

**NEW JERSEY STATE BOARD OF PHYSICAL THERAPY EXAMINERS
PUBLIC SESSION MINUTES
DECEMBER 27, 2005**

A regular meeting of the New Jersey State Board of Physical Therapy Examiners was held at 124 Halsey Street, Newark, New Jersey, in the Somerset Room, 6th Floor, on Tuesday, December 27, 2005. The meeting was convened in accordance with the provisions of the Open Public Meetings Act. Nancy Kirsch, Chairperson of the Board, called the meeting to order at 9:45 a.m. and a roll call was taken and the following attendance was recorded:

BARBARA BEHRENS, P.T.A. Present
JEAN M. BICKAL, ESQ. Excused
MARY B. BROWNE, P.T. Present
JEFFREY ERICKSON, P.T. Present
BARRY INGLETT, P.T. Present
NANCY R. KIRSCH, P.T. Present
IVETTE P. MARTINEZ Present
SUSAN M. QUICK Present
GARY SAVANDER, P.T. Present
KAREN E. WILK, P.T. Present

Also present were: Susan H. Gartland, Executive Director; Carmen A. Rodriguez, Deputy Attorney General; Lora Sellmeyer, Assistant to the Executive Director Members of the public: Kenneth Maily, PT; Kathleen Mairella, PT; APTA-NJ

PUBLIC COMMENT:

I. APPROVAL OF THE MINUTES OF THE NOVEMBER 22, 2005 BOARD MEETING

Upon a motion made by Mary Browne and seconded by Barbara Behrens, the Board voted to accept the minutes of the November 22, 2005 Board meeting as amended. The motion carried by a unanimous vote.

II . OLD BUSINESS:

A. CORPORATE PRACTICE

The Board considered this matter informational.

B. 2006 NPTE POLICIES

The Board considered this matter informational.

C. DAMON DAURA, PT

The Board reviewed correspondence from Damon Daura, PT regarding a Settlement letter he signed on May 10, 2001. The Board will advise Mr. Daura that the correspondence he submitted will be kept in his licensee file. The Board will advise Mr. Daura that he has the option to send a letter of explanation to those entities which would review his disciplinary action.

III. INFORMATIONAL:

A. NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS-OPEN BOARD MINUTES OCTOBER 19, 2005

The Board considered this matter informational.

B. NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS- OPEN AGENDA DISCIPLINARY MATTERS PENDING CONCLUSION DECEMBER 14, 2005

The Board considered this matter informational.

C. NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS- OPEN MINUTES DISCIPLINARY MATTERS PENDING CONCLUSION OCTOBER 19, 2005

The Board considered this matter informational.

D. NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS-OPEN BOARD AGENDA DECEMBER 14, 2005

The Board considered this matter informational.

E. NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS-DECEMBER 14, 2005 MEETING CANCELLED

The Board considered this matter informational.

F. OCCUPATIONAL THERAPY ADVISORY COUNCIL- PUBLIC SESSION AGENDA DECEMBER 15, 2005

The Board considered this matter informational.

G. APTA DISMISSES NATA "STUDY" PROMOTION

The Board considered this matter informational.

H. INTERVIEW WITH MANIPULATION TASK FORCE CHAIR

The Board considered this matter informational.

I. PRESS RELEASE: TACOMA PHYSICAL THERAPY

The Board considered this matter informational

J. APTA WITHDRAWS ACCREDITATION FROM BERGEN COMMUNITY COLLEGE

The Board considered this matter informational.

K. MEMO FROM ANTHONY MIRAGLIOTTA, DEPUTY DIRECTOR RE: NEW JERSEY PROFESSIONAL RESPONSIBILITY AND REPORTING ENHANCEMENT ACT

The Board considered this matter informational.

L. FSBPT 2006 BUDGET

The Board considered this matter informational.

M. ADA FORM FOR SPECIAL ACCOMMODATIONS

The Board considered this matter informational.

IV . APPEARANCES:

T.O.E.F.L. WAIVERS:

1. ALFONSO RODRIGUEZ

Alfonso Rodriguez appeared before the Board to request a waiver of the TOEFL requirement for foreign-educated individuals applying for licensure. Mr. Rodriguez is applying for licensure as a physical therapist by endorsement in the State of New Jersey. He was educated in the Philippines and received his professional as well as undergraduate education in the English language. Mr. Rodriguez is licensed in Michigan.

Upon a motion made by Gary Savander and seconded by Barbara Behrens, the Board voted to grant Mr. Rodriguez a waiver of the TOEFL requirement based upon the fact that his professional as well as his undergraduate education was conducted in the English language and he demonstrated proficiency. The motion carried by a unanimous vote.

1. MARGARITA DUNGAN

Margarita Dungan appeared before the Board to request a waiver of the TOEFL requirement for foreign-educated individuals applying for licensure. Ms. Dungan is applying for licensure as a physical therapist by endorsement in the State of New Jersey. She was educated in the Philippines and received her professional as well as undergraduate education in the English language. Ms. Dungan is licensed in New York.

Upon a motion made by Gary Savander and seconded by Barbara Behrens, the Board voted to grant Ms. Dungan a waiver of the TOEFL requirement based upon the fact that her professional as well as her undergraduate education was conducted in the English language and she demonstrated proficiency. The motion carried by a unanimous vote.

I. NEW BUSINESS:

A. ELECTIONS FOR THE BOARD OF PHYSICAL THERAPY EXAMINERS 2006

The Election of Officers for 2006 was conducted by the Board.

Executive Director Susan Gartland called for nominations for Chairperson of the Board.

