

Board of Respiratory Care Minutes

Date: August 27, 2015

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

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

Members Present: Anna Ambrose, RRT, Chair
Delmar Mack, RRT, Ed. D, Secretary
Jeffrey P. McCartney, MD
Troy Hamm, RRT
Lisa Caldwell, RRT
Winston A. Granville, RRT
John Schario, Hospital Administrator
L. Gail Braddock, Consumer Member

Staff Present: Michael Sobowale, Board Unit Director
Lakita Taylor, Board Manager
Mary Webb, Board Administrator
Mary Katherine Bratton, Assistant General Counsel
Vanessa Crutcher, Fiscal Officer
Nichelle Dorroh, Disciplinary Coordinator of Office of Investigations

Guests Present: Elaine Eaton, Representative, Tennessee Professional Assistance Program
John Williams, Attorney, Tennessee Society for Respiratory Care
Candace Partee, Board Consultant
Colleen Schabacker

A quorum being present, Madam Chair, Anna Ambrose, called the meeting to order at 9:01 a.m.

Election of Officers

A motion was made by John Schario, and seconded by Troy Hamm, to re-elect Anna Ambrose as the Board Chair. The motion carried.

A motion was made by Dr. Mack, and seconded by Lisa Caldwell, to elect Winston Granville as the Board Secretary. The motion carried.

Office of General Counsel

Mary Katherine Bratton, Assistant General Counsel, presented the office of General Counsel report to the Board.

Conflict of Interest

Ms. Bratton discussed the conflict of interest policy with the Board. She reminded the Board of the conflict of interest policy and requested that board members to sign the conflict of interest policy form who have not done so.

Rules

Ms. Bratton reminded the Board that the Board pending rules regarding fee changes and continuing education are still being reviewed at the Attorney General's office, and after approval they should be brought before the Joint Government Operations Committee. The effective date will be communicated to Board members once it is known.

Litigation

OGC currently has one open case pertaining to the Respiratory Care Board. There are no Consent Orders or trials today.

Appeals

The Board currently has one open case up on appeal to Chancery, which is the licensure denial appeal of Mr. Robert Neely. The Neely matter is still on appeal and has been set for oral argument on June 26, 2015.

Order of Compliance

Ms. Bratton presented the Order of Compliance on Daniel Nathan Bruce, LCRT. Mr. Bruce was not present. Ms. Bratton stated that Mr. Bruce has demonstrated to the Board that he has satisfactorily complied and satisfied all requirements set forth in an August 28, 2014 Board order. A motion was made by Ms. Ambrose, and seconded by Mr. Hamm, to approve the Order of Compliance as presented. The motion carried.

Approval of Minutes

A motion was made by Mr. Granville, and seconded by Dr. McCartney, to accept the May 28, 2015 minutes. The motion carried.

Administrator's Report

Michael Sobowale, Board Director, reported to the Board that he attended the sunset hearing for the Board of Respiratory Care, and is happy to report that the Board has been extended for another six (6) years. Mr. Sobowale explained to the Board that there were a few questions that the Board was

required to answer and submit back to the Government Operations Committee for review. Mr. Sobowale stated that the Board has not heard a response back at this time, but, will report the information back to the board.

Mary V. Webb, Board Administrator, presented the Director/Administrator’s report with the following statistical information as of May 25, 2015:

Active Respiratory Therapists

- RRT—3371
- CRT—1521
- RCA—11

Board licensure activity totals from May 25, 2015 through August 21, 2015:

RRT	CRT
New applications received-71	New applications received-39
New licenses issued—104	New licenses issued—38
Number of renewals-paper-70	Number of renewals-paper-34
Number of renewals online-302	Number of renewals online-110
Reinstatements—0	Reinstatements—0
Number of licensees who retired—4	Number of licensees who retired—2
Expired—36	Expired—46
Closed Files -0	Closed Files-0

Ms. Webb reported that the number of RRTs renewals processed online during this period constituted a usage rate of 81%. For CRTs the number of online renewals constituted a usage rate of 76%.

Ms. Webb reported the list of TSAC Orders of Default to the board from 5/28/2015 through 8/21/2015:

Benny Boggs, RRT
 Michelle Ruth, RRT
 Rebecca Johns, RRT

Ms. Webb reported the list of TSAC suspensions lifted from 5/28/2015 through 8/21/2015:

Jenee Lister, RRT	Laura Frazier, CRT
Benny Boggs, RRT	Margot Demeter, CRT
Michelle Ruth, RRT	Clistha Tucker, CRT
Rebecca Johns, RRT	Teresa Hart, CRT

Ms. Webb directed the Board to their iPads to show a chart of comparisons for the number of applications received and the number of licenses issued in 2013, 2014 and 2015. Ms. Ambrose stated that she was very pleased to be able to see the growth in the respiratory care profession from year to year.

