

State Board of Physical Therapy Examiners

Public Session Minutes

April 22, 2003

A regular meeting of the New Jersey State Board of Physical Therapy was held at 124 Halsey Street, Newark, New Jersey, in the Somerset Room, 6th Floor, on Tuesday, April 22, 2003. The meeting was convened in accordance with the schedule filed with the Secretary of State and was conducted in accordance with the provisions of the Open Public Meetings Act. Barry Inglett, Chairman of the Board, called the meeting to order at 9:40 a.m. and a roll call was taken and the following attendance was recorded:

LEE ANN GUENTHER, P.T.	Present
BARRY INGLETT, P.T.	Present
NANCY R. KIRSCH, P.T.	Present
DENNISE KRENCICKI, P.T.	Present
SCOTT NADLER, D.O.	Absent
GARY SAVANDER, P.T.	Present
JOHN WARD, P.T.	Present
KAREN E. WILK, P.T.	Present

Also present were: Susan H. Gartland, Executive Director; Carmen A. Rodriguez, Deputy Attorney General; Chanita R. Lucky, Assistant to the Executive Director; Kathy Mairella, President-APTA-NJ; Carol Mangini, APTA-NJ; Kenneth Mailly, APTA-NJ

I. APPROVAL OF THE MINUTES OF THE MARCH 25, 2003 BOARD MEETING

Upon a motion made by Karen Wilk, and seconded by Nancy Kirsch, the Board voted to accept the minutes of the March 25, 2003 Board meeting as amended. The motion carried by a unanimous vote.

II OLD BUSINESS:

A. NEW JERSEY REGISTER REVIEW-CHAIRMAN INGLETT

Chairman Inglett advised the Board that there was nothing pertaining to physical therapy in the April 9, 2003 New Jersey Register.

B. REVIEW OF STANDARDS FOR REFERRAL AND CONSULTATION

The Board reviewed and amended the Standards for Referral and Consultation.

Upon a motion made by Lee Ann Guenther and seconded by Nancy Kirsch, the Board voted to accept

the changes made to the Standards for Referral and Consultation. The motion carried by a unanimous vote.

III. INFORMATIONAL:

A. ARTICLE FROM THE HERALD NEWS RE: HEALTHSOUTH CEO

The Board considered this matter informational.

B. NJ STATE BOARD OF MEDICAL EXAMINERS-DISCIPLINARY MATTERS PENDING CONCLUSION-APRIL 9, 2003

The Board considered this matter informational.

C. NJ STATE BOARD OF MEDICAL EXAMINERS-OPEN BOARD AGENDA-APRIL 9, 2003

The Board considered this matter informational.

D. NJ STATE BOARD OF MEDICAL EXAMINERS-OPEN BOARD MINUTES-FEBRUARY 19, 2003

The Board considered this matter informational.

E. NJ STATE BOARD OF MEDICAL EXAMINERS-DISCIPLINARY MATTERS PENDING CONCLUSION-FEBRUARY 19, 2003

The Board considered this matter informational.

F. NJ STATE BOARD OF NURSING-NOTICE OF MEETING-APRIL 8, 2003

The Board considered this matter informational.

G. NJ ORTHOTICS AND PROSTHETICS BOARD OF EXAMINERS-PUBLIC SESSION AGENDA-APRIL 1, 2003

The Board considered this matter informational.

H. NJ BOARD OF CHIROPRACTIC EXAMINERS-PUBLIC SESSION AGENDA-MARCH 27, 2003

The Board considered this matter informational.

I. NJ BOARD OF CHIROPRACTIC EXAMINERS-PUBLIC SESSION MINUTES- JANUARY 23, 2003

The Board considered this matter informational.

J. CORRESPONDENCE FROM WILLIAM HATHERILL, CEO-FSBPT RE: NPTE CONTRACT

The Board considered this matter informational.

K. FEDERATION NEWS BRIEFS-APRIL 2003

The Board considered this matter informational.

L. FARB NEWS RELEASE ON FORUM: CLINICAL COMPETENCE

The Board considered this informational.

