NEW JERSEY BOARD OF MEDICAL EXAMINERS
PHYSICIAN ASSISTANT ADVISORY COMMITTEE
HUDSON CONFERENCE ROOM, 6TH FLOOR

PUBLIC SESSION MINUTES

AUGUST 20, 2004

Final

The August meeting of the Physician Assistant Advisory Committee was convened in accordance with its notice in the to the Secretary State, Bergen Record, Trenton times, Star Ledger and Courier Post and was conducted in accordance with the provisions of the Open Public meeting Act.

President Walsh called the meeting to order at 9:00 A.M. A roll call was taken and the following attendance was recorded or these minutes.

PRESENT:
Kevin Walsh Mary Kral Dr. Mary Ibrahim

Also in attendance: Jody Krugman, Deputy Attorney General, Dorcas K. O'Neal, Executive Director and Nermin Messiha, Staff.

PUBLIC ATTENDEES:
None

I. APPROVAL OF MINUTES

a. The Committee reviewed the Public Session Minutes of June 18, 2004. Upon motion made and seconded the Committee approved the Public Session Minutes as submitted.

II. OLD BUSINESS

There were no items of old business.

III. NEW BUSINESS

a. The Committee reviewed a letter from Christine Reyes, inquiring as to whether patient can have a breast clinical manual examination performed by a physician assistant who is employed by a breast surgeon; as to whether it would satisfy the standards of direct supervision if the patient undergoes a breast clinical exam by a physician assistant. The Committee determined that pursuant to N.J.A.C. 13:35-2B.10(b) (1) and (2), the physician assistant shall not render care unless the following conditions are met: 1. In an inpatient setting, the supervising physician or physician-designee is continuously or intermittently present on-site with constant availability through electronic communications for consultation or recall; 2. In an outpatient setting, the supervising physician or physician-designee is constantly available through electronic communications for consultation or recall.

The Committee determined that a physician assistant may perform a breast exam without the physician being present. Also, pursuant to N.J.A.C. 13:35-2B.4 (b), a licensee who has complied with the provisions of N.J.A.C. 13:35-2B.3 may perform the following procedures, provided the procedures are within the training and experience of both the supervising physician and the physician assistant , only when the supervising physician directs the licensee to perform the procedures or orders or prescribes the procedures, or the procedures are specified in a written protocol approved by the Board. Further, pursuant to N.J.A.C.13:35-2B.10 (4) (i) and (ii), the supervising physician personally reviews the charts ad patient records and countersigns all medical orders as

follows: i. In an inpatient setting within 24 hours of the physician assistant's entry of the physician assistant's entry of the order in the patient record; and ii. In an outpatient setting, within the maximum of seven days of the physician assistant's entry of the order in the patient record, except that in the case of any medical order prescribing or administering medication, a physician shall review and countersign the order within 48 hours of its entry by the physician assistant. Ms. Reyes will be so advised.

b. The Committee reviewed a fax from Carla Wagner, Health Net Federal Services inquiring as to whether a nurse practitioner and physician assistant can be a primary care provider in the State of New Jersey. It was the consensus of the Committee that based on the limited facts presented, additional information must be provided as to the meaning of primary care provider. Further, this fax will be referred to the Board of Nursing for its review as it relates to Nursing. A letter will be sent to Ms. Wagner requesting clarification of the definition of primary care provider along with a copy of the statutes and regulations which govern the practice of physician assistants in the State of New Jersey.

c. The Committee reviewed a fax from Virginia Comer, PA-C, Summit Breast Care, L. L. C., inquiring as to whether a physician assistant can bill as a sole practitioner for patients who receive counseling without seeing the physician. The consensus of the Committee that pursuant to N.J.A.C. 13:35-2B.4 (b) A licensee who has complied with the provisions of N.J.A.C. 13:35-2B.3 may perform the following procedures, provided the procedures are within the training and experience of both the supervising physician and the physician assistant , only when the supervising physician directs the licensee to perform the procedures or orders or prescribes the procedures, or the procedures are specified in a written protocol approved by the Board. Further, pursuant to N.J.A.C. 13:35-2B.10(b) (1) and (2), the physician assistant shall not render care unless the following conditions are met: 1. In an inpatient setting, the supervising physician or physician-designee is continuously or intermittently present on-site with constant availability through electronicic communications for consultation or recall; 2. In an outpatient setting, the supervising physician or physician-designee is constantly available through electronic communications for consultation or recall.