Newsletter

Ms. Taylor presented the Summer 2015 newsletter to the Board. Ms. Ambrose stated that she was very pleased and requested that the newsletter and a postcard be mailed to applicants early next year and they include information regarding the rulemaking hearings for the fee increase and the increase of the continuing education hours. Ms. Bratton and Mr. Sobowale, explained to the Board that it will need to vote to allocate the necessary funds for the cost of postage and production. A motion was made by Mr. Schario and seconded by Mr. Hamm, that the cost for the postcards and the newsletter should not exceed \$7500. The motion carried.

Conferences

Michael Sobowale, Unit Director, requested that the Board allocate funds to approve him to attend the NBRC conference in September. A motion was made by Dr. Mack, and seconded by Ms. Caldwell, to approve Mr. Sobowale to attend the conference. The motion carried.

Dr. Mack reiterated to the Board that Board's attorney should be approved to travel to any conferences and conventions and that Board should make it a standard to vote to allow Ms. Bratton to attend.

Ms. Bratton, board attorney was invited to attend the Encore Health Care conference in Gatlinburg, TN on December 4, 2015 by Colleen Schabacker. Ms. Bratton explained that she would explain to the participants the board's licensure process for respiratory therapists as well as polysomnography participants. Ms. Bratton stated that she would inform the participants of the upcoming rule changes and go over the policies, and rules and regulations.

A motion was made by Mr. Schario and seconded by Mr. Hamm to approve Ms. Bratton and Dr. Mack to attend the conference. The motion carried.

Ms. Webb requested to attend the AARC Congress conference in Tampa, FL which will be held on November 7-10, 2015. A motion was made by Dr. Mack, and seconded by Ms. Caldwell. The motion carried.

Financial Report

Michael Sobowale, Unit Director, reported to the Board that the financial status remains the same from the May board meeting and that a new report will be available at the November board meeting.

Investigative/Disciplinary Report

Nichelle Dorroh, Disciplinary Coordinator, in the Office of Investigations, presented the Investigative and Disciplinary reports as follows: There are currently six (6) active cases for registered respiratory therapists and five (5) are ready for review and three (3) active cases for certified therapists

Tennessee Professional Assistance Program Report (TnPAP)

Elaine Eaton, TnPAP Coordinator, gave the following report:

Statistics from July 1, 2014 through June 30, 2015

Monitoring	4
Referral Source - TDOH	2
Employer referral	1
Monitoring Type - TDOH	1
Non-voluntary	3
File Closure – monitoring completed	2
File Closure – noncompliance; TDOH notified	2

Applicant Interview/File Review

1. Brian Free – Mr. Free was not present. Mr. Free’s application file was brought before the Board due to being disciplined in North Carolina in 2007. After review and discussion by the Board, a motion was made by Mr. Granville, and seconded by Dr. McCartney to approve Free a license. The motion carried.
2. Aaron Reed – Mr. Reed was not present. Mr. Reed’s application file was brought before the Board due to a 2005 DUI conviction and a 2008 domestic violence conviction. After review and discussion by the Board, a motion was made by Dr. McCartney, and seconded by Mr. Schario, to approve Mr. Reed for a license. The motion carried. felony conviction for unlawful use of a weapon in 2001. Mr. Velazquez stated that the
3. Amber Hughes – Ms. Hughes was not present. Ms. Hughes’ application file was brought before the Board due to a DUI conviction in 2008 and 2011. After review and discussion by the Board, a motion was made by Dr. Mack and seconded by Mr. Schario to refer Ms. Hughes to TnPAP for an evaluation. The motion carried.
4. Bruce Mitchell - Mr. Mitchell was present. Mr. Mitchell’s application file was brought to the board because the University of Illinois could not provide him with a copy of his diploma from the respiratory care program that was now closed. Mr. Mitchell was able to retrieve a copy of his diploma which was presented to the Board for review. A motion was made by Mr. Schario, and seconded by Mr. Hamm, to approve Mr. Mitchell for a license. The motion carried.
5. Kristie Satterfield – Ms. Satterfield was present. Ms. Satterfield’s application file was brought before the Board due to a DUI conviction in 2011. After review and discussion by the Board, a motion was made by Mr. Hamm, and seconded by Dr. McCartney, to approve Ms. Satterfield for a license. The motion carried.
6. David Price – Mr. Price was not present. Mr. Price’s application file was brought before the Board because he informed the administrative office that his physician refused to provide a

written statement of regarding the usage his prescription medication. A motion was made by Dr. McCartney, and seconded by Dr. Mack that the approval of Mr. Price's license is contingent upon receipt of his doctor's statement regarding the medications that he listed on his application or provide a copy of the label to the administrative office before approval. The motion carried.

7. Chitquita Mitchell – Ms. Mitchell was not present. Ms. Mitchell's application file was brought before the Board because of a 2011 charge of driving on a suspended license, a charge in 2012 for driving on a revoked license, and a vandalism charge in 2013. All of the charges were dismissed. After review and discussion a motion was made by Dr. Mack, and seconded by Mr. Granville to approve Ms. Mitchell for a temporary permit. The motion carried.
8. Ciara Small – Ms. Small was present. Ms. Small's application file was brought before the Board due to a charge in 2011 for careless driving, no tag on vehicle, and operating a vehicle while under the influence. After review and discussion by the Board, a motion was made by Dr. McCartney and seconded by Ms. Caldwell to approve Ms. Small for a temporary permit. The motion carried.

