

KENTUCKY BOARD OF RESPIRATORY CARE

MINUTES

April 21, 2010

A meeting of the Kentucky Board of Respiratory Care was held at 5:30 p.m., on Wednesday, April 21, 2010 at Sal's Restaurant in Lexington, KY.

MEMBERS PRESENT

Tamara G. McDaniel, Chair
Jeff W. Knight, Vice-Chair
James P. Bronson, Jr.
Janet R. Vogt
Dr. David Hasselbacher
Dr. Robert W. Powell

KBRC STAFF

Peggy Lacy Moore, Executive Director
Rick L. Rose, Administrative Assistant

OTHER

Cheryl Lalonde, AAG

Mrs. McDaniel, Chair, called the meeting to order at 5:40 p.m., at Sal's in Lexington, KY.

Minutes

Jim Bronson moved to approve the February 18, 2010 meeting Minutes with amendments; seconded by Janet Vogt. Motion carried unanimously.

Mrs. Moore advised HB 276 passed the General Assembly. HB 276 requires future boards consisting of less than 100 licensees to fall under the jurisdiction of the Division of Occupations and Professions.

Report from CEU Committee - Continuing Education

Mrs. Vogt advised there's nothing new to report on her review of CEU's. Dr. Powell asked about the 2010 audit process. Ms. Lalonde, Mr. Bronson, Mrs. Vogt, Mrs. McDaniel and staff discussed the work that the new audit process commanded. Mrs. McDaniel noted that the process took three (3) months and the staff could have used temporary help. Staff will mail postcards to remind practitioners that the 2011 renewal window will open on November 1, 2010 and they must have their CEU's by December 31, 2010 to meet the 2011 renewal requirements.

Old Business

FYI: Kathryn Hanson, KY Sleep Society, Re: "Polysomnography Draft Legislation Act"

Mrs. McDaniel presented the Board's response to Kathryn Hanson, Executive Director of the KY Sleep Society. Mrs. McDaniel noted she has not had any further discussion with Mrs. Hanson, nor has any member of the KSRC to her knowledge.

Complaints

Pursuant to KRS 61.810 (1) (c) and (j), Jeff Knight made a motion for the Board to go into closed session to discuss proposed or pending litigation and to deliberate regarding individual adjudications. The motion was seconded by Dr. Hasselbacher, and carried unanimously.

Jeff Knight moved to come out of closed session; seconded by Jim Bronson. Motion carried unanimously.

Agreed Orders:

Tami D. Balser KY # 2181 – KYPRN Agreement & AO 8/13/2008

Ms. Lalonde advised Tami Balser did not return the Agreed Order that was sent certified mail to her on February 25, 2010. Jeff Knight made a motion for legal counsel to send a certified letter setting a hearing date for July 12, 2010 at 9:00 a.m., for Ms. Balser; seconded by Janet Vogt. Motion carried unanimously.

Kim Deaton KY # 3627 – AO 11/19/2008; AO 1/26/2010

Ms. Lalonde reported Kim Deaton is compliant. No action on the case.

Scotty D. Halsey KY # 2138 – AO 12/02/2008

Ms. Lalonde reported Scotty Halsey is compliant. No action on the case.

John “Jack” Harrison KY # 0285 – AO 12/02/2008

Ms. Lalonde reported John “Jack” Harrison is compliant. No action on the case.

Charlotte Dreux KY # 0773 – AO 12/02/2008; Amended AO 2/19/2009

Ms. Lalonde reported Charlotte Dreux is compliant. No action on the case.

Terry Clark KY # 0742 – AO 12/02/2008

Ms. Lalonde reported Terry Clark is compliant. No action on the case.

Thomas W. Grant KY # 0527 – AO

Ms. Lalonde reported Thomas W. Grant is compliant. No action on the case.

Eric Harmon KY # 5433 – AO 2/19/2009

Ms. Lalonde reported Eric Harmon is compliant. No action on the case.