A motion was made by Barry Inglett and seconded by Barbara Behrens to nominate Nancy Kirsch for Chairperson. A call for further nominations were made and there were none.

A motion was made by Mary Browne and seconded by Gary Savander to close nominations and elect Nancy Kirsch as Chairperson by acclamation. The vote of the Board was unanimous.

Executive Director Susan Gartland called for nominations for Vice-Chairperson of the Board.

A motion was made by Ivette Martinez and seconded by Gary Savander to nominate Karen Wilk as Vice Chairperson of the Board.

A motion was made for a second nomination by Barry Inglett and seconded by Barbara Behrens to nominate Mary Browne as Vice Chairperson of the Board.

A motion was made by Gary Savander and by Jeffrey Erickson to close nominations. The Board members voted by paper ballot and the result was Karen Wilk-4 and Mary Browne-5. As a result of the vote, Mary Browne is the Vice Chairperson of the New Jersey State Board of Physical Therapy Examiners for 2006.

Executive Director Susan Gartland called for nominations for Secretary of the Board.

A motion was made by Barry Inglett and seconded by Barbara Behrens to nominate Karen Wilk for Secretary of the Board. A call for further nominations were made and there were none.

A motion was made by Mary Browne and seconded by Gary Savander to close nominations and elect Karen Wilk as Secretary by acclamation. The vote of the Board was unanimous.

B. INQUIRY FROM BJ GEROW, PT RE: MEDICATION ORDERS

The Board reviewed correspondence from BJ Gerow, PT. The Board would like to advise Ms. Gerow that physical therapists can record medication orders in a patient record but cannot take medication orders. A physical therapist can do wound care and report findings or suggest wound care changes to the medical doctor. The physical therapist can also do admissions to home care.

C. INQUIRY FROM ROY F. JACKSON, DC RE: ORTHOTICS

The Board reviewed an inquiry from Roy F. Jackson, DC. Dr. Jackson inquired as to whether it was within the scope of practice for a physical therapist to fit a patient for orthotics to treat biomechanical abnormalities of the feet and if so, can a physical therapist bill for the orthotics. The Board will advise Dr. Jackson to review N.J.S.A 45:12B-18 of the Orthotics and Prosthetics Statute. If he has any additional questions he should contact the Orthotics and Prosthetics Board of Examiners.

D. DEPARTMENT OF BANKING AND INSURANCE PROPOSED AMENDMENTS; REPEALS AND NEW RULES

This matter was tabled to the January 24, 2006 Board meeting.

E. CORRESPONDENCE FROM APTA RE: CEU RESIDENCY APPROVAL

The Board reviewed correspondence from Ben Massey, PT; APTA President. Mr. Massey would like the Board to consider the completion of an APTA credentialed residency and/or fellowship program during the re-licensure period as a fulfillment of New Jersey's continuing education requirement. The Board will advise Mr. Massey that the Board will consider his request. The Board will request from Mr. Massey a list of states that already accept the clinical residency or fellowship program as part of their CEU requirements.

F. INQUIRY FROM MARLENE TARSHISH, PT RE: HOME CARE THERAPIES

The Board reviewed an inquiry from Marlene Tarshish, PT in regard to writing down the names and strengths of medications on home health certification forms. The medication information is copied from bottles already filled by pharmacies. The Board will advise Ms. Tarshish that a physical therapist can write down the names of medications and strengths of medications for a patient on the home health certification forms.

G. NEW JERSEY STATE BOARD OF PHYSICAL THERAPY EXAMINERS MARCH MEETING

The New Jersey State Board Physical Therapy Examiners meeting originally scheduled for Tuesday, March 28, 2006 has been rescheduled for Tuesday, March 21, 2006. The meeting will be held in the Hudson room on the 6th floor at 124 Halsey Street Newark, NJ.

Upon a motion made by Karen Wilk and seconded by Jeffrey Erickson, the Board voted to reschedule the March meeting from Tuesday, March 28, 2006 to Tuesday, March 21, 2006. The motion carried by a unanimous vote.

APPLICATIONS APPROVED BY THE BOARD:

1. Joahn Corpuz Levya
2. Ma Elena Soriano
3. Frederick Beniga

4. Agnes Ebbah
5. Maria Narciso
6. Samuel Benigno
7. Vincent Sto Tomas
8. Anna Nadorra
9. Edward Sitchon
10. Alfonso Rodriguez
11. Julius Ramos
12. Andre Santos
13. Dexter Trabado
14. Conrad Villareal

APPLICATIONS NOT APPROVED BY THE BOARD:

1. Eileen Espinosa Bayungan Inciong
2. Ma Gail Garcia Guarino
3. Devyani Patel
4. Guari Sabnis
5. Agnieszka Kinga Baraniecki
6. Vikas Suri
7. Jeffrey Thomas Luna
8. Warren Mangulabnan
9. Aditi Patel
10. Maria Zdrite
11. Eileen DelaCruz Abique

Upon a motion made by Karen Wilk and seconded by Barry Inglett, the Board voted to adjourn Public Session and to go into Executive Session to discuss the following matters involving investigations or violations of the Board's enabling act, the Uniform Enforcement Act and/or Board regulations.

1. Two complaints or matters filed with the Board, which requires review and additional recommendations with regard to investigations and/or actions.
2. Four matters where additional information has been submitted to the Board concerning pending investigations.

ADJOURNMENT:

The Board returned to Public Session and a motion was made by Karen Wilk and seconded by Gary Savander to adjourn the meeting at 2:45 PM. A vote was taken and the motion carried by a unanimous vote.

Respectfully submitted,

Susan H. Gartland, Executive Director