APPEARANCES:

T.O.E.F.L. WAIVERS:

1. Ms. Anna Rissa Balones

Anna Balones appeared before the Board to request a waiver of the TOEFL requirement for foreign-educated individuals applying for licensure.

Ms. Balones is applying for licensure by examination in the State of New Jersey. She was educated in the Philippines and received her professional as well as undergraduate education in the English language. Upon a motion made by Gary Savander and seconded by John Ward, the Board voted to grant Ms. Balones a waiver of the TOEFL requirement based upon the fact that her professional as well as undergraduate education was conducted in the English language and she demonstrated a proficiency in the English language. The motion carried by a unanimous vote.

2. Ms. Portia J. Burgos

Portia Burgos appeared before the Board to request a waiver of the TOEFL requirement for foreign-educated individuals applying for licensure.

Ms. Burgos is applying for licensure by examination in the State of New Jersey. She was educated in the Philippines and received her professional as well as undergraduate education in the English language.

Upon a motion made by Gary Savander and seconded by John Ward, the Board voted to grant Ms. Burgos a waiver of the TOEFL requirement based upon the fact that her professional as well as undergraduate education was conducted in the English language and she demonstrated a proficiency in the English language. The motion carried by a unanimous vote.

3. Mr. Lance Chen-Hayes

Lance Chen-Hayes appeared before the Board to request a waiver of the TOEFL requirement for foreign-educated individuals applying for licensure in New Jersey.

Mr. Chen-Hayes is applying for licensure by endorsement in the State of New Jersey. He was educated in China and received professional as well as undergraduate education in the English language. Mr. Chen-Hayes took the TOEFL examination ten years ago and received a passing score (TOEFL does not report scores beyond a two year time period).

Upon a motion made by Gary Savander and seconded by John Ward, the Board voted to grant Mr. Chen-Hayes a waiver of the TOEFL requirement based upon the fact that his professional as well as undergraduate education was conducted in the English language, he received a passing score on the TOEFL examination and he demonstrated a proficiency in the English language. The motion carried by a unanimous vote.

4. Mr. Jaffa Dadoun

Mr. Dadoun did not appear for the TOEFL Waiver.

5. Ms. Mary Libon-on

Mary Libon-on appeared before the Board to request a waiver of the TOEFL requirement for foreign-educated individuals applying for licensure in New Jersey.

Ms. Libon-on is applying for licensure by examination in the State of New Jersey. She was educated in the Philippines and received her professional as well as undergraduate education in the English language. Ms. Libon-on has plans to work in New Jersey.

Upon a motion made by Gary Savander and seconded by John Ward, the Board voted to grant Ms. Libon-on a waiver of the TOEFL requirement based on the fact that her professional as well as undergraduate education was conducted in the English language and she demonstrated a proficiency in the English language. The motion carried by a unanimous vote.

IV. NEW BUSINESS:

A. INQUIRY FROM NANCY MORASSA, P.T. RE: PHYSICAL THERAPY PRESCRIPTIONS

The Board reviewed the inquiry from Ms. Morassa, a physical therapist employed in a hospital. Ms. Morassa wrote to the Board to inquire whether a prescription for physical therapy from a physician assistant or nurse practitioner can be accepted. The Board will advise Ms. Morassa that as the new statute allows direct access for physical therapy care has been adopted, no prescription for physical therapy is required prior to care being initiated. However the Board will advise Ms. Morassa to inquire what the individual policy is concerning this matter at the hospital in which she is employed, as this may not affect the policy the hospital has in place regarding the acceptance of prescriptions from physician assistants and nurse practitioners.

B. MEMORANDUM FROM DARLEN KANE, BUDGET ANALYST-NJ DIVISION OF CONSUMER AFFAIRS-ADMINISTRATION RE: FY2003 BUDGET REPORT (1ST HALF)

The Board considered this matter informational.

C. CORRESPONDENCE FROM AVIVA GANS, P.T. RE: PHYSICAL THERAPY IN THE SCHOOL SYSTEM

The Board considered the correspondence from Ms. Gans, a physical therapist employed in the school system. Ms. Gans wrote the Board regarding the new statute regarding direct access and how it impacts physical therapy within the school system. The Board will advise Ms. Gans that the Board understands her concerns and is currently working to address this issue as it must be consistent with the physical therapy diagnosis, prognosis and intervention.

