



CHRIS CHRISTIE
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



PAULA T. DOW
Attorney General

KIM GUADAGNO
Lt. Governor

NEW JERSEY STATE BOARD OF PHYSICAL THERAPY EXAMINERS

THOMAS R. CALCAGNI
Acting Director

PUBLIC SESSION MINUTES

October 26, 2010

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 October 26, 2010. 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 9:30 A.M. and a roll call was taken and the following attendance was recorded:

CAROLANNE AARON, P.T.	Present
BARBARA J. BEHRENS, P.T.A.	Present
JEAN BICKAL, ESQ	Present
MARY B. BROWNE, P.T.	Present
DENNISE KRENCICKI, P.T.	Present
NANCY KIRSCH, P.T.	Excused
CINDY MOORE, P.T.	Present
SUSAN M. QUICK	Present
KAREN WILK, P.T.	Present

Also present were: **Carmen Rodriguez, Deputy Attorney General; Lisa Affinito, Executive Director;**

Members of the public: Cathy Chin, representative of Select Medical and Kenneth Maily

I. PUBLIC COMMENT

II. APPROVAL OF THE MINUTES OF SEPTEMBER 28, 2010 BOARD MEETING

Upon a motion made by Barbara J. Behrens and seconded by Cindy Moore, the Board voted to accept the minutes of the September 28, 2010 Board meeting as amended. A vote was taken and the motion carried by a unanimous vote.

III. Board Review of New Jersey Administrative Code Title 13, Chapter 39A New Jersey State Board of Physical Therapy Subchapter 3. Business Practices; Professional Conduct and Subchapter 4. Unlicensed Practice

The Board completed its review of Administrative Code Title 13, Chapter 39A New Jersey State Board of Physical Therapy Examiners Subchapter 3. Business Practices; Professional Conduct and Subchapter 4. Unlicensed Practices and made recommendations for additional language or clarification of existing language. The Board will review Administrative Code Title, Chapter 39A New Jersey State Board of Physical Therapy Examiners Subchapter 5. Credentialing of Applicants and Subchapter 5A. License Renewal at a future Board meeting.

IV. NEW BUSINESS

- A. Letter from Mark Van Boerum
RE: Licensure

Mr. Van Boerum inquired whether he would be denied licensure due to a past conviction.

The Board will advise Mr. Van Boerum that it cannot answer whether he would be denied licensure as the Board would need to review his application for licensure pursuant to the factors listed in the Rehabilitated Convicted Offenders Act N.J.S.A. 2A:168A-1 et seq.

- B. Letter from Virtua Rehab Services
RE: Course, "Breast Reconstruction and Implications for Physical Rehab"

Eugenia D. Dougherty informed the Board that the lecturer, Jill Lattanzi was unable to present the course, "Breast Reconstruction and Implications for Physical Rehab" on September 14, 2010 due to unforeseen personal circumstances. Ms. Dougherty informed the Board that the course was delivered by Amanda Zimmerman, PT, Rachel Wootten, PT and Caitlan Meehan, PT, on September 14, 2010. Ms. Dougherty provided the Board with a copy of a Curriculum Vitae for Ms. Zimmerman, Ms. Wootten and Ms. Meehan.

A motion was made by Barbara J. Behrens and seconded by Jean Bickal to acknowledge that the qualifications of Amanda Zimmerman, PT, Rachel Wootten, PT, and Caitlan Meehan, PT, as the presenters of the course, "Breast Reconstruction and Implications for Physical Rehab" were supported by each of their Curriculum Vitae. The Board approved the substitute presenters for this instance. A vote was taken and Dennise Krencicki voted in opposition while all others voted in favor. The motion carried by a majority vote.

- C. Ivy Rehab Network, Inc.
RE: Practical Management of the Patient with Dizziness: Vestibular Rehabilitation Therapy

The Board approved the course, "Practice Management of the Patient with Dizziness: Vestibular Rehabilitation Therapy" for 6 credits. After the Board reviewed documentation concerning the length of time of this course, a motion was made by Barbara J. Behrens and seconded by Jean Bickal to change the amount of approved credits from 6 credits to 14 credits. A vote was taken and the motion carried by a unanimous vote.

