

Board of Respiratory Care Minutes

Date: May 11, 2017

Time: 9:00 a.m. C.S.T.

Location: Poplar Conference Room
Ground Floor
665 Mainstream Drive
Nashville, TN 37243

Members Present: Anna Ambrose, RRT, Board Chair
Lisa Caldwell, RRT, Secretary
Kimberly Christmon, RRT
Troy Hamm, RRT
Curtis D. Powell, Hospital Administrator
Jeffrey P. McCartney, MD
L. Gail Braddock, Consumer Member

Member Absent: Winston Granville, RRT

Staff Present: Michael Sobowale, Unit Director
Jared W. Smith, Board Administrative Manager
Mary V. Webb, Board Administrator
Tracy Alcock, Assistant General Counsel
Nichelle Dorroh, Disciplinary Coordinator, Office of Investigations
Noranda French, Finance Officer

Guests Present: Candice Partee, Board Consultant
Mike Harkreader, TnPAP Executive Director
John Williams, Tennessee Society for Respiratory Care Representative

Call to Order:

Ms. Webb conducted a roll call of members present. A quorum being present, Anna Ambrose, Board Chair, called the meeting to order at 9:05 a.m.

Approval of Minutes

A motion was made by Mr. Hamm, seconded by Ms. Caldwell, to approve the minutes of the March 30, 2017 meeting. The motion carried.

Election of Officers

Ms. Christmon nominated Mr. Hamm as board chair. Mr. Hamm withdrew his name from nomination and instead nominated Mr. Granville as Board Chair. The board decided to defer a decision on election for the post of Board Chair until Mr. Granville was able to be present at the next board meeting. Mr. Hamm made a motion, seconded by Ms. Caldwell, to move the election of the Board Chair to the next meeting in August. The motion passed.

A motion was made by Ms. Caldwell, seconded by Mr. Hamm, to nominate Ms. Christmon as Board Secretary. The motion passed.

Office of General Counsel

Tracy Alcock, Assistant General Counsel, presented the office of General Counsel Report as follows:

Conflict of Interest

Ms. Alcock reminded the Board about the Conflict of Interest Policy. She reminded members of their obligation to recuse themselves from any matter in which they might have a personal or financial interest, or from participating in any matter before the Board in which there might be an appearance of a conflict.

Rules

Ms. Alcock reminded the Board about the rule change which became effective on November 26, 2015, requiring licensees to have twelve (12) hours of continuing education hours in order to be in compliance with their CE requirement. The Administrative Office has started monitoring for compliance as of January 1, 2017.

Litigation

Currently, OGC has two open cases involving the Board of Respiratory Care. There were no disciplinary orders to present at the meeting.

Investigative/Disciplinary Report

Nichelle Dorroh, Disciplinary Coordinator in the Office of Investigations presented the Investigative and Disciplinary reports as follows: There are currently four (4) open complaints for Registered Respiratory Therapists and two (2) open complaints for Certified Registered Therapists in the Office of Investigations. Twenty-one (21) practitioners under Board Order are currently being monitored for compliance.

Financial Report

Noranda French, Financial Officer, gave a mid-year financial report detailing the following through December 31, 2017: total expenditures totaled \$89,513.37; board revenue totaled \$151,605, for a current year net of \$62,091.63. This gave the board a cumulative carryover of \$1,035,779.83 through December 31, 2017. Ms. French discussed that, if necessary, she would bring a fee reduction proposal to the board at the next meeting. Ms. French was asked to bring additional fee reduction scenarios to the Board at the next meeting. The Board thanked Ms. French for her services to the Board.

Applicant Interviews/File Review

1. Liliana Barajas – RRT Temporary License Applicant. Ms. Barajas appeared before the board due to a misdemeanor conviction. After discussion, a motion was made by Mr. Hamm, seconded by Ms. Christmon, to grant a temporary license to Ms. Barajas. The motion passed.

