

## **KENTUCKY BOARD OF RESPIRATORY CARE**

MINUTES  
August 17, 2023

The Kentucky Board of Respiratory Care held a meeting on Thursday, August 17, 2023, at Residence Inn, Lexington KY and via Zoom videoconference.

### **MEMBERS PRESENT**

Marlene McKinley, RRT, Chair  
Scott Pettinichi, RRT, Vice-Chair  
Robert Boyd, RRT  
Sonia V. Compton, MD  
Mohamed Saad, MD  
Lisa Stampor, RRT

### **KBRC STAFF**

Tamara G McDaniel, Executive Director  
Chris Hunt, Legal Counsel

### **Call to Order**

The meeting was called to order at 5:30pm.

### **Minutes**

Mr. Boyd made a motion to accept the meeting minutes of July 13, 2023. Mr. Pettinichi seconded the motion. Motion carried unanimously.

### **Financial Statement**

Ms. McDaniel presented the FY23 year-end financial report, the July 2023 financial report and budget report. She reported that the fiscal year Closing Package audit has been submitted to the Office of the Controller.

### **Staff Report**

Ms. McDaniel reported the activities of the staff since the last meeting.

### **Old Business**

No old business.

### **Closed Session**

Mr. Pettinichi moved to enter closed session, with board staff and counsel, pursuant to KRS61.815 and KRS 61.810(1) (j) regarding deliberations of quasi-judicial bodies. These deliberations include complaints on licensees, proposed discipline and license application reviews.

Dr. Compton seconded the motion. The motion carried unanimously.

Mr. Pettinichi made a motion to exit closed session. Mr. Boyd seconded the motion. Motion carried unanimously.

## Agreed Orders

### Jenna Askins #7610

Ms. McDaniel reported that Jenna Askins is compliant. No action on the case.

### Amy Collinworth #4607

Ms. McDaniel reported that Ms. Collinworth is compliant. No action on the case.

### Donald Corn #8632

Ms. McDaniel reported that Donald Corn is compliant. No action on the case.

### Danny Faulkner #6880

KYPRN reported that Danny Faulkner is compliant. No action on the case.

### Brett Holland #6933

KYPRN reported that Mr. Holland is compliant. No action on the case.

### Scott Jensen #6758

Ms. McDaniel reported that Mr. Jensen is compliant with his reporting. No action on the case.

### Jason Perdue #5466

KYPRN reported that Mr. Perdue is non-compliant. Mr. Pettinichi made a motion to send Mr. Perdue a letter with terms discussed in closed session. Dr. Compton seconded the motion. Motion carried unanimously.

Ms. Stampor recused from all discussion and vote.

### Jerry Powers #8048

Ms. McDaniel reported that Mr. Powers is compliant. No action on the case.

### James Robertson #3631

Ms. McDaniel reported that Mr. Robertson signed his Agreed Order. No action on the case.

### Justin Smith #8656

Ms. McDaniel reported that Justin Smith is compliant. No action on the case.

### Lora Watson #2931

Ms. McDaniel reported that Lora Watson signed her Agreed Order. KYPRN reported that Ms. Watson is compliant. No action on the case.

### Sabrina Williams #7488

Ms. McDaniel reported that Sabrina Williams is compliant. No action on the case.

## Active Complaint Cases

### Complaint # 2022-KBRC-6637

Mr. Hunt reported that a date has been set for the Administrative Hearing in the case.  
Ms. Stampor recused from all discussion.

### Complaints # 2022-KBRC-6251 & 2022-KBRC-6251-2

Mr. Hunt reported that a date has been set for the Administrative Hearing in the case.

### Complaint # 2023-KBRC-3148

Mr. Pettinichi made a motion to send a letter with another copy of the Agreed Order and continue until the next meeting. Dr. Saad seconded the motion. Motion carried unanimously.

### Application Review #4533

Ms. McDaniel reported a status update. No further action.

### Renewal Application Review #4523

Ms. McDaniel reported a status update. No further action.

### Renewal Application Review #8320

Ms. McDaniel reported a status update. Mr. Pettinichi made a motion to dismiss the case. Dr. Saad seconded the motion. Motion carried unanimously.  
Ms. Stampor recused from all discussion and vote.

### Complaint 2023-KBRC-5674

Mr. Pettinichi made a motion to continue the case until the next meeting. Dr. Saad seconded the motion. Motion carried unanimously.  
Ms. McKinley recused from all discussion and vote.

### Review of Renewal Audit - Brian Holbrook #8866

Ms. McDaniel reported that Mr. Holbrook has signed his Agreed Order. No further action.

### Complaint 2023-KBRC-6078

Mr. Pettinichi made a motion to make an offer of Agreed Order with the terms discussed. Dr. Saad seconded the motion. Motion carried unanimously.

### Complaint 2023-KBRC-6292

Mr. Pettinichi made a motion to continue the case until the next meeting. Dr. Saad seconded the motion. Motion carried unanimously.

### Complaint 2023-KBRC-8000

Mr. Pettinichi made a motion to send a letter requesting compliance. If no response, move forward with administrative action. Dr. Saad seconded the motion. Motion carried unanimously.

### Complaint 2023-KBRC-8896

Mr. Pettinichi made a motion to send a letter requesting compliance. If no response, move forward with administrative action. Dr. Saad seconded the motion. Motion carried unanimously.

### Complaint 2023-KBRC-8850

Mr. Pettinichi made a motion to send a letter requesting compliance. If no response, move forward with administrative action. Dr. Saad seconded the motion. Motion carried unanimously.

### Review of Application #5647

Mr. Pettinichi made a motion to offer an Agreed Order with terms discussed and to approve application when all requirements are met. Dr. Saad seconded the motion. Motion carried unanimously.

### Closed Session

Mr. Pettinichi made a motion to come out of closed session; Mr. Boyd seconded the motion. Motion carried unanimously.

### New Business

#### Application Review

Ms. McDaniel reported that there were **23** Mandatory applications and **4** Limited Mandatory (student) applications with no application issues.

Mr. Boyd made a motion to approve all applications. Mr. Pettinichi seconded the motion. Motion carried unanimously.


The following **Limited Mandatory applications (4)** were approved: Crystal Carter, Hannah Hamilton, Braylen Smith and Diana Whitaker.

The following **Mandatory applications (23)** were approved: Alex Applebee, Carey Bowers, Susan Clark, Bobbie Clark, Aaron Consaul, Shauna Cornett, Quinn enderson, Brian Gillispie, Mark Grubb, Brett Holland, Robert Kearns, Hannah Luedeke, Amanda Martinez, Christopher McCarty, Rebecca Messer, Robert Mulvihill, Destiny Parmley, Shane Porter, Caylah Pritchett, Dakota Rawls, Leslie Rude, Tara Smith, and Angela Tinsley.

Ms. McDaniel presented a scope of practice question from Norton Healthcare. After discussion it was decided that it is within the scope of practice of respiratory therapist who work on IV teams to access ports and perform therapeutic phlebotomy.

### Announcements

1. The next meeting will be held Thursday, October 19, 2023, at 5:30 p.m., EST
2. Mr. Pettinichi made a motion to approve the payment of per diem, compensation, travel at 46 cents per mile, and honoraria for board members. Mr. Boyd seconded the motion. Motion carried unanimously.
3. Dr. Compton made a motion to adjourn the meeting. Ms. Stampor seconded the motion. Motion carried unanimously. Meeting adjourned at 7:45 p.m.

  
Marlene McKinley, Chair  
KY Board of Respiratory Care