- D. Letter from Voltaire V. Bermudo, PT
RE: Licensure

Mr. Bermudo graduated from a school in the Philippines in 2000. Mr. Bermudo asked the Board to reconsider his application for licensure.

After the Board reviewed the credential evaluation of Mr. Bermudo's education and the breakdown of his coursework credits, a motion was made by Mary Browne and seconded by Cindy Moore to permit Mr. Bermudo to proceed with the application process as his education satisfies the requirements of N.J.S.A. 45:9-37.22, N.J.S.A. 45:9-37.23 and N.J.A.C. 13:39A-5.1. A vote was taken and the motion carried by a unanimous vote.

- E. Inquiry from Clarvin Ombajin, PT
RE: Functional Capacity Evaluation

Mr. Ombajin inquired whether a physical therapist can perform Functional Capacity Evaluations (FCE) without being certified for this specific evaluation.

The Board will advise Mr. Ombajin that this type of evaluation is within the scope of practice of physical therapy as long as the physical therapist is trained and competent in this type of procedure. The Board will also advise Mr. Ombajin that it is not required that a physical therapist be certified to perform Functional Capacity Evaluations.

- F. December 28, 2010 New Jersey State Board of Physical Therapy Examiners meeting

A motion was made by Cindy Moore and seconded by Carolanne Aaron to adjourn the Board's December 28, 2010 meeting due to lack of a quorum. A vote was taken and the motion carried by a unanimous vote.

V. OLD BUSINESS

- A. Charles Manning, Regulatory Analyst
RE: Draft Regulations
- Permissible Business Structures

Charles Manning, Regulatory Analyst, met with the Board regarding proposed language for a regulation concerning permissible business structures.

A motion was made by Jean Bickal and seconded by Barbara J. Behrens to approve the draft language. The draft regulation will be forwarded to the Regulatory Department for promulgation. A vote was taken and the motion carried by a unanimous vote.

VI. FOR YOUR INFORMATION

- A. National Physical Therapy Examination
Candidate Satisfaction Survey Report

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

- B. Federation of State Boards of Physical Therapy
September 2010 News Brief

The Board reviewed the Federation of State Boards of Physical Therapy September 2010 News Brief and considered it informational.

- C. Federation of State Boards of Physical Therapy
September 29, 2010 Newsflash

The Board reviewed the Federation of State Boards of Physical Therapy September 29, 2010 Newsflash and considered it informational.

- D. New Jersey Board of Medical Examiners
October 13, 2010 Open Agenda of Disciplinary Matters Pending Conclusion

The Board reviewed the New Jersey Board of Medical Examiners October 13, 2010 Open Agenda of Disciplinary Matters Pending Conclusion and considered it informational.

- E. New Jersey Board of Medical Examiners
October 13, 2010 Open Board Agenda

The Board reviewed the New Jersey Board of Medical Examiners October 13, 2010 Open Board Agenda and considered it informational.

- F. New Jersey Board of Medical Examiners
August 11, 2010 Open Board Minutes

The Board reviewed the New Jersey Board of Medical Examiners August 11, 2010 Open Board Minutes and considered them informational.

APPLICATIONS APPROVED BY THE BOARD

- 1. Daphne Lamsis
- 2. Anna Bayron

APPLICATIONS NOT APPROVED BY THE BOARD

- 1. Joel Laforteza
- 2. Baljeet Kaur
- 3. Ronald Allan B. Estrada

Upon a motion made by Jean Bickal and seconded by Barbara J. Behrens, 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. Five matters filed with the Board, which require review and additional recommendations with regard to investigations and/or actions.

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

ADJOURNMENT

The Board returned to Public Session and a motion was made by Cindy Moore and seconded by Susan Quick to adjourn the meeting at 2:30 P.M. A vote was taken and the motion carried by a unanimous vote.

Respectfully submitted,

Lisa Affinito
Executive Director