2. Holly Anne Douglas - License Upgrade Applicant. Ms. Douglas appeared before the Board due to a misdemeanor conviction. After discussion, a motion was made by Dr. McCartney, seconded by Mr. Powell, to upgrade Ms. Douglas’ license from a CRT to a RRT. The motion passed.

3. Delores McLeod – CRT Applicant. Ms. McLeod appeared before the Board due to a misdemeanor conviction. After discussion, a motion was made by Ms. Christmon, seconded by Mr. Powell, to grant Ms. McLeod an unrestricted license. The motion passed.

Tennessee Professional Assistance Program Report (TnPAP)

Mike Harkreader, TnPAP Executive Director gave the following report:

Statistics from July 1, 2016 through March 30, 2017

| | |
|--|---|
| Monitoring | 3 |
| Monitoring Type - Involuntary | 3 |
| Monitoring Type - Referral Source - TDOH | 1 |
| Employer Referral | 1 |
| TDOH Referral | 1 |
| File Closure – Evaluated; declined recommendations | 1 |
| Monitoring complete | 1 |
| Monitoring Agreement Noncompliance | 2 |

Ratifications

Mr. Hamm made a motion, seconded by Ms. Caldwell, to approve the list of newly licensed and license reinstatements for certified and registered respiratory therapists, registered respiratory therapist polysomnography endorsements, and closed files. The motion carried:

REGISTERED RESPIRATORY THERAPISTS

New Licenses

John Anderson Henry
Andrea Marie Chipman
Kimberly Ann Gearing
Tonya Marie Hedge
Stephanie Michelle Lavender
Tyarra Lashunta Maxwell
Juliann Tedeschi

Amber Nicole Calhoun
Camilla Cummings
Scott Christopher Hall
Arthur Duane Horton
Brandi Rae Laxton
Ikram Ahmed Mohamed

Registered Respiratory Therapists Polysomnography - Endorsements

Scott C. Hall- BRPT Exam

Licensed Registered Respiratory Therapists - Closed

Joseph Andrew Perseghin III

Certified Respiratory Therapists - Licensed

Shanena Nicole Claxton
Lanie L. Goodwin
Latonya Lanette Moore
Kienna Dennaë Thorne

Coty Marie Crowley
Alympia A. Lee
Susan Michelle Nelms

Reinstatement (s)

Pugh, Brian
Wellman, Latrina

Reinstated Certified Respiratory Therapist Closed Applications

Jaclyn Gregg
Crystal Walker

William Morrison

Legislation

There was no new legislation to report at the meeting.

Administrative Report

Mary V. Webb, Board Administrator, presented the administrative report as follows:

Statistical Report

Total active licensees as of May 11, 2017:

| RRT | CRT | RCA |
|-------------------------|-------------------------|----------------------|
| Active Licensees – 3511 | Active Licensees – 1354 | Active Licensees – 9 |

Total active licensees as of May 12, 2016:

| RRT | CRT | RCA |
|-------------------------|------------------------|-----------------------|
| Active Licensees - 3432 | Active Licenses - 1442 | Active Licensees - 11 |

Total active licensees as of May 28, 2015:

| RRT | CRT | RCA |
|-------------------------|-------------------------|-----------------------|
| Active Licensees - 3303 | Active Licensees - 1521 | Active Licensees - 11 |

Licensing activities from March 28, 2017 through May 10, 2017:

| RRT | CRT |
|-------------------------------------|-------------------------------------|
| New applications received - 58 | New applications received - 12 |
| New licenses issued – 13 | New licenses issued – 9 |
| Reinstated - 3 | Reinstated - 3 |
| Registered Poly Endorsement(s) - 1 | Certified Poly Endorsement(s) -0 |
| Number of renewals – paper - 22 | Number of renewals – paper - 8 |
| Number of renewals on line - 124 | Number of renewals on line - 37 |
| Number of licensees who retired - 3 | Number of licensees who retired - 1 |
| Expired - 16 | Expired – 6 |
| Closed Files - 1 | Closed Files - NA |

