



CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
New Jersey State Board of Physical Therapy Examiners
124 Halsey Street, 6th Floor, Newark, NJ 07102



JOHN J. HOFFMAN
Acting Attorney General

ERIC T. KANEFSKY
Director

NEW JERSEY STATE BOARD OF PHYSICAL THERAPY EXAMINERS

PUBLIC SESSION MINUTES

September 24, 2013

Mailing Address:
P.O. Box 45014
Newark, NJ 07101
(973) 504-6455

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 Conference Room, 6th Floor, on Tuesday September 24, 2013. The meeting was convened in accordance with the provisions of the Open Public Meetings Act. **Karen Wilk, Chairperson of the Board**, called the meeting to order at 9:35 A.M. and a roll call was taken and the following attendance was recorded:

BARBARA J. BEHRENS, P.T.A.	Present
DAVID BERTONE, PT	Present
JEAN BICKAL, ESQ	Present
MARY B. BROWNE, P.T.	Present
NANCY KIRSCH, P.T.	Present
CINDY MOORE, P.T.	Present
SUSAN M. QUICK	Excused
BETH SARFATY, PT	Present
KAREN WILK, P.T.	Present

Also present were: **John Hugelmeyer, Deputy Attorney General; Lisa Tadeo, Executive Director; Gerard Tobia, Board Staff**

Members of the public: Jessica Fulmino, PT; Cathy Chin, representative of Select Medical; Vincent Buttaci, Esq.

PUBLIC COMMENT

IV. APPROVAL OF THE MINUTES OF JULY 23, 2013 BOARD MEETING

A motion was made by Nancy Kirsch and seconded by Barbara J. Behrens to accept the minutes of the July 23, 2013 Board meeting as amended. A vote was taken and the motion carried by a unanimous vote.

V. NEW BUSINESS

A. Continuing Education Course Reviewers' Recommendations

The Board reviewed the recommendations of the course reviewers at Rutgers, The State University of New Jersey formerly the University of Medicine and Dentistry of New Jersey (UMDNJ) for continuing education courses submitted by sponsors for the Board's approval.

A motion was made by Mary Browne and seconded by Barbara J. Behrens to accept the course reviewer's recommendations as presented. The 85 approved courses will be posted on the New Jersey State Board of Physical Therapy Examiners' website. The 7 courses that were denied did not meet all the requirements set forth in N.J.A.C. 13:39A-9 et seq. A vote was taken and the motion carried by a unanimous vote.

- B. Inquiry from Travis King, PT
RE: Direct Access

Mr. King inquired whether the regulation, N.J.A.C. 13:39A-2.5(b), "Not more than 30 days from the date of initial treatment of functional limitation or pain, a licensed physical therapist shall inform the patient's licensed health care professional of record regarding the patient's plan of care. In the event there is no identified licensed health care professional of record, the licensed physical therapist shall recommend that the patient consult with a licensed health care professional of the patient's choice", is required for wellness/prevention plan of care.

A motion was made by Nancy Kirsch and seconded by Barbara J. Behrens to advise Mr. King that the regulation applies to all patients seen by the physical therapist in a professional capacity. A vote was taken and the motion carried by a unanimous vote.

- C. Inquiry from Shirley Lay-Cruz,PT
RE: Supervision

Ms. Lay-Cruz inquired about the ratio of physical therapist supervising physical therapist assistants and co-signing notes of physical therapist assistants.

A motion was made by Barbara J. Behrens and seconded by Cindy Moore to advise Ms. Lay-Cruz that the physical therapist who is supervising the physical therapist assistant must sign the note written by the physical therapist assistant. The physical therapist who evaluated the patient need not be the physical therapist who is supervising the physical therapist assistant who treated the patient. The ratio of physical therapists to physical therapist assistants shall not exceed the ratio of one licensed physical therapist to two licensed physical therapist assistants at any one time. A vote was taken and the motion carried by a unanimous vote.

- D. Inquiry from Catherine Perez, PT
RE: Electromyography

Ms. Perez inquired whether New Jersey licensed physical therapists are permitted to perform electromyography.

A motion was made by Nancy Kirsch and seconded by Mary Browne to advise Ms. Perez that pursuant to N.J.S.A. 45:9-5.2 Needle electromyography, interpretation restricted to physicians, surgeons states that only medical physicians and surgeons can perform electromyography. A vote was taken and the motion carried by a unanimous vote.

- E. Letter from the Institute for Natural Resources
RE: Women's Health & Physical Fitness Course

The course, "Women's Health and Physical Fitness" was denied because the speaker's resume did not substantiate qualifications to teach the subject. The Institute for Natural Resources provided the Board with an updated resume of Barbara Sternberg's resume and asked the Board to reconsider their denial of the course.

A motion was made by Cindy Moore and seconded by David Bertone to reaffirm the denial of the course as the updated resume did not substantiate qualifications to teach the subject. A vote was taken and the motion carried by a unanimous vote.

- F. Letter from the Institute of Advanced Musculoskeletal Treatments
RE: Course "Dynamic Taping"

The Board reviewed a letter from Jessica Hopkins (Operational Coordinator) from the Institute of Advanced Musculoskeletal Treatments regarding the Board's denial of the course, "Dynamic Taping". The Board denied the course as it appeared that it was not offered on a nondiscriminatory basis. Ms. Hopkins informed the Board that the course was offered on a nondiscriminatory basis as the course notification was e-mailed to over 3,000 physical therapists. The Institute of Advanced Musculoskeletal Treatments provided the Board with the e-mail that was sent notifying physical therapists and physical therapist assistants about this particular course.

