

**STATE BOARD OF RESPIRATORY CARE
SOMERSET CONFERENCE ROOM
6TH FLOOR
PUBLIC SESSION MINUTES
May 3, 2005**

The May 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
Dr. Robert Malovany
Jeffrey Brozowski
Janet Castronovo
John Kalynovych

Absent: None

Also in attendance: Dorcas K. O'Neal, Executive Director; Tobey Palan, Deputy Attorney General; Monica Carrington, Candace L. Coleman, Staff; Dwayne Williams, Government Representative; Devon Graf, Regulatory Analyst

Public Attendees: Joseph Goss, NJSRC

I. APPROVAL OF PUBLIC SESSION MINUTES

The Board reviewed the Public Session Minutes of April 5, 2005.

On a motion by James Brophy, seconded by Janet Castronovo, the Board unanimously approved the Public Session Minutes as submitted.

II. OLD BUSINESS/ REAGENDIZED:

A. The Draft Regulation 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, was not presented and was reagendaized for June 21, 2005.

B. The Board reviewed a Draft of proposed Regulations for Continuing Education Requirements. The following changes were made in the draft.

SUB CHAPTER 8 FEES 13:44F-8

N. J. A.C. 13:44F-8.1-Fees- No change.

SUB CHAPTER 10 CONTINUING EDUCATION 13:44F-10

N. J. A.C. 13:44F-10.1(c) has been corrected to read: "Of the 30 continuing education credits, 23 credits shall be in respiratory care clinical practice, including one credit in infection control, one in Medical Errors/Patient Safety,

one in Ethics, and the remaining 7 CE credits shall be in any Healthcare related topics.

N. J. A. C. 13:44F-10.1(d) "six month's prior" was changed to "1 year prior" to the end of the biennial licensing period.

N.J.A.C. 13:44F-10.2(a)2 Shall read "courses approved by the AARC, NJRC, and others approved by the Board, successfully completed College level courses directly related to respiratory care at approved colleges.

N.J.A.C. 13:44F-10.2(a)4 shall read "Certification in Pediatric Advanced Cardiac Life support (PALS), Neonatal Resuscitation Protocol, and Advanced Cardiac Life Support(ACLS)shall receive one continuing education credit for each course credit awarded, eight initial, four recent education credits for a maximum of twelve for the biennial period.

N.A.A.C.P. 13:44F-10.2(a)5-Deleted.

N.A.A.C.P. 13:44F-10.2(a)6 shall read "Development and professional presentations of new courses, programs, and seminars, directly related to Respiratory Care: three credits per new course presentation with a maximum of six credits per biennial licensor period. For purposes of this paragraph, "new" means a course which the licensee has never taught before in an educational setting;

N.J.A.C. 13:44F-10.2(a)8 shall read " Videotaped, Internet and other distance learning courses directly related to Respiratory Care with verification by the course provider that the course was monitored and successfully completed by the licensee: one credit for each course credit awarded with a maximum of 15 credits per biennial licensor period.

N.A.A.C.P. 13:44F-10.2 (b) shall be added under Letter (a).

N.J.A.C. 13:44F-10.3(a)2 shall read "Maintain all evidence of verification of continuing education requirements for two (2) complete biennial cycles after completion of the credits and submit such documentation to the Board upon request; and

N.J.A.C. 13:44F-10.3(a) 3ii shall read "For College Level courses: an official transcript;...

N.A.A.C.P. 13:44F-10.5(a)2 shall read "Obtain Board approval at least 60 days prior to representing that"...

N.A.A.C.P. 13:44F-10.5(a)4ii deleted and replaced with " Appropriate to the level of Knowledge of attendee;

N.A.A.C.P. 13:44F-10.5(a)4v shall read " Advanced preparation materials were satisfactory; and....

N.J.A.C. 13:44F-10.5(a)4vi shall read " the course content was timely and effective; and shall be kept for two (2) complete cycles...

Devon Graf will resubmit Draft of Regulations with changes. This matter was reagendaized for June 21, 2005.

C. CoARC was contacted in reference to California College and it's accreditation status. Executive Director O'Neal was informed that the college remains on probation, continues to submit progress reports and may come off probation soon. A definite date was not given. This matter was reagendaized for September, 2005.

D. I/M/O Daniel Runyon: Matter moved to Executive Session

III. NEW BUSINESS:

There were no items of New Business

IV. INFORMATIONAL/FYI:

A. I/M/O Joanne Porter- Ms. Porter has been licensed.

V. LEGISLATION AND REGULATIONS:

A. The reviewed a Memo from Department of Law and Public Safety regarding Assembly Bill 3755 related to 2004 Assembly Bill 2279-Polysomnography Practice Act.

Public attendee Mr. Joseph Goss from the New Jersey Society of Respiratory Care advised that the Society made comment on the bill, specifically relating to school training in addition to on the job training. He further indicated that Rita Brooks from the Polysomnography Community stated there are 6 to 8 training programs but in checking the website, there are no school (educational) programs. Mr. Joseph Goss passed out comments to the bill made by the NJSRC.

Chairman Capek reiterated previous sentiments that Polysomnography should be under the Board of Respiratory Care.

B. Senate Bill 1314 ScaSaAcaAa(4R) which requires managed care carriers to provide certain health care providers with fee schedules was viewed as informational by the Board

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 review three items of old business, and to review two applications.

The Board reconvened in Public Session.

DISCIPLINARY ACTION TAKEN:

None

The next scheduled meeting for June 7, 2005 is canceled and has been tentatively rescheduled for June 21, 2005. There being no other business to come before the Board, on a motion made and seconded the meeting was adjourned at 3:00 P.M.

Respectfully submitted,

Dorcas K. O'Neal
Executive Director