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From: ST, RegulatoryCounsel  
Sent: Tuesday, August 12, 2014 8:48 AM  
To: Lazo, Teresa  
Subject: FW: Indirect Supervision Comment

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-----Original Message-----

From: A [<mailto:ashleynicoletti@yahoo.com>]  
Sent: Tuesday, August 12, 2014 2:15 AM  
To: ST, RegulatoryCounsel  
Subject: Indirect Supervision Comment

Dear Ms. Lazo:

As an attorney familiar with the Prosthetists, Orthotists, Pedorthists and Orthotic Fitters industries, I would like to suggest that the definition of "Indirect Supervision" similar to ABC and BOC guidelines be included in recent regulations, specifically in the portion of the rules dealing with Orthotic Fitter clarification. I propose the following definition as an inclusion:

"Indirect Supervision does not require the supervising credentialed individual to be on-site however they must be available for consultation throughout the patient care process. The supervisor must review the results of care and the documentation of the services rendered by the supervised individual and is responsible for countersigning within 15 days all entries in the patient's clinical record. "

The reason I propose this new definition is because the current definition incorporated into the regulation is very narrowly constructed and from my understanding does not allow for individuals who have been working for less than two years to occupy the role of Orthotic Fitter without passing a required board exam. This means that individuals wanting to work in this field have to pass an extremely difficult test that requires intricate medical knowledge. This makes it difficult for existing businesses to hire new employees due to the

on-site supervision requirement currently required for new employees. As a result, it is highly likely that the current definition will result in many lay-offs and possible store closings. This in turn would have a detrimental impact on surrounding elderly communities that oftentimes rely on the services provided by those in this industry. Therefore this new definition is not only beneficial for economic development and success of local businesses through stable employment, but also maintains current accessibility for patients.

Please consider this new definition of Indirect Supervision under the Orthotic Fitter clarification in the proposed rules and regulations.

Best Regards,  
Ashley Nicoletti, Esquire

Sent from my iPad