

# *New Jersey Office of the Attorney General*

## **DIVISION OF CONSUMER AFFAIRS ORTHOTICS AND PROSTHETICS BOARD OF EXAMINERS PUBLIC SESSION MINUTES January 26, 2012**

The meeting of the New Jersey State Orthotics and Prosthetics Board of Examiners was held on January 26, 2012, at the State Office Building at 124 Halsey Street, 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 Louis J. Haberman, CPO/LPO, (Chair) at 10:15 AM.

### **OPENING STATEMENT - Reading of "The Sunshine Law"**

#### **PRESENT - Board Members**

Louis J. Haberman, CPO/LPO, (Chair)  
Brooke Artesi, L.O. CPED, (Co-Chair)  
Heikki Uustal, M.D.  
Michael G. Moschella, CPO/LPO, and

#### **ABSENT - Board Members:**

Mildred E. Carlascio, LCO.  
Dennis O'Donnell, Public member

#### **ALSO, PRESENT:**

Deputy Attorney General Swang Oo,  
Regulatory Analyst Charles Manning, and  
Executive Director Laura L. Anderson.

**I. MINUTES: THE BOARD, UPON MOTION MADE BY HEIKKI UUSTAL AND SECONDED BY MICHAEL G. MOSCHELLA, ACCEPTED THE NOVEMBER 3, 2011, PUBLIC SESSION MINUTES AS AMENDED.**

#### **II. PUBLIC ATTENDANCE**

The Board, welcomed and offered the public in attendance to express their opinion.

Nancy Pinkin, from the the Prosthetics and Orthotics Society of New Jersey Inc., asked questions regarding complaints submitted to the Board by licensees. She was advised that complaints are processed and acknowledged accordingly to regulations and any information and/or update will be given directly to the individual submitting the complaint.

### **III. RULES AND REGULATIONS**

#### **Charles Manning- Regulatory Analyst**

- 1) The Board reviewed proposed amendments: N.J.A.C. 13:44H-3.1,3.4,3.5and 3.6 Licensure Requirements.
- 2) Proposed New Rule: N.J.A.C. 13:44H-7.6 State office.

Both proposal appeared in the September 6, 2011 issue of the NJ Register.

Charles Manning reported no comments received.

**THE BOARD, UPON THE MOTION MADE BY HEIKKI UUSTAL AND SECONDED BY BROOKE ARTESI, VOTED TO ADOPT PROPOSED AMENDMENT N.J.A.C.13:44H-3.1,3.4,3.5AND3.6. LICENSURE REQUIREMENTS AND NEW RULE N.J.A.C. 13:44-7.6 STATE OFFICE.**

The vote was unanimous

### **IV. LEGISLATION**

#### **Assembly Bills**

**Bill A- 4384** (Introduced November 28, 2011)

This bill revises law concerning certain professional and occupational licenses.

**The Board, upon motion made by Heikki Uustal and seconded by Michael G. Moschella, re-affirm its comments of support of this bill as it gives the Boards discretionary power.**

## **Senate Bills**

**Bill S-3121** (Introduced December 1, 2011)

This bill clarifies that an abstention by a member of a public body does not signify either a “yes” or a “no” vote.

**The Board, upon motion made by Heikki Uustal and seconded by Brooke T. Artesi, voted to re-affirm the comments made previously and support this bill.**

**Bill S-2045**

This bill allows Council on Local Mandates to authorize certain organizations to file complaints.

**The Board considered this material as informational with no additional comments.**

## **V. APPLICATIONS REVIEW (Initial)**

**Penney, Steven Russ**

**Upon review and motion made by Brooke Artesi and seconded by Heikki Uustal, the Board voted to approve the application for license as a prosthetist submitted by Steven Russ Penney.**

The Board also reviewed Mr. Penney’s request to combine his current orthotist license with his Prosthetist license into one to be able to practice as a Prosthetist-Orthotist.

**Upon motion made by Heikki Uustal and seconded by Brooke Artesi, the Board determined to approve Mr. Penney’s request and asked that Mr. Penney be advised of the process to follow in order to receive his license as a Prosthetist-Orthotist.**

## **VI. CONTINUING EDUCATION/REINSTATEMENT APPLICATIONS**

The Board reviewed reinstatement applications and continuing education courses submitted by the following licensees:

**1. Piantini, Jose Ramon Lic # 45PR00000500**

**The Board, upon motion made by Heikki Uustal and seconded by Brooke Artesi, determined to approve the continuing education credits for licensing period 2011-2013 submitted by Mr. Piantini, and the reinstatement of his license to be granted.**

**2. Izak, John Bohdan Lic # 45PO00008800 Reinstated on December 09, 2011**

**The Board, upon motion made by Brooke Artesi and seconded by Heikki Uustal, voted to re-affirm Mr. Izak's reinstatement of his license and approve his continuing education credit submitted for period 2011-2013.**

**3. Bose, Bethanapalli Lic # 45PO00009600 Reinstated on December 22, 2011**

**The Board, upon motion made by Heikki Uustal and seconded by Michael Moschella, voted to re-affirm Mr. Bose's reinstatement of his license and approve his continuing education credit submitted for period 2011-2013. However, asked that Mr. Bose be sent a letter requesting his continuing education credits for period 2007-2009.**

## **VII. GRANDFATHERING VS. REINSTATEMENT APPLICATIONS**

For informational purposes, the Board clarified regulations with regard to the requirements for individuals seeking reinstatement of a license within five years following suspension of their licenses.

**Whether the individual seeking reinstatement had been initially licensed under the grandfathering provision or not, the application must be completed complying with all requirement pursuant to N.J.A.C. 13:44-3.8 (e).**

At 11:20 P.M., the Board, upon a motion made by Michael G. Moschella and seconded by Brooke T. Artesi, 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 12:10 PM.

Respectfully submitted,

Laura L. Anderson  
Executive Director



