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State Board of Respiratory Care
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BOARD OF RESPIRATORY CARE PUBLIC SESSION MINUTES

SOMERSET CONFERENCE ROOM 6th Floor

February 5, 2013

The February meeting of the New Jersey State Board of Respiratory Care was convened in accordance with its notice to the Lieutenant Governor, the Bergen Record, the Trenton Times, the Courier Post and the Star-Ledger and was conducted in accordance with the provisions of the Open Public Meetings Act.

Chairman Capek convened the meeting at 10:00 a.m. A roll call was taken and the following attendance was recorded for these minutes.

PRESENT: Kenneth Capek
Christopher Lange
James Brophy

EXCUSED: Michael G. Brown
Janet Castronovo

ABSENT: Robert Malovany. MD.

Also in attendance: Virginia Class-Matthews, Deputy Attorney General, Dorcas K. O'Neal, Executive Director and Bernadette Augustus, staff.

Public attendance: None.

Due to the lack of a quorum, the Board met as a Committee with all actions subject to ratification by the full Board.

I. APPROVAL OF MINUTES

The Committee reviewed the Public Session Minutes of December 4, 2012. **On a motion by James Brophy, seconded by Christopher Lange, the Committee unanimously approved the Public Session Minutes as submitted, subject to ratification by the full Board.**

II. OLD BUSINESS/REAGENDIZED

- a. The Board reviewed a fax from Susan D. May, RRT, BS, MS at the last meeting, inquiring as to whether a patient care technician who is about to become a respiratory care practitioner, is required to intervene in a patient care situation to their higher level of education/licensure. **The Board cannot give legal advice, therefore, proper inquiry should be mad to the hospital attorney. Querist will be so advised.**

III. NEW BUSINESS

- a. The Board reviewed the “State Justices say Samaritan Act doesn’t apply to in-hospital help.” (Article) Submitted by James Brophy, Board Member. **The Board reviewed this matter as informational.**
- b. The Board reviewed the Division of Law Bill, for the 1st quarter of Fiscal Year 2013, **as informational.**

IV. INFORMATIONAL/FYI

None.

V. LEGISLATION AND PROPOSED REGULATIONS

- a. **The Board reviewed Assembly Bill No. 3095 - An Act** concerning opioid antidotes and overdose prevention, and supplementing Title 24 of the Revised Statutes.

This act shall be known and may be cited as the “Opioid Antidote and Overdose Prevention Act.” **The Board took no position.**

- b. **The Board reviewed Assembly Bill No. 3618 - Requires certain disclosures in advertisements by health care professionals.**

An Act requiring certain disclosures by certain health care professionals and supplementing chapter 1 of Title 45 of the Revised Statutes. **The Board took no position.**

VI. PUBLIC COMMENT

None

VII. OTHER BUSINESS

None

There being no other business to come before the Board in Public Session, on a motion by James Brophy, seconded by Christopher Lange, the meeting was adjourned and the Board moved into Executive Session for the purpose of receiving counsel, to review five items of old business, three items of new business and one item of other business/criminal history arrest notification.

The Board reconvened in Public Session. The next scheduled meeting is March 5, 2013. There being no other business to come before the Board, on a motion by James Brophy, seconded by Christopher Lange, the Board adjourned the meeting at 1:30 p.m.

Respectfully submitted,

Dorcas K. O'Neal
Executive Director