Licensing activities from February 8, 2016 through May 9, 2016:

| RRT | CRT |
|-------------------------------------|-------------------------------------|
| New applications received - 102 | New applications received - 34 |
| New licenses issued - 52 | New licenses issued - 15 |
| Reinstated - 4 | Reinstated - 3 |
| Number of renewals – paper - 83 | Number of renewals – paper - 34 |
| Number of renewals on line - 271 | Number of renewals on line - 131 |
| Number of licensees who retired - 4 | Number of licensees who retired - 6 |
| Expired - 30 | Expired - 34 |
| Closed Files - NA | Closed Files - NA |

Licensing activities from February 11, 2015 through May 22, 2015:

| RRT | CRT |
|---------------------------------|--------------------------------|
| New applications received - 129 | New applications received - 30 |

| | |
|-------------------------------------|-------------------------------------|
| New licenses issued – 64 | New licenses issued – 28 |
| Reinstated - 6 | Reinstated - 7 |
| Number of renewals – paper - 79 | Number of renewals – paper - 61 |
| Number of renewals on line - 288 | Number of renewals on line - 94 |
| Number of licensees who retired - 3 | Number of licensees who retired - 3 |
| Expired - 34 | Expired – 49 |
| Closed Files - 2 | Closed Files - 1 |

For RRTs, the number of renewals online during this period constituted a usage rate of 85%. For CRTs the number of online renewals constituted a usage rate of 82%.

Travel

- A. AARC Conference, October 4-7, Indianapolis, IN
- B. NBRC Annual Conference, August 25-27, 2017, Overland, KS
- C. FARB Regulatory Law Seminar, Savannah, GA October 5-8, 2017
- D. CLEAR Annual Educational Conference, Denver, CO September 13-16, 2017

As of October 1, 2016 the maximum hotel lodging increased to \$161.00 per night. The mileage remains .47 cents per mile. The meals remain \$44.25 per day for overnight stay.

Board Members

Mr. John Schario has been replaced by Mr. Curtis Powell from Chattanooga. The Board thanked Mr. Schario for his dedicated services to the Board during his tenure.

The Board also congratulated both Ms. Caldwell and Mr. Granville on their re-appointments to the Board.

Conferences

A motion was made by Mr. Powell, seconded by Ms. Christmon, to send Michael Sobowale to the CLEAR Conference in Denver, CO September 13-16, 2017. The motion passed.

Electronic Notification

The Board discussed sending out electronic notifications to licensees e-mail addresses to keep them informed of various updates and board activities throughout the year.

Legislative Update

Mr. John Williams informed the Board that there are several laws that pertain to various health related boards; especially Public Chapter 240 which allows regulatory bodies to issue a limited license to any health practitioner whose license has been inactive for an extended period to be issued a limited license

to practice. Mr. Williams stated he would like for the Health Department's legislative liaison to further discuss this legislative act and others with the board at the next meeting.

Discussion on Surplus Reduction

The Board discussed a possible rule making hearing in order to reduce the board's total cumulative balance. Although, a renewal fee reduction just occurred in February 2016, the Board is concerned that it is not enough to help reduce the surplus.

A suggestion was made by Anna Ambrose to have Ms. Alcock check on the feasibility of the Board to be able to sponsor continuing education for licensed respiratory therapists in the State to meet the yearly one (1) hour of patient care safety and one (1) hour of healthcare ethics requirement. She proposed checking with the Attorney General's office to determine if this proposal can be approved, pursuant to the narrow definition provided in the statute for how the boards should spend money. Ms. Alcock informed the Board that it would be very difficult to spend surplus money on awarding scholarships for licensees to take continuing education courses because the statutes are very specific on what regulatory boards can spend money on.

The Board requested Ms. French to run possible scenarios about the costs associated with the Board growing and reducing renewal fees at the same time. Ms. French agreed to discuss her findings at the August meeting.

Adjournment

There being no further business, a motion was made by Ms. Caldwell, seconded by Ms. Braddock, to adjourn the meeting. The motion passed.

The meeting was adjourned at 11:57 A.M.

Anna Ambrose, Chair

Date

These minutes were ratified at the August17, 2017 board meeting.