D. MEMORANDUM FROM AMERICAN REHABILITATION SERVICES, LLC RE: PHYSICIAN OWNED COMPANIES BILLING FOR REHAB SERVICES

The Board will forward this correspondence to the Board of Medical Examiners, as it contains information concerning physicians.

E. INQUIRY FROM SHARRIE RAPAGNA RE: DIRECT ACCESS

The Board considered an inquiry submitted by Ms. Rapagna, a physical therapist, who wrote to the Board to inquire how direct access will impact the duration of referrals for physical therapy. The Board will advise Ms. Rapagna that they are currently working on language that will clarify the new statute on direct access.

F. INQUIRY FROM CAROL MANGINI, P.T.-APTA-NJ RE: PEDIATRIC PHYSICAL THERAPY EXPERTISE

Carol Mangini, a physical therapist and APTA-NJ representative appeared before the Board to discuss concerns with the way the new statute on direct access will impact physical therapy care within the school system.

Ms. Mangini stated that previously when a prescription for physical therapy for a student was received, the physical therapist evaluated the student to determine if physical therapy treatment was necessary. The student was then evaluated at the end of the school year to determine whether goals were being met and whether the student can be discharged from physical therapy treatment or requires continued care. The new statute regarding direct access eliminates the need for a physician referral prior to physical therapy treatment.

Ms. Mangini stated that the new statute poses many concerns among physical therapists employed in the school system who are bound by not only the New Jersey State Board of Physical Therapy but also then State Board of Education.

The Board thanked Ms. Mangini for appearing before the Board and communicating these concerns and advised her that it is the responsibility of the physical therapist to inform the parents of students receiving physical therapy that such treatment is being rendered, when permitted. The Board also advised Ms. Mangini that the Board is currently working on regulations regarding prescriptions and referrals for physical therapy in the school system and will consider her input when drafting such regulations.

APPLICATIONS APPROVED BY THE BOARD:

1. Mary Libo-on-PT-Examination
2. Lance Chen-Hayes-PT-Endorsement/NY/IL
3. Anna Rissa Balones-PT-Examination
4. Portia J. Burgos-PT-Examination
5. Amparo Adviento-PT-Endorsement/NY
6. Fe Almero-PT-Endorsement/NY
7. Esperanza M. Barsola-PT-Endorsement/NY
8. Sharon R. Bernanrdez-PT-Endorsement/NY
9. Charina A. Conferido-PT-Endorsement
10. Genevieve O. Dinsay-PT-Endorsement/NY/CO
11. Mariela H. Francisco-PT-Endorsement/NY
12. Chase Nograles-PT-Endorsement/IN
13. Lovelyn O. Ravago-PT-Endorsement/IN

14. Hebshiba R. Sering-PT-Endorsement/NY
15. Jayson I. Ceribo-PT-Examination
16. Edna V. Reyes-PT-Examination
17. William Rey Yap-PT-Examination
18. Loraine R. Ruiz-PT-Examination
19. Glenmar N. Nisperos-PT-Examination
20. Maria C. Mangaoang-PT-Examination
21. Jeanalynne C. Villegas-PT-Examination
22. Shirley O. Cabrera-PT-Examination
23. Ryan A. Mangubat-PT-Examination
24. Leonid W. Ocana-PT-Examination
25. Merriam R. Pagcaliwagan-PT-Examination
26. Michelle S. Palayan-PT-Examination

ADJOURNMENT:

Upon a motion made by Nancy Kirsch and seconded by John Ward, the Board voted to adjourn Public Session and to go into Executive Session to discuss the following matters involving investigations or violations of the Board's enabling act, the Uniform Enforcement Act and/or Board regulations.

1. Nine complaints or matters filed with the Board which require review and additional recommendations with regard to investigation and/or actions.
2. Five matters where additional information has been submitted to the Board concerning pending investigations.

Respectfully submitted,

Susan H. Gartland, Executive Director
