

**STATE BOARD OF RESPIRATORY CARE
SOMERSET CONFERENCE ROOM
6TH FLOOR
PUBLIC SESSION MINUTES
March 10, 2005**

Final

The March meeting of the State Board of Respiratory Care was convened in accordance with its notice to the Secretary of State, 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
James Brophy
John Kalynovych
Jeffrey Brozoski
Janet Castronovo

Absent: Dr. Robert Malovany

Also in attendance: Dorcas K. O'Neal, Executive Director, Michelle Weiner, Deputy Attorney General, Monica Carrington, Staff, Candace L. Coleman, Staff

Public Attendees: NONE

I. APPROVAL OF PUBLIC SESSION MINUTES

The Board reviewed the Public Session Minutes of March 10, 2005. the following redactions were made. On Page 1, in the "also in Attendance Section", Dorcas K. O'Neal was added. On Page 2, Item II, Letter A, line 21-add the word drivers. In Section 2, Paragraph 1 it is noted that Board member Brophy recused himself and left the room. In Section 2, Part A, Paragraph 5, line 1, the word "driving" was inserted after her. In section 2, Part B, Paragraph1, line 5, the phrase "nonetheless he chose to proceed", was inserted after the word matter. In Section 2, Paragraph 2, line 3, the word "City" was deleted and replaced with the word "County".

On Section 2, Paragraph 6, line 1, the word "changed" was inserted after the word "are". In Section 2, Paragraph 6, line 1, the word "ambul" was deleted and the word "ambu" inserted after the word emergency.

On a motion by Jeffrey Brozoski, seconded by Janet Castranovo, the Board unanimously approved the Public Session Minutes as redacted.

II. OLD BUSINESS:

A. The Board reviewed information on Administration of Aerolized Morphine sulfate according to California Law, as informational.

III. NEW BUSINESS:

There were no items of New Business

IV. INFORMATIONAL/FYI:

A. The Maryland Sleep Consortium minutes for John Hopkins allergy and Asthma Center were reviewed by the Board as informational.

V. LEGISLATION AND REGULATIONS:

A. The Board agreed to promulgate regulations to require 30 credit hours of continuing education for each biennial renewal period; twenty (20) of which shall be in clinical practice, three of which shall be in Ethics/Law and the balance may be Home Study, Web Base, and other Board approved courses. In consideration of the Anti-Trust laws, DAG Weiner suggested that in addition to course programs recognized by the American Association of Respiratory Care (AARC) and/or the New Jersey Society of Respiratory Care (NJSRC), a phrase should be added stating "or the equivalent of." Devon Graf will include such language in the draft regulations.

B. Chairman Capek proposed regulations to address persons who have completed a Respiratory Care Program; sat for the NBRC Credentialing Exam, and failed to apply for State Licensure within 3 years of having completed the aforementioned. Devon Graf, Regulatory Analyst, will draft language similar to that in N.J.A.C. 13:44F-4.1;5.1;6.1;7.1;7.2;7.3. This matter reagendaized for April 5, 2005.

C. The Board reviewed the statutory and regulatory information concerning California Business and Professional Code for Continuing Education , as informational.

D. Continuing Education Requirements for 50 states were reviewed as informational.

E. Maryland Overview and Recommendations regarding Proposed Regulations- COMAR 10.39.03.01-04 (repeal).01.06(new) were reviewed as informational.

F. The Board reviewed a letter from Chairman Capek addressing Assembly Bill Number 3755, Polysomnography Practice Act. Chairman Capek and Board member Brophy will provide specific comments to Devon Graf, Regulatory Analyst, to submit on behalf of the board.

G. The Board reviewed Senate Bill Number 1314 which requires Managed Care Carriers to provide certain Health Care Providers with fee schedules as informational.

There being no other business to come before the Board in Public Session, on a motion made and seconded, the Public Session was adjourned and the Board convened in Executive Session for the purpose of receiving counsel, to conduct an investigative inquiry, to review five matters of old business, and to review three applications.

The Board reconvened in Public Session.

DISCIPLINARY ACTION TAKEN:

A. I/M/O Richard Krauzer- Consent Order for alleged inappropriate conversation with a minor female patient at a Voorhees Pediatric Medical Center.

The next scheduled meeting is April 5, 2005. There being no other business to come before the Board, on a motion made and seconded the meeting was adjourned at 4:00 P.M.

Respectfully submitted,

Dorcas K. O'Neal
Executive Director