

# **New Jersey State Board of Physical Therapy**

## **Public Session Minutes**

**May 28, 2002**

A regular meeting of the New Jersey State Board of Physical Therapy was held at 124 Halsey Street, Somerset Room, 6th Floor, on Tuesday, May 28, 2002. 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 G. Inglett, P.T., Chairman of the Board** called the meeting to order at 9:40 a.m. A roll call was taken and the following attendance was recorded:

CATHERINE M CLANCY Present  
LEE ANN GUENTHER, P.T. Present  
BARRY INGLETT, P.T. Present  
DENNISE KRENCICKI, P.T. Present  
LESLIE K. MARCKS, P.T. Present  
SCOTT NADLER, D.O. Present  
GARY R. 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 Director; Kenneth Mailly, APTA-NJ representative.**

### **IV. APPROVAL OF THE MINUTES OF THE APRIL 23, 2002 BOARD MEETING**

Upon a motion made by John Ward and seconded by Dr. Nadler, the Board voted to accept the minutes of the April 23, 2002 Board meeting as amended. The motion carried by a unanimous vote.

### **V. OLD BUSINESS:**

#### **A. NEW JERSEY REGISTER REVIEW-CHAIRMAN INGLETT**

Chairman Inglett advised the Board that there was nothing pertaining to physical therapy in the May 6, 2002 New Jersey Register that was not already listed on the agenda.

#### **B. CORRESPONDENCE FROM BLAIR J. PACKARD, PT, PRESIDENT, FSBPT RE: UNIFORM PATHWAY**

The Board reviewed the response from Mr. Packard regarding the Board's concerns with the Uniform Pathway concept. The Board will continue to monitor the FSBPT and the direction of this concept.

#### **C. CORRESPONDENCE FROM CAROL A. WEIL, ESQ. RE: IRENE-HARRIS POOLE**

The Board considered this matter informational.

#### **D. CORRESPONDENCE FROM MADELINE DENLINGER, RN RE: WOUND CARE**

The Board considered an inquiry from Ms. Denlinger, a physical therapist employed in an out-patient physical

therapy facility, regarding wound care. Ms. Denlinger has previously written to the Board seeking direction on this matter. The Board informed her that it is permissible for a physical therapist to perform wound care as long as there is a prescription in place that specifies it is a necessary part of the plan of care for the patient, The Board also advised Ms. Denlinger that the New Jersey Physical Therapy Statutes and Regulations do not place specific limitations on wound care, however, the Board considers it within the scope of practice so long as it is not invasive. Ms. Denlinger contacted the Board again for specific examples on when it is appropriate to perform wound care. The Board will inform her that hypothetical situations as presented are not answered by the Board and that the therapist must provide a specific inquiry for the Board's review.

## **APPEARANCES:**

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

#### **1. Ms. Neelam Kumar**

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

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

**Upon a motion made by Gary Savander and seconded by Dennise Krencicki, the Board voted to grant Ms. Kumar 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. Mr. James Danagan**

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

Mr. Danagan is applying for licensure by examination in the State of New Jersey. He was educated in the Philippines and received his professional as well as undergraduate education in the English language. Mr. Danagan took the TOEFL examination in 1996 and received a score of 620 (with the passing score being 550) Mr. Danagan has plans to work in New Jersey.

**Upon a motion made by Gary Savander and seconded by Dennise Krencicki, the Board voted to grant Mr. Danagan 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 (TOEFL does not report scores after two years) and he demonstrated a proficiency in the English language. The motion carried by a unanimous vote.**

#### **3. Mr. Jules De La Calzada**

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

Mr. Calzada is applying for licensure by endorsement in the State of New Jersey. He was educated in the Philippines and received his professional as well as undergraduate education in the English language. Mr. Calzada took the TOEFL examination in 2000 and received a score of 223 (with the passing score being 213) Mr. Calzada has plans to work in New Jersey.

**Upon a motion made by Gary Savander and seconded by Dennise Krencicki, the Board voted to grant Mr. Calzada 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 (TOEFL does not report scores after two years) and he demonstrated a proficiency in the English language. The motion carried by a unanimous vote.**

#### **4. Ms. Adhlakha Shruti**

Ms. Adhlakha Shruti appeared before the Board to request a waiver of the TOEFL requirement for foreign-educated individuals applying for licensure in New Jersey.

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

**Upon a motion made by Gary Savander and seconded by Dennise Krencicki, the Board voted to grant Ms. Shruti 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.**

## **VI. INFORMATIONAL:**

### **A. DIVISION OF CONSUMER AFFAIRS-NJ STATE BOARD OF ACCOUNTANCY-LICENSE REQUIREMENTS; RENEWALS; SUSPENDED LICENSE; REINSTATEMENT-ADOPTED AMENDMENTS; N.J.A.C. 13:39-1.11 AND 2.3**

The Board considered this matter informational.