As to whether a physician assistant can bill as a sole practitioner, pursuant to N.JA.C. 13:35-2B.11(a) 8, (d) to the extent a physician assistant is charged with independent responsibility for the provision of information used to prepare bills and claim forms, such information shall accurately reflect the treatment or services rendered. Additionally, Ms. Comer should check with the insurance carrier as the Committee has no jurisdiction over billing. A letter will be sent to Ms. Comer so advising along with a copy of the statutes and regulations which govern the practice of physician assistants in the State of New Jersey.

d. The Committee reviewed a fax from Joseph Anselmo, PA-C, inquiring as to whether a physician assistant can deliver services to patients without the supervising physician on site. The Committee determined that pursuant to N.J.A.C. 13:35-2B.10(b) (1) and (2), the physician assistant shall not render care unless the following conditions are met: 1. In an inpatient setting, the supervising physician or physician-designee is continuously or intermittently present on-site with constant availability through electronic communications for consultation or recall; 2.In an outpatient setting, the supervising physician or physician-designee is constantly available through electronic communications for consultation or recall. A letter will be sent to Mr. Anselmo so advising along with a copy of the statutes and regulations which govern the practice of physician assistants in the State of New Jersey.

e. The Committee reviewed a fax from Dr. Norman Indich Office, inquiring as to whether in the State of New Jersey, a physician assistant can bill under their own name and professional title or under the covering physician name and title. It was the consensus of the Committee that based on the limited facts presented, Dr. Indich should check with the insurance carrier, as the Physician Assistant Advisory Committee has no jurisdiction over billing. A letter will be sent to Dr. Indich so advising.

f. The Committee reviewed a fax from Evelyn Gross, Deborah Heart and Lung Center inquiring as to whether consultations are within the Scope of Work for physician assistants practicing in the State of New Jersey. It was the consensus of the Committee that based on the limited facts presented, more information is required as it relates to the nature of consultation for a specific purpose. Further, pursuant to N.J.A.C. 13:35-2B.10, (1) and (2),

The physician assistant shall not render care unless the following conditions are met: 1. In an inpatient setting, the supervising physician or physician-designee is continuously or intermittently present on-site with constant availability through electronic communications for consultation or recall; 2 In an outpatient setting, the supervising physician or physician-designee is constantly available through electronic communications for consultation or recall. A letter will be sent to Ms. Gross requesting additional information regarding the specific consultation along with a copy of the statutes and regulations which govern the practice of physician assistants

IV. REVIEW OF THE BOARD OF MEDICAL EXAMINERS MINUTES AND AGENDA

a. The Committee reviewed the (Ratified) Open Board Minutes of the Board of Medical Examiners for May 12, 2004, as informational.

b. The Committee reviewed the (Ratified) Open Board Minutes Disciplinary- Matters of the Board of Medical Examiners for May 12, 2004, as informational.

c. The Committee reviewed the Open Board Agenda of the Board of Medical Examiners for July 14, 2004 , as informational.

d. The Committee reviewed the Open Board Agenda Disciplinary-Matters of the Board of Medical Examiners for July 14, 2004, as informational.

e. The Committee reviewed the (Ratified) Open Board Minutes of the Board of Medical Examiners for June 9, 2004, as informational.

f. The Committee reviewed the (Ratified) Open Board Minutes Disciplinary- Matters of the Board of Medical Examiners for June 9, 2004, as informational.

g. The Committee reviewed the Open Board Agenda of the Board of Medical Examiners for August 11, 2004, as informational.

h. The Committee reviewed the Open Board Agenda Disciplinary Matters of the Board of Medical Examiners for August 11, 2004, as informational.

