

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

## **PUBLIC SESSION MINUTES October 28, 2003**

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, October 28, 2003. The meeting was convened 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:

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.	Present
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; Kenneth Mailly, APTA-NJ; Greg Doerr, D.C.; Bob Haley, D.C.

## **I. APPROVAL OF THE MINUTES OF THE SEPTEMBER 23, 2003 BOARD MEETING**

Upon a motion made by Nancy Kirsch and seconded by John Ward, the Board voted to accept the minutes of the September 23, 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 New Jersey Register that was not already listed on the agenda.

### **B. REVIEW OF AMENDMENTS AND REGULATIONS**

This matter was considered informational.

### **C. ENFORCEMENT BUREAU REPORT- EUGENE MCGLOIN SENTENCING**

This matter was considered informational.

## **D. EDUCATION REQUIREMENTS**

Dennise Krencicki and Nancy Kirsch have volunteered to put together a policy on educational standards for physical therapists educated in non-CAPTE approved masters and doctoral programs.

## **E. LETTER FROM CHRISTOPHER GRANDE - DISCIPLINARY ACTION**

The Board reviewed a request from Christopher Grande, physical therapist who asked the Board to reverse a decision made in 1992 taking disciplinary action against his license. After careful review of documents provided by Mr. Grande and documents in his file the Board determined that there was cause for action and that the Board is not able to withdraw. The action taken against his license in 1992 will remain a permanent part of his record.

Upon a motion made by Nancy Kirsch and seconded by Gary Savander the Board voted to take no action to withdraw the disciplinary action against Mr. Grande from 1992. The action will remain a permanent part of his record. The motion carried by a unanimous vote.

## **III INFORMATIONAL:**

### **A. NEW JERSEY BOARD OF CHIROPRACTIC EXAMINERS- PUBLIC SESSION AGENDA SEPTEMBER 25, 2003**

The Board considered this matter informational.

### **B. NEW JERSEY BOARD OF CHIROPRACTIC EXAMINERS- PUBLIC SESSION AGENDA OCTOBER 23, 2003**

The Board considered this matter informational.

### **C. NEW JERSEY BOARD OF CHIROPRACTIC EXAMINERS- PUBLIC SESSION MINUTES JULY 24, 2003**

The Board considered this matter informational.

### **D. APTANJ - DOCUMENT FROM NEW JERSEY DEPARTMENT OF HEALTH AND SENIOR SERVICES**

The Board considered this matter informational.

### **E. ORTHOTICS AND PROSTHETICS BOARD OF EXAMINERS- MEETING CHANGE DATE**

The Board considered this matter informational.

### **F. PROPOSED NEW RULES: N.J.A.C. 13:45A-27 - NEW JERSEY UNIFORM PRESCRIPTION BLANKS PROGRAM**

The Board considered this matter informational.

### **G. BOARD OF CHIROPRACTIC EXAMINERS PROPOSED AMENDMENT: N.J.A.C. 13:44E-2.7 PROPOSED NEW RULE: N.J.A.C. 13:44E2.7A**

The Board considered this matter informational.

### **H. BOARD OF NURSING**

**PROPOSED NEW RULES: N.J.A.C. 13:37-16**  
**PROPOSED AMENDMENT: N.J.A.C. 13:37-5.5**

The Board considered this matter informational.

**IV APPEARANCES:**  
**T.O.E.F.L. WAIVERS:**

**1. Homer Escobar**

Homer Escobar appeared before the Board to request a waiver of the TOEFL requirement for foreign-educated individuals applying for licensure. Mr. Escobar 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 his undergraduate education in the English language. He took the TOEFL three years ago and received a score of 250. Mr. Escobar is licensed in New York and Indiana. He has plans to work in New Jersey.

Upon a motion made by Gary Savander and seconded by John Ward, the Board voted to grant Mr. Escobar 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 a proficiency in the English language. The motion carried by a unanimous vote.

**2. Fannie Castellano**

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

Ms. Castellano is applying for licensure by examination in the State of New Jersey. She was educated in the Phillipines and received her professional as well as undergraduate education in the English language. She took the TOEFL in September but received a failing score of 200. Ms. Castellano 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. Castellano a waiver of the TOEFL requirement based upon the fact that her professional as well as her 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. Elisio Babia**

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

Mr. Babia is applying for licensure 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. Babia is licensed in New York. He has plans to work in New Jersey.

Upon a motion made by Gary Savander and seconded by John Ward, the Board voted to grant Mr. Babia 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 a proficiency in the English language. The motion carried by a unanimous vote.

**4. Celeste Cerna**

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

Ms. Cerna 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. She took the TOEFL over 2 years ago and received a passing score of 240. She 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. Cerna a waiver of the TOEFL requirement based upon the fact that her professional as well as her undergraduate education was conducted in the English language and she demonstrated a proficiency in the English language. The motion carried by a unanimous vote.

## **V. NEW BUSINESS:**

### **A. INQUIRY FROM AMANDA J. HUGGARD, PT**

The Board reviewed an inquiry from Ms. Hoffman, a physical therapist, who asked 3 questions in reference to orthotics. The Board will advise Ms. Huggard that a physical therapist can evaluate and fit an orthotic device but cannot prescribe. The Board will send Ms. Huggard a copy of the Orthotist and Prosthetist Licensing Act.

### **B. INQUIRY FROM KIM ROGERS, PTA**

The Board reviewed an inquiry from Ms. Kim Rogers, a physical therapist assistant, who asked if it is within the scope of practice for a physical therapist assistant to perform wound care and selective debridement. The Board will advise Ms. Rogers that a physical therapist assistant may assist the physical therapist with wound care under their direct supervision. Since selective debridement requires a continual evaluation and assesment only the physical therapist can do selective debridement.

### **C. REVIEW BOARD POLICY ON THE ACCEPTANCE OF REFERRALS FROM NURSE PRACTITIONERS**

The Board of Physical Therapy's policy on Nurse Practitioners is being withdrawn. The Board has determined that since direct access went into effect there is no longer a need to have a referral for physical therapy in order to treat and the policy is no longer necessary.

Upon a motion made by Gary Savander and seconded by Nancy Kirsch, the Board voted to withdraw the current policy on Referrals From Nurse Practitioners. The motion carried by a unanimous vote.

### **D. INQUIRY FROM JANET CUMBERLAND, PT**

The Board reviewed an inquiry from Janet Cumberland, a physical therapist ,regarding the use of CPT codes for physical therapy. The Board will advise Ms. Cumberland that she needs to contact the American Medical Association, publisher of the CPT codes for a specific explanation of the codes in question since the CPT codes are defined by them. The Board would also advise Ms. Cumberland that the APTA sponsors a course on the use of codes in billing.

## **ADJOURNMENT:**

Upon a motion made by Nancy Kirsch 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 Board regulations.

1. Two complaints or matter filed with the Board which require review and additional recommendations with regard to investigations and/or actions.

2. Nine matters where additional information has been submitted to the Board concerning pending investigations.

Respectfully submitted,

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Susan H. Gartland, Executive Director