

KENTUCKY BOARD OF RESPIRATORY CARE

MINUTES

December 27, 2010

A special meeting of the Kentucky Board of Respiratory Care was held at 6:50 p.m., on Monday, December 27, 2010 at Portofino's, 249 E. Main Street, Lexington, KY.

MEMBERS PRESENT

Tamara G. McDaniel, Chair
Jeff W. Knight, Vice-Chair
Janet R. Vogt
Jeff Smithern

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 6:50 p.m. The meeting started late because it could not be called to order without a quorum, and member Jeff Knight was delayed due to another obligation. Peggy Lacy Moore, Executive Director, administered the Oath of Office to Jeff W. Knight and Jeff Smithern, both appointed by Governor Steven L. Beshear to serve a three-year term expiring October 31, 2013.

Minutes

Janet Vogt moved to approve the October 7, 2010 meeting Minutes; seconded by Jeff Knight. Motion carried unanimously.

Report from CEU Committee - Continuing Education

Mrs. Vogt reported the CEU approvals were going well; she returns her approvals within 24 hours. The 2011 renewals will consist of 2,184 folks due to renew by January 30, 2011; with 308 of those practitioners slated to be audited. Mr. Rose stated 907 renewals had been received and 116 of those renewals were earmarked for the 2011 audit.

As requested by Jeff Knight, staff contacted KY.Gov to sign the Board up on Facebook to reach more of our practitioners about important notices.

KY Sleep Society's Latest Polysomnography (Sleep Techs) Draft Practice Act

Mrs. McDaniel discussed the latest draft that came to us from the KSRC regarding the KY Sleep Society's Polysomnography latest practice act draft. A motion was made by Jeff Knight, and seconded by Jeff Smithern, to send a letter to Kathryn Hansen, Executive Director of the KY Sleep Society. The legislation does not have the blessing of this Board without an exemption for respiratory therapists and a fiscal study that outlines the financial impact to the Board. Motion carried unanimously.

Mary Jo Stevens Email Re: Carolyn Sue Jones, RRT Complaint

The Board reviewed correspondence from Mary Jo Stevens about a complaint she made on Carolyn Sue Jones, RRT, employee of Baptist Regional Medical Center, in Corbin, KY. A motion was made by Jeff Knight, and seconded by Jeff Smithern, that this Board request the standing order for MDI from Baptist Regional Medical Center, in Corbin, KY. Motion carried unanimously. This matter will be revisited at the Board's next meeting.

Dennis Pope KY # 4957 – NBRC Hearing

Mrs. Moore presented information on Dennis Pope's hearing before the NBRC. Mr. Pope should be eligible for reinstatement of his KY licensure in 2012, pursuant to the Agreed Order he entered into in 2009.

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 individual adjudications. The motion was seconded by Jeff Smithern, and carried unanimously.

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

Agreed Orders:

Terry Clark KY # 0742 – AO 12/02/2008

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

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

The Agreed Order was signed. No further action required.

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.

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.

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.

Jason Perdue – KY # 5466

Ms. Lalonde reported Jason Perdue is compliant. No action on the case.

Lisa A. Smith KY # 0386

Ms. Lalonde reported Lisa A. Smith is compliant. No action on the case.

Complaint Cases:

A. Lovejoy Medical, Frankfort, KY Filed by: June Sorensen, CRT

The Board reviewed a complaint filed on Lovejoy Medical, Frankfort, KY by June Sorensen, CRT. The Board reviewed Bryan Tudor’s investigative report. A motion was made by Jeff Knight, and seconded by Janet Vogt, to dismiss the complaint without prejudice due to insufficient facts to support a violation of law. Motion carried unanimously.

B. Deborah Sublett, RRT @ UK Medical Center filed by: Esther Irene Preston, RRT

The Board reviewed the complaint filed on Deborah Sublett, RRT at the UK Medical Center. filed by Esther Irene Preston. A motion was made by Jeff Knight, and seconded by Janet Vogt, to dismiss the complaint without prejudice due to insufficient facts to support a violation of law. Motion carried unanimously.

C. Sorrell Home Medical Equipment , LLC filed by Esther Irene Preston, RRT

The Board reviewed a complaint filed on Sorrell Home Medical Equipment, LLC, filed by Esther Irene Preston, RRT. A motion was made by Jeff Knight, and seconded by Janet Vogt, to dismiss the complaint without prejudice due to insufficient facts to support a violation of law. Motion carried unanimously.