Ratifications

Mr. Granville made a motion, seconded by Mr. Schario, to approve the list for newly certified, and registered respiratory therapists, and reinstatements. The motion carried.

REGISTERED RESPIRATORY THERAPISTS

New Licenses

Renee Anderson	Charles Commodore	Carly Elizabeth George
Geovanna Aparicio	Morgann Culberson	Brittany Greene
Teddy Bass, III	Dabney Cutcher	Tamara Grienberger
Robert Bates	Savannah Davis	Jerry Griffin, II
Janet Birkner	Melinda Dennis	Jessica Griffis
Margarete Blaas	Carla Donathan	Jean Guidry
Casi Blade	Aaron Eads	Lacey Hamilton
Kellie Bramlett-Edwards	Kellie Eads	Alan Harmon
Shannon Bush	Kenneth Empfield	Ross Harper
Bradley Campbell	Joshua Evans	Aundrea Harris
Cierra Campbell	Jessie Evans, Jr.	Erin Sue Hause
Angela Cates	Autumn Fatchett	Amber Hendrix
Tanisha Cathey	Terina Fix	Kaitlin Higginbotham
Alexandra Childrey	Summer Cooper Ford	Barbara Himlin
Bowen Clark	Laura Beth Garner	Lori Hohmann

Grace Collier
Samantha Jones
Shawna Larrabee
Sara Maley
Allison Martinez
Eric McKnight
Shana O'Brien
Carrie Patterson
Jennisha Poarch
Mercedes Rhoten
Dian Rubio
Emal Sharif
Tracie Smith
Tyler Thigpen
Chelsea Troutman
Joseph Warren
Ian West
Julie Wright
Shannon Yuhasz

Shava Garrett
Christopher Kelly
Andrew Lewis
Kimberly Malone
Vernon Matthews
Kaitlyn Morgan
Ava Orzechowski
Geoffry Peistrup
Shahram Razzaghi
Paul Andrew Rice
Batul Said
Alyssa Shelton
Francisco Soto
Nicole Thompson
Ericka Walker
James Weaver
Mark Witherow
Korinne Wynkoop
Kaveen Yunus

Samantha Jackson
Gabriel Kineer
Keyawna Majors
Brittany Manuel
Shaina McFall
Rebecka Nicoll
Ashley Parisek
Jennica Pierce
Montgomery Reid
Roger Dale Robertson
Sasha Sargent
Daniel Shores
Lisa Jo Stephens
Melissa Tripp
Katherine Wang
Rachael Weems
Emily Wood
Kimberly Yoder
Julie Davy

CERTIFIED RESPIRATORY THERAPISTS

New Licenses

Stephanie Allen
Julie Birmingham
Ashleigh Cline
Carla Deemuse
Kaleigh England
Brittany Greene
Danielle Jordan
Kassy Maynard
Autumn Sexton
Francisco Soto
Rhonda Valentine
Rachael Weems

Joe Alvarez, Jr.
Holli Jo Bulla
Amanda Cobble
Melinda Dennis
Terina Fix
Erin Sue Hause
Melinda Laster
Mercedes Rhoten
Monet Shook
Lisa Jo Stephens
Axel Velazquez
Lindsey Wilburn

Misty Barnett
Jose Cermenio
Lisa Davis
Lindsay Eilbracht
Terra Gilbert
Sara Headrick
Andrew Lewis
Ashley Rush
Roger Dale Smith
Lacey Tipton
Jordan Walker

Report on Conferences attended since last board meeting

Dr. Mack and Mr. Granville attended the AARC Summer forum in Phoenix, AZ in July. Dr. Mack reported that the AARC has not yet made a decision to discontinue administering the CRT examination.

Mr. Granville reported that graduates are having to take three (3) examinations and are passing the written exams but not the stimulation portion which prevents the individual from becoming a registered therapist even though they may have passed the written portion of the registered exam.

Surplus Funds

Ms. Bratton reported to the Board that the surplus funds are still being reviewed by the Office of General Counsel and she and the fiscal office are trying to come up with appropriate ideas for the board to spend the funds. Ms. Bratton stated that the funds must be spent on the implementation of regulations of the Board.

Ms. Ambrose asked if some of the surplus could be used for the production and mail out of a postcard and the newsletter to licensees, and Ms. Bratton said yes. Mr. Schario made a motion, seconded by Mr. Granville, that the cost for the production of postcards, to mail them and the newsletters, should not exceed \$7500. The motion carried.

Board members to teach an ethics and jurisprudence course

Ms. Bratton reported to the Board that they may want to consider teaching the ethics and jurisprudence courses themselves. She explained to the Board that several other profession board members are providing continuing education courses to their licensees and that they could use one of the conference rooms. Ms. Bratton stated that the board's surplus funds could be used to offset the cost of the courses and use of the conference room. Dr. Mack volunteered to teach the courses.

Adjournment

There being no further business, the meeting was adjourned at 11:26 a.m.

These minutes were ratified at the November 12, 2015 board meeting.