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BOARD OF RESPIRATORY CARE PUBLIC SESSION MINUTES

HUDSON CONFERENCE ROOM, 6th Floor

July 13, 2010

FINAL

The July meeting of the New Jersey 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
 Michael G. Brown Christopher Lange
 Janet Castronovo

ABSENT: Philip Freeman (Excused)
 Robert Malovany, M.D. (Absent)

Also in attendance: Dorcas K. O'Neal, Executive Director, Tobey Palan, Deputy Attorney and Bernadette Augustus, staff.

Public attendance: Joseph Goss.

I. APPROVAL OF MINUTES

The Board reviewed the **Public Session Minutes of June 1, 2010**. **On a motion** by James Brophy, seconded by Christopher Lange, the Board unanimously approved the Public Session Minutes as submitted.

II. OLD BUSINESS/REAGENDIZED

None.

III. NEW BUSINESS

- a. The Board reviewed a fax from Donna Casey, inquiring as to the length of need on a prescription for Oxygen equipment. The Board determined that a prescription written for a life time must be renewed once a year. Also, Ms. Casey's question should be directed to Joanne Boyer, Executive Director, Board of Pharmacy, for clarification. Querist will be so advised.
- b. Board reviewed Respiratory Care Total Revenues for May 2010, as informational.
- c. The Board reviewed an e-mail from Joseph Boettcher, inquiring as to how long a script is valid, if a doctor states life time of the script. The Board determined that this inquiry be referred to the Board of Pharmacy. Mr. Boettcher will be so advised.
- d. The Board reviewed an article "An Amicable Road to Polysomnography," by Natalie Napolitano, MPH, RRT,-NPE, AE-C, submitted by President Capek, as informational.

IV. INFORMATIONAL/FYI

None.

VI. LEGISLATION/REGULATIONS

- a. The Board reviewed Rule Proposals Volume 42, Issue 13. Issue date: July 6, 2010. The State Board of Respiratory Care (the Board) is proposing amendments to N.J.A.C. 13:44F-3..3, concerning the delegation of certain respiratory care services to unlicensed persons, and to N.J.A.C. 13:44F-10.2 and 10.3, concerning continuing education requirements. The Board is also proposing a new rule at N.J.A.C. 13:44F-10.2 A that will permit licensees to obtain continuing education credit for successful completion of a Board-approved performance-based competency assessment.

The comment period on the proposal will end September 4, 2010.

VI. APPLICATION REVIEW

None.

VII. PUBLIC COMMENTS

Mr. Goss attended the Public Meeting. He stated that the Polysomnography regulations are in effect. The application fee is \$100.00; an initial Polysomnographic Technologist licensure fee is \$500.00 and an initial Polysomnographic Technician licensure fee is \$150.00.

VIII. OTHER BUSINESS

None.

There being no other business to come before the Board in Public Session, on a motion by Janet Castronovo, seconded by James Brophy, the meeting was adjourned and the Board moved into Executive Session for the purpose of receiving counsel, to conduct two investigative inquiries to review eight items of old business and one application.

The Board reconvened in Public Session. The following disciplinary action is being reported in Public Session.

Administrative Action

I/M/O BONNIE L. STEVENS -Consent Order of Reinstatement filed June 15, 2010. Pursuant to Consent Order of Voluntarily Surrender of licensure filed February 16, 2010, Respondent has completed an intensive outpatient program, undergone urine screens and has demonstrated sufficient rehabilitation to have her license reinstated.

The next scheduled meeting is September 14, 2010. 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 3:00 p.m.

Respectfully submitted,

Dorcas K. O'Neal
Executive Director

