

**STATE OF NEW JERSEY
DIVISION OF CONSUMER AFFAIRS
ORTHOTICS AND PROSTHETICS BOARD OF EXAMINERS
PUBLIC SESSION MINUTES
JANUARY 9, 2007**

The meeting of the New Jersey State Orthotics and Prosthetics Board of Examiners was held on January 9, 2007, at the State Office Building at 124 Halsey Street, 6th Floor, Newark, NJ. The meeting was convened in accordance with the Open Public Meetings Act with previous notification having been sent to the Secretary of State and the following publications: The Record in Bergen County, The Star Ledger, Camden Courier Post, Trenton Times, Aisling Swift Press of Atlantic City and Asbury Park Press, to advise of the scheduling of this meeting. The meeting was called to order by Dana Baptista, C.P., (Chair) at 10:30 A.M.

OPENING STATEMENT - Reading of "The Sunshine Law"

PRESENT - Board Members: Dana Baptista, C.P., (Chair)
Louis J. Haberman, C.P.O., (Vice-Chair)
Mildred E. Carlascio, C.O., Robert C. Manfredi, Jr., C.P.O.,
Brooke Artesi, L.O. CPED and Heikki Uustal, M.D.

ALSO PRESENT: Deputy Attorney General, Michelle Weiner
Regulatory Analyst, Charles Manning
Executive Director, Laura L. Anderson and
Maria Ormeno-Bertorelli, Recording secretary

MINUTES - THE BOARD, UPON MOTION MADE BY DR. HEIKKI UUSTAL AND SECONDED BY MILDRED E. CARLASCIO, VOTED TO ACCEPT THE OCTOBER 24, 2006 PUBLIC SESSION MINUTES AS AMENDED.

The vote was unanimous

I. 2007 CALENDAR YEAR MEETING DATES

The Board reviewed meeting dates scheduled for calendar year 2007:

February 20, 2007
May 15, 2007
September 18, 2007
December 18, 2007
March 20, 2007
June 19, 2007
October 16, 2007
April 17, 2007 July 17, 2007
November 20, 2007

THE BOARD, UPON MOTION MADE BY DR. HEIKKI UUSTAL AND SECONDED BY LOUIS HABERMAN, VOTED TO APPROVE THE DATES SCHEDULED FOR MEETING DURING CALENDAR YEAR 2007.

II. ANNOUNCEMENT

On-line license renewal for period 2007-2009.

Executive Director Anderson made the announcement of the upcoming on-line license renewal for period 2007-

2009. It was also noted that the system was tested successfully with the cooperation of Mr. Louis Haberman. Mr. Haberman stated that he found the entire on-line process simply to follow.

III. RULES AND REGULATIONS

1) Limited practice by Certified Pedorthists License Renewal for period-2007-2009

According to 13:44H-2.3 Limited practice by certified Pedorthists, the Board was asked to determine (since is not contemplated within its regulations and therefore not in the L2K system) the renewal application fee for 2007-2009 period. The Board discussed this matter and decided that since this is a limited practice, the amount was set at \$ 150.00 for renewal period 2007-2009. It was also noted that there are only two (2) individuals with "limited licenses" in New Jersey.

THE BOARD, UPON MOTION MADE BY DR. HEIKKI UUSTAL AND SECONDED BY LOUIS HABERMAN, VOTED TO SCHEDULE A LICENSE RENEWAL FEE FOR PEDORTHIST IN THE STATE OF NEW JERSEY AT A SET AMOUNT OF \$ 150.00 . THIS FEE WILL BE ADDED TO THE PENDING PROPOSED REGULATIONS.

2) 1,900 Hours of Clinical Internship

Regulatory Analyst Charles Manning attended the meeting in an effort to assist the Board regarding information on pending regulations and also to facilitate the understanding of specifically the implementation of the 1,900 hrs. of clinical internship as one of the requirements for current licensure to practice Orthotics and Prosthetics in the State.

At its April 7, 2006 meeting, the Board voted to request a "written memorandum from the Board's Counsel memorializing the Division of Law's opinion as to the interpretation of N.J.S.A. 45:12B-11 and N.J.A.C. 13:44H3.1 regarding the requirement of 1,900 hrs. of clinical internship under a licensed supervisor for an applicant seeking licensure to practice O&P in New Jersey.

Deputy Attorney General Weiner informed the Board that the matter was already discussed and resolved and she was under the impression that at its March 2006 meeting, the Board had already closed this issue. She also added that the interpretation was also cleared with the Board's previous Counsel, Ms. Oo. Regulatory Analyst, Charles Manning was in agreement with DAG Weiner's statement.

Requested by Executive Director Anderson and to facilitate the applications review and process, the Board determined that the 1,900 hrs. of clinical internship must be completed under a licensed supervisor who had been licensed on or after May 12, 2003 and this requirement should be met by all current and future applicants.

THE BOARD UPON MOTION MADE BY DR. HEIKKI UUSTAL AND SECONDED BY LOUIS HABERMAN , VOTED THAT THE BOARD MUST FOLLOW THE CURRENT RULES AND REGULATIONS UNTIL ANY FURTHER PROPOSALS, AMENDMENTS ARE ADOPTED.

IV. LEGISLATION

ASSEMBLY BILL A3623

The Board reviewed Bill A-3623 that establishes certificates of rehabilitation for certain persons with criminal records. The Board, voted neutral to this bill, and expressed its concern about the high and extraordinary penalty fines for the employer, but also felt that this was a useful tool for employers.

V. APPLICATION REVIEW

James E. Case ID #1239635

The Board reviewed Mr. Case's application requesting licensure for Orthotics & Prosthetics. The Board also reviewed a letter submitted by this applicant with regard to the completion of his application and also discussed Mr. Case telephone call regarding the completion of the 1,900 hours of clinical internship under a New Jersey licensee.

THE BOARD, UPON MOTION MADE BY DR. HEIKKI UUSTAL AND SECONDED BY LOUIS HABERMAN REQUESTS THAT MR. CASE COMPLETE HIS APPLICATION ACCORDING TO THE REQUIREMENTS AND ALSO SUBMIT TO THE BOARD THE NAMES OF THOSE INDIVIDUALS THAT WORK/PRACTICE ORTHOTICS AND PROSTHETICS AT JAMES CASE ENTERPRISES, INC., ALONG WITH THEIR LICENSES NUMBERS, IF APPLICABLE.

At 11:15 A.M., the Board, upon a motion made by Dr. Heikki Uustal and seconded by Mildred E. Carlascio, voted to move into Executive Session to consider and review consumer complaints, investigative reports and other information received pursuant to the Board's regulations. The results of these deliberations will be made known when and if the Board determines to initiate disciplinary or other enforcement action. If the Board determines to issue any sanction, that disciplinary action will be taken in a public session immediately after the session.

The meeting was adjourned at 1:45 P.M.

Respectfully submitted,

Laura L. Anderson
Executive Director