New Business

FYI: Dick Dearing Email Re: Liquid Oxygen & Storage Requirements

Jeff Knight stated this was an FYI as he had replied to Mr. Dearing’s email inquiry re liquid oxygen and storage requirements for long term care/assisted living facilities.

Laura Thomas KY # 5464 – 2011 Review of Renewal Application

Laura Thomas KY # 5464 filed her 2011 renewal application and indicated she had a DUI. A motion was made by Jeff Knight, and seconded by Jeff Smithern, to request legal counsel to

prepare an Agreed Order with standard terms including 5 years probation and a KYPRN contract. Motion carried unanimously.

Mary Marcia Fuller KY # 1295 – 2011 Review of Renewal Application

Mary Marcia Fuller KY # 1295 filed her 2011 renewal application and indicated she had a DUI. A motion was made by Jeff Knight, and seconded by Jeff Smithern, to request legal counsel to prepare an Agreed Order with standard terms including 5 years probation and a KYPRN contract. Motion carried unanimously.

Michelle Tibbs Attending WKCTCS Seeking Licensure Approval

Michelle Tibbs requested the Board to review her past conviction and advise her if that would preclude future certification. A motion was made by Jeff Knight, and seconded by Jeff Smithern; for Cheryl Lalonde to respond that this past conviction alone would not prevent her from acquiring a KY respiratory licensure in the future; however, her conduct between this request and a future application for certification will be considered. Motion carried unanimously.

Amy Golden KY # 4262 – 2011 Review of Renewal Application

Amy Golden KY # 4262 filed her 2011 renewal application and indicated she had a DUI. A motion was made by Jeff Knight, and seconded by Jeff Smithern, to request legal counsel to prepare an Agreed Order with standard terms including 5 years probation and a KYPRN contract. Motion carried unanimously.

Aimee Keen KY # 5834 – 2011 Review of Renewal Application

Aimee Keen KY # 5834 filed her 2011 renewal application and indicated she had a DUI. A motion was made by Jeff Knight, and seconded by Jeff Smithern, to request legal counsel to prepare an Agreed Order with standard terms including 5 years probation and a KYPRN contract. Motion carried unanimously.

2011 KBRC Meeting Dates Set

Mrs. McDaniel and the members set the following meeting dates for 2011:

Thursday, February 17, 2011 – 5:30 p.m., at KBRC
Thursday, April 14, 2011 – 5:30 p.m., @ Sal's
Thursday, June 16, 2011 – 5:30 p.m., @ KBRC
Tuesday, August 9, 2011 – 5:30 p.m., @ KBRC
Thursday, December 15, 2011 – 5:30 p.m., location TBA

Approval of Per-diem, Compensation, Travel and Honoraria

The motion was made by Jeff W. Knight, and seconded by Janet Vogt, to approve the payment of per diem, compensation and travel for Board members. Motion carried unanimously.

Application Review

A motion was made by Jeff Smithern to accept all **48** applications since the last meeting; seconded by Jeff W. Knight. Motion carried unanimously.

The following **Student applications (13)** were approved:

Karla P. Ashley, Logan Bemiss, Melissa K. Buchanan, Jenna N. Flaherty, Timothy R. Hadden, Anthony L. Keith, Kathryn P. Kopple, Kelly R. Lange, Ashley N. Lee, Julia M. Moore, Kelly A. Riddell, Jennifer L. Watts and Erica A. Wilson.

The following **Temporary applications (5)** were approved:

James R. Brown, Ashley L. Chaney, Tracy R. Parman, Gary M. Profitt & Linda Michelle Westerman.

The following **NBRC applications (20)** were approved:

Rhonda A. Bailey, Mary S. Beets, Melissa K. Buck, Tyler E. Catron, Brandon C. Deborde, Patrick B. Geraghty, Scott C. Goforth, Angela B. Hollar, Kellie D. Lense, Sherley H. Martin, Crystal D. McKnight, Jesse W. Parsley, Aaron M. Peter, Kayla N. Sahay, Byron L. Scott, Megan Ann Stapleton, Christina G. Stewart, Tonya R. Tackett, Jessica L. Williams, David M. Young

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

Heather C. Close, John R. Combs, Lisa Evans, Susan E. Goldmeier, Brittnie L. Gunsalus, Nathaniel W. Kiegel, Lauren M. Kotte, Rebecca L. Miller, Lisa J. Meyer & Patricia A. Reheis.

Jeff Knight made a motion to adjourn the meeting at 8:50 p.m.; seconded by Jeff Smithern. Motion carried unanimously.

Tamara G. McDaniel, Chair
KY Board of Respiratory Care