

**KENTUCKY BOARD OF RESPIRATORY CARE**

**SUMMARY MINUTES**

February 21, 2013

A meeting of the Kentucky Board of Respiratory Care was held at 5:35 p.m., on Thursday, February 21, 2013 at the KBRC offices, 163 W. Short Street, Lexington, KY.

**MEMBERS PRESENT**

Janet R. Vogt, BHS, RRT, Chair  
Jeff W. Knight, RRT, Vice-Chair  
Jeff Smithern, RRT  
Dr. Robert W. Powell  
Tina Siddon, RRT  
Kathleen Kearney Schell

**KBRC STAFF**

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

**OTHER**

Cheryl Lalonde, AAG

Ms. Vogt called the meeting to order at 5:35 p.m., at 163 W. Short Street, Lexington, KY.

**Minutes**

Mr. Smithern moved to approve the December 11, 2012 minutes; seconded by Ms. Siddon. Motion carried unanimously.

**Continuing Education**

**Report on the 2013 Renewals**

Mr. Rose updated the Board on the 2013 renewal process. The Board had 2,213 renewals and 312 audits due by March 1, 2013. As of this date 62 percent had processed their renewals online and 587 renewed by paper form. Many of these had to be sent an updated licensure card due to the glitch of KY.Gov updating their system. Ms. Vogt and Ms. Siddon will review the remaining audits.

**David Mudd, Naomi Marcum, and Jeffery Stafford audits**

Jeff Knight made a motion for legal counsel to send an Agreed Order requesting double the deficiency of CEU's and a \$500 fine to David Mudd and Naomi Marcum; Jeffery Stafford will get a \$750 fine and triple the deficiency for falsification of his renewal; seconded by Ms. Siddon. Motion carried unanimously.

**Complaints**

Pursuant to KRS 61.810 (1) (c) and (j), Mr. 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 Ms. Siddon, and carried unanimously.

Mr. Knight moved to come out of closed session; seconded by Dr. Powell. Motion carried unanimously.

**Agreed Orders – KYPRN Reporting Cases Compliant**

Terry Clark

Mr. Fingerson reported Terry Clark is compliant. No action on the case.

Charlotte Dreux

Mr. Fingerson reported Charlotte Dreux is compliant. No action on the case.

Scotty D. Halsey

Mr. Fingerson reported Scotty Halsey is compliant. No action on the case.

Thomas W. Grant

Mr. Fingerson reported Thomas W. Grant is compliant. No action on the case.

Lisa A. Smith

Mr. Fingerson reported Lisa A. Smith is compliant. No action on the case.

Jason Perdue

Mr. Fingerson reported Jason Perdue is compliant. No action on the case.

Amy Lynn Golden

Mr. Fingerson reported Amy Lynn Golden is compliant. No action on the case.

Laura Thomas

Mr. Fingerson reported Laura Thomas is compliant. No action on the case.

Mary Marcia Fuller

Mr. Fingerson reported Mary Marcia Fuller is compliant. No action on the case.

Stanley Fields

Mr. Fingerson reported Stanley Fields is compliant. No action on the case.

April Dawn Hall

Mr. Fingerson reported April Dawn Hall is compliant. No action on the case.

Paul Sublett

Mr. Fingerson reported Paul Sublett is compliant. No action on the case.

Tricia Dees

Mr. Fingerson reported Tricia Dees is compliant. No action on the case.

Rodney Reynolds

Mr. Fingerson reported Rodney Reynolds is compliant. No action on the case.

Holly Shane Hall

Mr. Fingerson reported Holly Shane Hall is compliant. No action on the case.

**Complaint Cases with Agreed Orders & KYPRN – Updates or Action Needed**

Kim Murphy

Mr. Knight made a motion to send an Agreed Order of Permanent Barr to Application, Reinstatement or Renewal for Ms. Murphy; seconded by Dr. Powell. Motion carried unanimously. The record shows Ms. Siddon recused from the discussion and vote on Ms. Murphy.

Richard Dials

Mr. Knight made a motion to prepare a Notice of Hearing and Complaint and to set the case for a hearing on Thursday, May 9, 2013 at 9:30 a.m., EST; seconded by Ms. Siddon. Motion carried unanimously.

Tami Balsler-Sanders

Mr. Knight made a motion to send a letter to Brian Fingerson reminding him that Ms. Balsler-Sanders must have continued compliance before she may petition for reinstatement; seconded by Ms. Siddon. Motion carried unanimously.