### **B. NJ BOARD OF CHIROPRACTIC EXAMINERS-PUBLIC SESSION AGENDA-MAY 23, 2002**

The Board considered this matter informational.

### **C. NJ BOARD OF CHIROPRACTIC EXAMINERS-PUBLIC SESSION MINUTES-MARCH 21, 2002**

The Board considered this matter informational.

### **D. FEDERATION NEWS BRIEFS-MAY 2002-VOLUME 4, NO. 5**

The Board considered this matter informational.

### **E. CORRESPONDENCE FROM PATRICIA POLANSKY, DIRECTOR, NJ BOARD OF NURSING**

The Board considered this matter informational.

### **F. CHANGE OF MEETING DATE-NJ OCCUPATIONAL THERAPY ADVISORY COUNCIL**

The Board considered this matter informational.

### **G. NJ BOARD OF MEDICAL EXAMINERS-OPEN BOARD AGENDA-MAY 8, 2002**

The Board considered this matter informational.

### **H. NJ BOARD OF MEDICAL EXAMINERS-OPEN BOARD MINUTES-MARCH 13, 2002**

The Board considered this matter informational.

### **I. NJ BOARD OF MEDICAL EXAMINERS-DISCIPLINARY MATTERS PENDING CONCLUSION-MARCH 13, 2002**

The Board considered this matter informational.

**J. FEDERATION NEWS BRIEFS-APRIL 2002-VOLUME 4, NO. 4**

The Board considered this matter informational.

**K. NJ BOARD OF CHIROPRACTIC EXAMINERS-PUBLIC SESSION AGENDA-APRIL 25, 2002**

The Board considered this matter informational.

**L. CORRESPONDENCE FROM BLAIR J. PACKARD, P.T., PRESIDENT, FSBPT RE: STANDARDS OF COMPETENCE**

The Board considered this matter informational.

**M. CORRESPONDENCE FROM STACY MENDOZA, FSBPT RE: STANDARDS OF COMPETENCE**

The Board considered this matter informational.

**VII. NEW BUSINESS:**

**A. CORRESPONDENCE FROM TEXAS BOARD OF PHYSICAL THERAPY RE: AMENDMENTS TO FSBPT BYLAWS**

The Board reviewed the correspondence from the Texas Board of Physical Therapy regarding amendments to the FSBPT bylaws and determined to accept the Texas Board comments in principle.

**Upon a motion made by Gary Savander and seconded by John Ward, the Board will notify the Texas Board of Physical Therapy that we accept, in principle, their comments in regards to the FSBPT bylaws. The motion carried by a unanimous vote.**

**B. CORRESPONDENCE FROM OHIO BOARD OF PHYSICAL THERAPY RE: AMENDMENTS TO FSBPT BYLAWS**

The Board reviewed the correspondence from the Ohio Board of Physical Therapy regarding amendments to the FSBPT bylaws and determined to accept the comments with recommended changes to be made.

**Upon a motion made by Dennise Krencicki and seconded by Leslie Marcks, the Board voted to notify the Ohio Board of Physical Therapy that we accept their comments in regard to the FSBPT bylaws, pending approval of our proposed changes. The motion carried by a unanimous vote.**

**C. DIVISION OF CONSUMER AFFAIRS-STATE BOARD OF RESPIRATORY CARE-PROPOSED RE-ADOPTION WITH AMENDMENTS: N.J.A.C. 13:44F**

The Board considered this matter informational.

**D. INQUIRY FROM GRAUBARD MILLER, ESQ. RE: BUSINESS PRACTICES**

The Board reviewed an inquiry submitted by Mr. Miller, an attorney, regarding business practices. The Board will inform Mr. Miller that although a physical therapist may establish a limited liability company for their business, the statutes and regulations are silent on business practices.

**E. INQUIRY FROM S. GEOLINGO, P.T./R. BAADKAR, P.T. RE: SCOPE OF PT PRACTICE**

The Board considered an inquiry from Ms. Geolingo and Ms. Baadkar, physical therapists employed in an

outpatient facility, regarding whether or not physical therapists may recommend the use of shower chairs for disabled patients. The Board will inform the therapists that this is permissible; however, physical therapist assistants may not recommend these as this is considered a part of an evaluation and an assessment and therefore outside the physical therapist assistants authorized scope of practice.

**F. MEMO FROM CHERYL GAUDIN (LOUISIANA STATE BOARD OF PT EXAMINERS) RE: DRAFT MOTION**

The Board considered this matter informational.

**ADJOURNMENT:**

**Upon a motion made by Gary Savander and seconded by Karen Wilk, 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 the Board's regulations.**

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

Respectfully submitted,

---

Susan H. Gartland, Executive Director

---