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NEW JERSEY STATE BOARD OF PHYSICAL THERAPY EXAMINERS

PUBLIC SESSION MINUTES

April 23, 2013

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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 Conference Room, 6th Floor, on Tuesday April 23, 2013. The meeting was convened in accordance with the provisions of the Open Public Meetings Act. **Karen Wilk, Chairperson of the Board**, called the meeting to order at 9:30 A.M. and a roll call was taken and the following attendance was recorded:

BARBARA J. BEHRENS, P.T.A.	Present
DAVID BERTONE, PT	Excused
JEAN BICKAL, ESQ	Present
MARY B. BROWNE, P.T.	Present
NANCY KIRSCH, P.T.	Present
CINDY MOORE, P.T.	Excused
SUSAN M. QUICK	Present
BETH SARFATY, PT	Present
KAREN WILK, P.T.	Present

Also present were: **John Hugelmeyer, Deputy Attorney General; Lisa Tadeo, Executive Director; Gerard Tobia, Administrative Staff**

Members of the public: Brian Mason, PT, representative of the APTA-NJ; Cathy Chin, representative of Select Medical; Earl M. Baker, PhD, representative of Genesis HealthCare; Diane Philipbar, representative from the Association of New Jersey Chiropractors; Vincent Buttaci, Esq.

I. PUBLIC COMMENT

II. APPROVAL OF THE MINUTES OF MARCH 26, 2013 BOARD MEETING

Upon a motion made by Barbara J. Behrens and seconded by Jean Bickal, the Board voted to accept the minutes of the March 26, 2013 Board meeting as amended. A vote was taken and the motion carried by a unanimous vote.

III. NEW BUSINESS

A. Continuing Education Course Reviewers' Recommendations

The Board reviewed the recommendations of the course reviewers at the University of Medicine and Dentistry of New Jersey (UMDNJ) for continuing education courses submitted by sponsors for the Board's approval. A motion was made by Barbara J. Behrens and seconded by Mary Browne to accept the course reviewers' recommendations as presented. The 29 approved courses will be posted on the New Jersey State Board of Physical Therapy Examiners' website. The 2 courses that were denied did not meet all the requirements set forth in N.J.A.C. 13:39A-9 et seq. A vote was taken and the motion carried by a unanimous vote.

A motion was made by Mary Browne and seconded by Barbara J. Behrens to authorize the Board President to approve courses scheduled for May and June in the interim of the next Board meeting as the review of these courses will be completed within the next two weeks. The courses approved by the Board President will be ratified at the Board's May 28th meeting. A vote was taken and the motion carried by a unanimous vote.

B. Inquiry from Heather Smith, PT
RE: Supervision

Ms. Smith inquired if a physical therapist assistant who is lymphedema certified can have a note co-signed by a physical therapist who is not lymphedema certified. Mr. Smith also inquired whether a physical therapist assistant can perform the medicare required functional tests to prepare for a progress note. Ms. Smith further inquired if a physical therapist assistant can perform any component of a progress note, re-evaluation or discharge summary.

A motion was made by Barbara J. Behrens and seconded by Nancy Kirsch to advise Ms. Smith that a physical therapist who is not lymphedema certified can co-sign the note. The physical therapist retains responsibility of the care of the patient. The physical therapist assistant can write the objective and subjective part of the medicare functional tests but the physical therapist must perform the interpretation. A physical therapist assistant can complete a progress note. A physical therapist assistant can provide input concerning re-evaluation but they cannot write the re-certification. The physical therapist assistant can write the final treatment note and give input concerning the discharge but the physical therapist must write the discharge note/summary with the assessment data in the patient record. A vote was taken and the motion carried by a unanimous vote.

C. Inquiry from Teri Cichlar, PTA
RE: Continuing Education

Ms. Cichlar inquired whether she can have an extension or waiver of the required 30 continuing education credits due to her medical condition. Ms. Cichlar provided the Board with documentation of her medical condition.

A motion was made by Jean Bickal and seconded by Barbara J. Behrens to allow Ms. Cichlar to obtain all her continuing education credits through distance learning courses due to her medical condition. A vote was taken and the motion carried by a unanimous vote.

- D. Inquiry from Michael Knox, PT
RE: Radial Shock Wave Therapy

Mr. Knox inquired whether physical therapists are permitted to perform radial shock wave therapy.

The Board tabled this matter.

- E. Inquiry from Maria Alfieris, PT
RE: - Personal Training
- Physical Therapists treating animals

Ms. Alfieris inquired whether an out patient physical therapy office can have personal training services. Ms. Alfieris inquired whether she can function as a physical therapist and also function as a personal trainer at her facility.

Ms. Alfieris inquired whether she can treat small animals with myofascial release.

A motion was made by Barbara J. Behrens and seconded by Nancy Kirsch to advise Ms. Alfieris that she cannot treat animals pursuant to N.J.S.A. 45-9.37.12. The New Jersey State Board of Veterinary Examiners may also consider the treatment of animals by a physical therapist to be unlicensed practice of veterinary. The Board will also request that Ms. Alfieris appear before the Board to discuss her question concerning personal training. A vote was taken and the motion carried by a unanimous vote.

IV. OLD BUSINESS

- A. Board Discussion with Charles Manning, Regulatory Analyst
RE: Continuing Competence

V. FOR YOUR INFORMATION

- A. Federation of State Boards of Physical Therapy
March 2013 News Brief

The Board reviewed the Federation of State Boards of Physical Therapy's March 2013 News Brief and considered it informational.

- B. Federation of State Boards of Physical Therapy
Forum Magazine Spring 2013

The Board reviewed the Federation of State Boards of Physical Therapy's Spring 2013 Forum Magazine and considered it informational.

- C. Consent Order filed April 1, 2013
In the Matter of Maureen Nash, PT

The Board filed a Consent Order on April 1, 2013 in the matter of Maureen Nash, PT

- D. Interim Consent Order filed April 15, 2013
In the Matter of Jose Mercado, Jr., PTA

The Board filed an Interim Consent Order on April 15, 2013 in the matter of Jose Mercado, Jr., PTA

Upon a motion made by Mary Browne and seconded by Barbara J. Behrens, the Board voted to go into Executive Session to discuss the following matters involving investigations of violations of the Board's enabling act, the Uniform Enforcement Act and/or Board regulations.

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

APPLICATIONS APPROVED BY THE BOARD

1. Raquel Salcedo
2. Boskey Parikh
3. Jose Layese
4. Dimple Gokani
5. Gokula Srinivasa
6. Fortunato DeGracia
7. Rupal Raval
8. Charmine Vin
9. Augustin Gultia, Jr.
10. Forum Gheewala
11. Rizza Cartagena

APPLICATIONS NOT APPROVED BY THE BOARD

1. Mirela Radovanovic
2. Rizalee Dando
3. Manan Shah
4. Aylwin Vasquez-Paparo

ADJOURNMENT

The Board returned to Public Session and a motion was made by Jean Bickal and seconded by Nancy Kirsch to adjourn the meeting at 2:00 P.M. A vote was taken and the motion carried by a unanimous vote.

Respectfully submitted,

Lisa Tadeo
Executive Director