

**NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS
ATHLETIC TRAINING ADVISORY COMMITTEE
PUBLIC SESSION MINUTES
SEPTEMBER 26, 2022**

A Public Session meeting of the Athletic Training Advisory Committee was held on September 26, 2022. The meeting was held via zoom. The meeting was scheduled to begin at 10:00am

I. ROLL CALL

William G. Hyncik Jr., Athletic Trainer, Chair
J. Timothy Sensor, Athletic Trainer, Vice-Chair
Karen E. Manista, Athletic Trainer
Elisa Camillone, Athletic Trainer
Lori Anne Iacovino, Public (*Absent*)

Carmen Rodriguez, Deputy Attorney General
Jason Williams, Supervisor of Licensing and Permits
Kendra Worthy, Assistant to Executive Director

The meeting started at 10:04am with the following present and a quorum in place

Chris Meny appeared as a member of public

II. OPEN PUBLIC MEETING STATEMENT

The requirements of the Open Public Meetings Act were satisfied by notice of this meeting given in the annual notice adopted by the New Jersey State Board of Medical Examiners on December 21, 2021 which was transmitted to the ATLANTIC CITY PRESS, STAR LEDGER, CAMDEN COURIER POST, ASBURY PARK PRESS, BERGEN RECORD and the TRENTON TIMES, all on the 21st day of December 2021.

III. EXECUTIVE DIRECTOR'S REPORT

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A. License Summary Report

As of September 20, 2022, there are 1,766 active licensed athletic trainers in the State of New Jersey.

B. Introduction of Kendra Worthy Assistant to Executive Director

C. Continuing Education Audit

2022 Audit-Completed, 3 categories will need to be established.

1. Responded, Complete, No further action
2. Responded, Missing Credits or Certifications
3. No Response

D. Remainder 2022 Committee Meetings

October 31, 2022

December 19, 2022

IV. RATIFICATION OF PUBLIC MINUTES

Attached for ratification are the public session minutes of meeting on June 27, 2022

Motion by J. T Sensor 2nd by Elisa Camillone to accept the public session minutes of June 27, 2022. Motion passed.

V. PUBLIC INQUIRYS

1. Inquiry from Chris Meny, questioning advertising regulations and definition of an Athletic Trainer.

Chris Meny has concerns that there are individual's falsely advertising themselves as athletic trainers although they do not have a license to practice Athletic Training in New Jersey. The Committee dissected and answered the question regarding Mr. Meny's concerns. The Committee confirmed during the meeting that an individual must be licensed as an Athletic Trainer in order to advertise themselves as such. In conclusion, if an individual is holding himself / herself in New Jersey and they are not a licensed New Jersey Athletic Trainer, they are in violation of the statute.

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2. Question on who an Athletic Trainer is legally allowed to accept medical documentation.

Dear Athletic Training Advisory Committee,

Several athletic trainers in North Jersey have been having discussions about accepting clearance/Return to Play documentation from a variety of licensed medical professionals. We have reviewed the current state AT practice Act, the 2012 Rules & Regulations, the current state concussion legislation, and the 2012 public comment period for the R&R's. Due to the evolving nature of sports medicine, as practiced in NJ, we felt it was appropriate to get clarification from your committee, for ATs in all practice settings.

1. Our understanding is that an AT can only accept a restriction or clearance documentation from an MD and/or DO, correct?

The committee determined this statement to be correct

2. PAs and NPs can provide a student-athlete with a PPE. Can they also provide ATs with restriction or clearance documentation?

The committee indicated that the PA and NP within their scope of practice under the supervising physician can provide restriction and clearance documentation

3. It is our understanding that an AT can only accept a restriction or clearance documentation from a Chiropractor when the issue is neck/back/spine injury. If an athlete or his/her parents, self refers the athlete to a chiropractor for an ankle or some other extremity injury, we cannot accept DC documentation.

The committee determined the ailment / injury must be within the scope of practice of the DC.