V. LICENSURE ACTION

a. The Committee reviewed the Summary Action Report for Licensure Action taken from June 10, 2004 to August 12, 2004, as informational.

VI. LEGISLATION/REGULATION - FOR YOUR INFORMATION (FYI)

a. The Committee reviewed An Act, Chapter 214 concerning suicide, supplementing Title 30 of the revised Statutes and repealing Section 6 of P.L. 1985, c.195, which was faxed to Matthew McQuillan to be printed in the Physician Assistant Newsletter, as informational.

b. The Committee reviewed a report to the Physician Assistant Advisory Committee as it relates to Assembly Bills A321, A888, A1201 Aca (1R), A1743, A1883, A1985 Aca (1R) and Senate Bill S685 from January 1, 2004 thru June 30., 2004, as informational.

There being no other business to come before the Committee in Public Session, on a motion by Dr. Ibrahim,, seconded by Mary Kral, the Public Session was adjourned, and the Committee convened in Executive Session for the purpose of receiving counsel, to review three statistical reports and to review 43 applications.

The Committee reconvened in Public Session. The following licensure action was taken.

The Committee certifies that the following persons have applied for licensure; that the applications have been reviewed in detail; that all statutory requirements have been met; and that the applicants have been approved by

the Committee for licensure.

APPROVED (PERMANENT)

Annitto, Daniela
D'Alessio, Danielle
Filtrani, David
Friedman, Bella
Hoff, Jamie
Hooper, Kimberly
Hosein, Shah
Mueller, Chaya

The Committee certifies that these persons have applied for temporary licensure; that each application has been reviewed in detail; that all statutory requirements have been met, with the exception of the passing of the National Commission on Certification of Physician Assistants (NCCPA) examination; that the Committee recommends each applicant for temporary license with a permanent license to issue only upon successful completion of the National Commission on Certification of Physician Assistants (NCCPA) examination; that in the event of an unsuccessful result, the temporary license shall expire immediately upon notification to the licensee and practice as a physician assistant must cease.

APPROVED (TEMPORARY)

Bruno, Joseph
Christ, Diane
Christ, Peter
Freeman, Julia
Galloway, Laura

The Committee certifies that the following applications have been reviewed and were provisionally approved pending receipt of certain information. Upon receipt of the requested information, the Committee has authorized the Executive Director to review the documents for compliance with statutory requirements and approve for licensure.

PROVISIONALLY APPROVED (PERMANENT)

Bierman, Andrea
Blanchard, Kerry
Dabissierre, Marinique
DiPiero, Colette
Farmer, Amy
Hansel, Philip
Mudry, Michael
Murphy, Richard
Roman, Cindy
Scott, Kimberly
Sela, Sihana
Simons, Wendy
Smerina, Amber
Suri, Umara

PROVISIONALLY APPROVED (TEMPORARY)

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Bauck, Marissa
Bellazmin, Aquine
Coles, Raymond
Hamill-Keenan, Coleen
Hoosack, Donn
Kuchta, Jason

The Committee reviewed the following applications which were deferred due to lack of specific documents required by law. All deferred permanent and temporary applications must return to the Committee for review.

DEFERRED (PERMANENT)

Brown, Melva
Carone, Erica
Dixon, Adrienne
Gamao, Mary Anne
Khmelnitsky, Yelena
Patel, Niral
Reynolds, John
Simonetti, Sabrina

DEFERRED (TEMPORARY)

Elzomor, Walid
Huggle, Nancy

The next scheduled meeting is September 17, 2004. There being no other business to come before the Committee the meeting was adjourned at 12:30 P. M.

Respectfully submitted,

Physician Assistant Advisory Committee

Dorcas K. O'Neal
Executive Director