Kim Murphy KY # 5038 – AO 7/1/2009

Ms. Lalonde reported Kim Murphy is compliant and her one year starts on July 2, 2009. The earliest date the Board may consider a petition for reinstatement of Ms. Murphy's licensure certificate is July 2, 2010. No action on the case.

Richard T. Dials – KY # 3996

Ms. Lalonde stated Garmon D. Preece, Sheriff of Martin County, KY served Mr. Dials the Agreed Order of Surrender as Revoked on March 30, 2010 at 17:35. Mr. Dials left a phone message that he did not intend to comply with our Orders and was moving to Alaska. Jeff Knight made a motion for legal counsel to send a certified letter setting a hearing date for July 12, 2010 at 1:00 p.m., for Mr. Dials; seconded by Janet Vogt. Motion carried unanimously.

Jason Perdue – KY # 5466

Ms. Lalonde stated Jason Perdue has entered into the KYPRN agreement and he has signed his Agreed Order with the Board. Jeff Knight made a motion to approve the Agreed Order; seconded by Jim Bronson. Motion carried unanimously.

Lisa A. Smith KY # 0386

Ms. Lalonde stated Lisa Smith has entered into the KYPRN agreement and she has signed her Agreed Order with the Board. Ms. Smith requested the Board to give her retroactive credit for the time she has worked with the pre-trial services diversion program starting on December 17, 2009. Jeff Knight made a motion to approve the Agreed Order without credit for the time Ms. Smith worked with the pre-trial program since she was not working with Brian Fingerson at the same time; seconded by Jim Bronson. Motion carried unanimously.

Complaint Cases:

The Board did not have any complaint cases to review.

Angela N. Smith, KY # 5929 - Submits Information Re: Charged with Two (2) Felonies

Mrs. Moore presented information from Angela N. Smith, KY # 5929 wherein she was charged for selling stolen property on eBay, resulting in two felonies. Ms. Smith came to the Board for a review since her licensure certificate is due for renewal on January 30, 2011. Jim Bronson made a motion that a letter be sent to Ms. Smith stating this case alone will not prevent her from renewing her licensure certificate in 2011; seconded by Dr. Hasselbacher. Motion carried unanimously.

FYI: Survey by Mark Vargas, RRT, President of KSRC Re: RT Salaries in Fayette Co.

Mrs. Moore presented as an FYI a survey on RT salaries in Fayette County by Mark Vargas, RRT, and President of the KY Society of Respiratory Care.

Application Review

A motion was made by Janet Vogt to accept all **42** applications since the last meeting; seconded by Jeff Knight. Motion carried unanimously.

The following **Student applications (6)** were approved:

Ronnie Burns, Brandon C. Deborde, Angela M. Hoskins, Philip P. Hendrickson, Rachel A. Messmer and Tracy R. Parman.

The following Temporary **applications (0)** were approved:

No Temporary applications to review.

The following **NBRC applications (26)** were approved:

Kimberly R. Anderson, Angela M. Barrier, Katherine T. Belt, Joseph C. Cecil, Jennifer M. Clark, Melissa E. Giorgi, Emily A Goedde, Hanh N. Ha, April D. Harris, Michael E. Holley, Alican H. Jones, Jaclyn F.Lewis, John C. Lippard, Sarah J. Maddox, Ann M. Maxted, Carolyn M. Mchendry, Levi R. Meiller, Makayla F. Morris, Sarah E. Nance, James T. Pinkerman, Trisha B. Rehmel, Rachel E. Rosenbaum, Monica Rae Watkins, Amy D. Windon, Sarah E. Withers, and Richard L. Young.

The following **Reciprocity applications (10)** were approved:

Janice M. Copper, Angela A. Cook, Julia R. Egan, Malysa D. Hefflinger, Debra L. Janecek, Caroline Lindemann, Wesley M. Phy, Dawn Marie Soley, Graig L. Theis, and Tom M. Fazilah.

Dr. Hasselbacher made a motion to adjourn the meeting at 8:00 p.m.; seconded by Jim Bronson. Motion carried unanimously.

Tamara G. McDaniel, Chair
KY Board of Respiratory Care