A motion was made by David Bertone and seconded by Jean Bickal to approve the course, "Dynamic Taping" based on the additional information provided. A vote was taken and the motion carried by a unanimous vote.

- G. Board Discussion

- 1. Federation of State Boards of Physical therapy
Coursework Tool 4 and Coursework Tool 5

A motion was made by Mary Browne and seconded by Jean Bickal to accept coursework tool 5 for applicants who graduated after June 30, 2009 and Retro Tools for those who graduated on or before to June 30, 2009. A vote was taken and the motion carried by a unanimous vote.

- 2. Federation of State Boards of Physical Therapy
Value of the Minimum Data Set

The Federation of State Boards of Physical Therapy (FSBPT) and the American Physical Therapy Association are collaborating with the National Center for Health Workforce Analysis to create a minimum data set that will facilitate enhanced data collection to describe the physical therapist and physical therapist assistant workforce.

The FSBPT has asked the New Jersey State Board of Physical Therapy Examiners to participate in the collection of data by conducting a workforce survey during its licensure renewal.

A motion was made by Nancy Kirsch and seconded by Jean Bickal to strongly support the workforce survey. The Board inquired whether this survey can be conducted during this upcoming renewal. A vote was taken and the motion carried by a unanimous vote.

3. Federation of State Boards of Physical Therapy
Basis for Disciplinary Action Definitions and Descriptions

The Board reviewed the Federation of State Boards of Physical Therapy's basis for disciplinary action definitions and descriptions. The FSBPT has a licensure and disciplinary database which serves as an alert mechanism for physical therapy licensing boards. If a licensee holds multiple licenses and gets disciplined in one jurisdiction, FSBPT will alert the other jurisdictions in which the individual is licensed.

A motion was made by David Bertone and seconded by Cindy Moore to strongly support the reporting to the FSBPT's licensure and disciplinary database. A vote was taken and the motion carried by a unanimous vote.

4. Federation of State Boards of Physical Therapy
2013 State Board/Agency Reports

The Federation of State Boards of Physical Therapy (FSBPT) asked the Board if there were any topics that they would like included at the Annual meeting.

The Board will advise the FSBPT that they would like the topics of wellness, dry needling and women's health to be included.

VII. FOR YOUR INFORMATION

A. Consent Order filed August 6, 2013
In the matter of Aleksandr Kharkover, PT

The Board filed a Consent Order on August 6, 2013 in the matter of Aleksandr Kharkover, PT. The Board considers this matter to be concluded.

B. Consent Order filed August 23, 2013
In the matter of Mary Glynn, PT

The Board filed a Consent Order on August 23, 2013 in the matter of Mary Glynn, PT. The Board considers this matter to be concluded.

C. Consent Order filed July 23, 2013
In the matter of Michael G. Murray, PTA

The Board filed a Consent Order on July 23, 2013 in the matter of Michael G. Murray, PTA. The Board considers this matter to be concluded.

D. National Physical Therapy Examination
Comment Summary and Candidate Satisfaction Survey Report

The Board reviewed the National Physical Therapy Examination comment summary and candidate satisfaction survey report and considered it informational.

E. Federation of State Boards of Physical Therapy
August 2013 News Brief

The Board reviewed the Federation of State Boards of Physical Therapy August 2013 News Brief and considered it informational.

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

1. Four matters filed with the Board, which require review and additional recommendations with regard to investigations and/or actions.
2. Eleven matters where additional information has been submitted to the Board concerning pending investigations.

APPLICATIONS APPROVED BY THE BOARD

1. Maryumi Fabros Batario
2. Muhammad Shafiq
3. Leziel Nabunat
4. Amrita Singh
5. Kharisma Paje
6. Dhara Kapadia
7. Edgar Cuevas
8. Sarah Bondoc
9. Merla Corpuz
10. Zielah Silva-Brioso
11. Gaurav Kekatpure
12. Vini Jain
13. Rupangi Vyas
14. Hiral Upadhway
15. Rosana Manansala
16. Jordan Serrano
17. Luther Delera
18. Thaila Neis
19. Noelle Flores
20. Lucy dempsey
21. Grace Alkuino
22. Marian Soriano
23. Harvey Bautista
24. Dipika Patel
25. Farida Manuel

26. Divya Chetan
27. Maria Ramos
28. Kena Vora

APPLICATIONS NOT APPROVED BY THE BOARD

1. Anah Mamay
2. Alisha Joshi
3. Genelyn Pinera
4. David Raj
5. Shikha Sharma
6. Apurva Sarolkar
7. Eun Jin Oh
8. Dionisio Mina Jr
9. Edwina Pepito
10. Sheila Nicolasora
11. Nikesh Almeida
12. Annie Desai
13. Hetal Sojitra
14. Pooja Mehta
15. Payal Baraiya

ADJOURNMENT

The Board returned to Public Session and a motion was made by Nancy Kirsch and seconded by Beth Sarfaty to adjourn the meeting at 3:30 P.M. A vote was taken and the motion carried by a unanimous vote.

Respectfully submitted,

Lisa Tadeo
Executive Director