Shannon Keys

Mr. Knight made a motion to send a letter of warning regarding Ms. Keys' compliance with her KYPRN and Agreed Order (copy Mr. Fingerson); seconded by Ms. Siddon. Motion carried unanimously.

Eric Harmon

A motion was made by Jeff Knight to send Eric Harmon a letter and copy Mr. Fingerson that any omission of compliances with the KYPRN agreement and the KBRC Agreed Order would extend his time. Mr. Harmon must document requisite compliance before he may petition the Board for reinstatement. The motion was seconded by Dr. Powell and passed unanimously.

**Complaint Cases:**

A. Christopher Killen

The Final Order was sent certified mail. No action required.

B. Allen W. Smith

A motion was made by Mr. Knight to ask Tamara G. McDaniel, investigator, to contact Mr. Smith's attorney, for any additional information they may have regarding this case and to investigate further; seconded by Dr. Powell. Motion carried unanimously. Jeff Smithern recused from the discussion and vote.

C. Gerald Pile

Mr. Knight made a motion to send Mr. Pile a letter and copy his attorney regarding the termination of Mr. Pile's student license and request that he return the student license; seconded by Dr. Powell. Motion carried unanimously.

D. Daniel C. Batsche

Mr. Knight made a motion to send Mr. Batsche a standard Agreed Order with terms; seconded by Dr. Powell. Motion carried unanimously. Jeff Smithern recused from the discussion and vote.

E. WeCare Medical, LLC

A motion was made by Mr. Knight to assign WeCare Medical, LLC complaint to an investigator; seconded by Dr. Powell. Motion carried unanimously.

F. Timothy Barton

Mr. Knight made a motion for continuation to allow Mr. Barton time to respond to the complaint; seconded by Dr. Powell. Motion carried unanimously.

G. Leslee N. Ballard

Jeff Knight made a motion to prepare an Agreed Order of Surrender as Permanently Revoked for Ms. Ballard's respiratory license. The motion was seconded by Dr. Powell and passed unanimously.

**Announcements**

Ms. Vogt announced the next meeting is set for Thursday, April 18, 2013, at 5:30 p.m., at the KBRC offices, 163 W. Short Street, Lexington, KY.

**Application Review**

A motion was made by Jeff Smithern to accept all **63** applications since the last meeting; seconded by Kathleen Kearney Schell. Motion carried unanimously.

The following **Student applications (19)** were approved:

Jerry L. Bell, Jr., Arnold A. Claxton, Kristina R. Devine, Talmane J. Fisher, Abby L. Gross, Jessica R. Hall, Brook M. Hammons, Shannon G. Henderson, Megan R. Hill, Molly M. Jehlik, Gregory T. Johanboeke, John C. May, Cheryl M. Mesenburg, Cindy D. Newbury, Jennifer M. Ralph, Danielle N. Stafford, Amanda L. Summitt, Brittany M. Warning and Amanda K. Warren.

The following **Temporary applications (1)** were approved:

Tina R. Roberts.

The following **NBRC applications (28)** were approved:

Macie A. Birdsong, Erica J. Bodemann, Clint S. Bolt, Kelly J. Carter, Michael L. Clark, Brandon G. Coulter, Abigail K. Day, Christina R. Despain, Tracie M. Evans, Heather D. French, Carolyn G. Gessner, Jimmy L. Johnson, Felicia M. Keeton, Selena W. Kincaid, Andrea N. Kirkman, Kimberly L. Knipp-Caskey, Deborah P. Maynard, Pamela K. Luntzel, timothy A. Patterson, Kristen N. Simak, Emily J. Stamm, Wayne Stevens, Rebecca L. Sulken, Norma A. Van Dyke, Anthony K. Van Huss, Debra L. White, Melissa S. Williams and Tracy E. Williams.

The following **Reciprocity applications (15)** were approved:

Farrah T. Allen, Christy Basehore, Lisa S. Devoto, John C. Fyffe, Emily A. Gregor, Michelle R. Henriott, Diana L. Justus, Kristen M. May, Patrick B. McCraney, Louise A. McConnell, Shelia M. McCraney, Glenda K. Nelson, Vanessa L. Rigel, Rachel E. Staley and Rachael S. Williamson.

---

Janet R. Vogt, BHS, RRT, Chair  
KY Board of Respiratory Care