

**NEW JERSEY
STATE BOARD OF PHYSICAL THERAPY EXAMINERS**

PUBLIC SESSION MINUTES

April 27, 2004

A regular meeting of the New Jersey State Board of Physical Therapy Examiners was held at 124 Halsey Street, Newark, New Jersey, in the Somerset Room, 6th Floor, on Tuesday, April 27, 2004. The meeting was convened in accordance with the provisions of the Open Public Meetings Act. Nancy Kirsch, Chairperson of the Board, called the meeting to order at 9:37 a.m. and a roll call was taken and the following attendance was recorded:

BARRY INGLETT, P.T. Present
MARY B. BROWNE, P.T. Present
NANCY R. KIRSCH, P.T. Present
DENNISE KRENCICKI, P.T. Present
GARY SAVANDER, P.T. Present
JOHN WARD, P.T. Excused
KAREN E. WILK, P.T. Present

Also present were: Susan H. Gartland, Executive Director; Carmen A. Rodriguez, Deputy Attorney General; Lora Sellmeyer, Assistant to the Executive Director Members of the public: Kathy Mairella, President-APTA-NJ; Leslie Soulen, APTA-NJ; Kenneth Mailly, PT; Antonio Pugliese, D.C. ; Bill Bonsall, D.C.

PUBLIC COMMENT:

I. APPROVAL OF THE MINUTES OF THE MARCH 23, 2004 BOARD MEETING

Upon a motion made by Gary Savander and seconded by Karen Wilk, the Board voted to accept the minutes of the March 23, 2004 Board meeting as amended. The motion carried by a unanimous vote.

II . OLD BUSINESS:

A. CORRESPONDENCE FROM THEODOSIA TAMBERLANE, ESQ ON BEHALF OF ALEXANDER IVASHENKO

The Board received correspondence from Ms. Theodosia Tamborlane, Esq. who is representing Alexander Ivashenko. Mr. Ivashenko is petitioning for reinstatement of his physical therapy license. On May 17, 1999 a Consent Order was filed to revoke Mr. Ivashenko's license. The Board scheduled a reinstatement hearing for June 8, 2004.

III . INFORMATIONAL:

A. NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS- OPEN BOARD MINUTES FEBRUARY 11, 2004

This matter was considered informational.

B. NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS- OPEN BOARD AGENDA APRIL 14, 2004 (INCLUDED ARE COPIES OF ADOPTED BILLS S557, A50 AND PENDING BILL S647)

This matter was considered informational.

C. NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS- OPEN MINUTES DISCIPLINARY

MATTERS PENDING CONCLUSION FEBRUARY 11, 2004

This matter was considered informational.

D. NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS- OPEN AGENDA DISCIPLINARY
MATTERS PENDING CONCLUSION APRIL 14, 2004

This matter was considered informational.

E. APTANJ- RESPONSE TO PETITION TO THE BOARD OF CHIROPRACTIC EXAMINERS FROM
KATHLEEN MAIRELLA, PT

This matter was considered informational.

F. NEW JERSEY LEGISLATIVE JOURNAL- MARCH 22, 2004

This matter was considered informational.

G. FEDERATION FORUM WINTER 2004

This matter was considered informational.

H. FSBPT- NPTE NEWSBRIEFS FOR FACULTY

This matter was considered informational.

I. COMMISSION ON GRADUATES OF FOREIGN NURSING SCHOOLS

This matter was considered informational.

J. APTANJ- KATHY MAIRELLA, PT

This matter was considered informational.

IV . APPEARANCES:

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

1. Carlo Magno De Castro

Carlo Magno De Castro appeared before the Board to request a waiver of the TOEFL requirement for foreign-educated individuals applying for licensure. Mr. De Castro is applying for licensure as a physical therapist by endorsement in the State of New Jersey. He was educated in the Phillipines and received his professional as well as undergraduate education in the English language. He is licensed in New York.

Upon a motion made by Barry Inglett and seconded by Gary Savander, the Board voted to grant Mr. De Castro a waiver of the TOEFL requirement based upon the fact that his professional as well as his undergraduate education was conducted in the English language and he demonstrated proficiency. The motion carried by a unanimous vote.

2. Ronald Sales

Ronald Sales appeared before the Board to request a waiver of the TOEFL requirement for foreign-educated individuals applying for licensure. Mr. Sales is applying for licensure as a physical therapist by endorsement in the State of New Jersey. He was educated in the Phillipines and received his professional as well as undergraduate education in the English language. Mr. Sales is licensed in New York and Indiana .

Upon a motion made by Barry Inglett and seconded by Gary Savander, the Board voted to grant Mr. Sales a waiver of the TOEFL requirement based upon the fact that his professional as well as his undergraduate education was conducted in the English language and he demonstrated proficiency. The motion carried by a unanimous vote.

VII. NEW BUSINESS:

D. INQUIRY IN REFERENCE TO CORPORATE PRACTICE

The Board reviewed an e-mail from an individual named Jason, forwarded to the Board by Citizens Services at the Department of Health. He would like to open an outpatient physical therapy practice and was inquiring as to whether there were any health related permits and licenses he would need. The Board will advise Jason to contact a professional association such as the APTANJ for guidance.

E. CORRESPONDENCE FROM APERTURE CREDENTIALING AGENCY

The Board reviewed and responded to the questionnaire sent by Aperture regarding requirements for licensure in New Jersey and verification of education.

F. FSBPT - ELECTION OF DELEGATE AND ALTERNATE DELEGATE TO FSBPT'S ANNUAL MEETING

The Board voted to elect Nancy Kirsch as Delegate and Mary Browne as Alternate Delegate for the annual FSBPT meeting held September 10-13, 2004.

Upon a motion made by Dennise Krencicki and seconded by Barry Inglett, the Board voted to elect Nancy Kirsch as the Delegate and Mary Browne as the Alternate Delegate to represent the New Jersey State Board of Physical Therapy Examiners at the annual FSBPT meeting.

G. INQUIRY FROM KEN MAILLY, PT IN REGARDS TO THE DIVISION OF FEES, PAYMENTS AND REFERRALS

The Board will discuss this matter at the June 8, 2004 Board meeting.

H. INQUIRY FROM ROY BARSOLA, PT IN REGARDS TO THE USE OF PULSE OXIMETER

The Board reviewed correspondence from Roy Barsola, PT in reference to pulse oximetry. The Board will advise Mr. Barsola that pulse oximetry is part of the entry level education of physical therapy and no order is needed.

ADJOURNMENT:

Upon a motion made by Karen Wilk and seconded by Mary Browne 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. Five complaints or matters filed with the Board which require review and additional recommendations with regard to investigations and/or actions.
2. Ten matters where additional information has been submitted to the Board concerning pending investigations.

Respectfully submitted,

Susan H. Gartland, Executive Director

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