4. It is our understanding that we can accept documentation from a podiatrist for a shin/foot/ankle injury but not a shoulder injury.

The committee determine this to be a correct statement

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5. We also request clarification on PTs and DPTs and their scope of practice. As we said we have reviewed current statues, but we believe that DPTs and the public have elevated opinions of the DPTs scope of practice. Does a DPT license allow them to make a medical diagnose so they can treat a patient who comes in without an RX from MD?

The committee stated that a PT can make a diagnosis with no Rx from physician, limited to a 30 day time frame. The only need for a Rx would come as required by physician for insurance purposes or exceeding 30 day time frame.

6. If a student-athlete self refers to PT/DPT for treatment and the S-A responds well and has a successful TX regime with the therapist, can we accept documentation of clearance/Return to Play from the PT/DPT?

The committee and DAG Rodriquez indicated that physical therapists could do a “physical therapy evaluation” and render treatment for an injury without a referral or diagnosis from a physician. That patient in theory could receive care and be released to participate in their activities again. However it would be advisable to use professional judgement 13:35-10.7 e) A licensed athletic trainer shall not diagnose an injury or illness. Prior to implementing or continuing athletic training services, the licensed athletic trainer shall exercise professional judgment to determine whether any intervening circumstances have adversely affected the athlete's ability to participate in or continue to participate in athletic training. The athletic trainer should utilize their plan of care and supervising physician for advice and consul 13:35-10.5.

7. Can an AT accept "orders" from PT/DPT, if they were to request the ATs assistance with a S-A's TX?

The committee stated Athletic Trainers cannot receive an order but can accept a plan of action from a PT. The Athletic Trainer would then use professional judgement and use plan of care as spelled out in question #6

Thank you in advance for your help and clarification of the above questions.

Sincerely,

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John Davis, MS, LAT, ATC

Jill Snyder, LAT, ATC

Tom Cutalo, LAT, ATC

Mike Prybicien, MS, LAT, A

VI. NEW BUSINESS

- A. Update on Health Care Transparency Act
- B. Update on Rowan course Opioid Waiver
- C. Discussion on Meeting dates 2023

The committee discussed the opioid waiver. It was unclear if this item was ever brought before the BME for final approval. The committee wants a update from the committee regulatory analyst at next scheduled meeting on current status of this requirement.

The committee discussed and agreed to the following meeting schedule for 2023:

February 27th 2023

April 17th 2023

June 26th 2023

August 21st 2023

October 16th 2023

December 18, 2023

Motion to approve 2023 meeting schedule by JT Sensor 2nd Elisa Cammillone. Motion passed

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VII. OLD BUSINESS

Nothing Scheduled

VIII. LEGISLATIVE

DCA Administrative Order 2022-01 Health Care Services in Office Practices

Carmen Rodriguez DAG read the AO to committee. The committee accepted as informational

IX. OFF AGENDA ITEMS

Committee Co Chair J.T. Sensor asked Carmen Rodriguez DAG if there would be any type of waiver of licensing fees associated with Athletic Trainers. He was informed that some professional licensing fees were being waived.

Carmen Rodriguez DAG stated she was not aware of this happening with any professional licensing boards and has not heard anything to suggest it would affect Athletic Trainers

Committee Co Chair J.T. Sensor asked if there are any available help programs offered by the BME for Athletic Trainers related to mental health and substance abuse.

Carmen Rodriguez stated there is the PIP program that would be available to licensed Athletic Trainers.

There was a discussion on the prospect of Athletic Training being associated with a COMPACT licensing program. Carmen Rodriguez DAG indicated she is not aware of anything currently being discussed in the State of New Jersey to be included in any such program at this time.

X. ADJOURNMENT

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Upon motion of Chair William Hyncik and 2nd by Karen Mannista, the committee adjourned to Executive Session at 10:57am for advice of counsel and to discuss matters under investigation.