Policy**

At the end of the executive session the closed meeting resumed.

**10:37 a.m. Motion to exit Executive session made by Jay Bernasconi, Second by Stacy Potvin. Roll call unanimous.**

**10:38 AM-New Cases [Closed Session pursuant to G.L. c. 112, §65C]:**

**Motion to go into closed session for Investigatory Conference made by Jay Bernasconi, Second by Stacy Potvin. Roll call unanimous.**

During the closed session investigatory conferences, the Board voted to take the following action:

- 2018-00041-IT-ENF [MH]-**uphold decision** □
- 2018-0000111-IT-ENF[DG]-**dismiss w/advisory**
- 2018-000375-IT-ENF[CB]- **tabled for October**
- 2018-000444-IT-ENF [EL'T]-**dismiss w/o prejudice**
- 2018-000487-IT-ENF [AS]-**tabled for October**
- 2018-000722-IT-ENF [BF]-**dismiss w/o prejudice**
- 2018-000777-IT-ENF [DT]- **fwd to prosecutions**
- 2018-000830-IT-ENF [MI]- **fwd to prosecutions**
- 2018-000831-IT-ENF[BR]- **fwd to prosecutions**
- 2018-000886-IT-ENF [TD&A]- **dismiss w/o prejudice**

**10: 54 a.m. Motion to come out of closed session made by Jay Bernasconi, Second by Randy Jean. Roll call unanimous.**

**10:55 AM-CORI Review/GMC: [Executive Session – closed pursuant to G.L c. 30A, §21 (1)] to review character rather than competence:**

Motion to go to executive session made by Stephanie Smith, Second by Lisa Ayles. Roll call unanimous.

At the end of the executive session the closed meeting resumed.

**11:13 a.m. Motion to come out of executive session: Stacy Potvin, Second Stephanie Smith. Roll call unanimous.**

**11:14 AM -Correspondence -**

- Email from Jon Carroll to the Board of Allied Health dated 06/14/18 re: Medical Marijuana
  - Should be equated to alcohol use.
  - Clinician use their clinical, ethical judgement regarding whether or not the patient is safe to treat.
  
- Email from Jessica Golberg dated 9/17/18 re: Dry Cupping
  - Board discussed that topic has been previously addressed. Delegated to Executive Director to follow up with inquiry with previous response to question.

**11:19 AM- New Business: - 11:20**

- Open Session for Topics not reasonably anticipated by the Chair 48 hours in advance of meeting

**11:20 a.m. Motion to adjourn made by Jay Bernasconi, Second by Susan Higgins.**

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Ana Garcia". The signature is written in a cursive, flowing style.

Ana Garcia  
Executive Director  
Board of Allied Health