

KENTUCKY BOARD OF RESPIRATORY CARE

MINUTES December 7, 2023

The Kentucky Board of Respiratory Care held a meeting on Thursday, December 7, 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 October 19, 2023. Mr. Pettinichi seconded the motion. Motion carried unanimously.

Financial Statement

Ms. McDaniel presented the financial statement ending October 31, 2023 and the year to date budget report.

Staff Report

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

Old Business

Ms. McKinley reported on the activity of the Continuing Education Committee and the Limited Mandatory Licensure Committee.

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.

Mr. Boyd seconded the motion. The motion carried unanimously.

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

Agreed Orders

Jenna Askins #7610

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

Jeffrey Bryant #3148

KYPRN reported that Jeffrey Bryant is complaint. No action on the case.

Amy Collinsworth #4607

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

Donald Corn #8632

Ms. McDaniel reported that Mr. Corn is due to renew and is a mandatory audit. No action on the case.

Paul Elliott #5647 (Currently revoked)

KYPRN reported that Mr. Elliott is not compliant with the terms of his monitoring and is no longer participating in the KYPRN program.

Danny Faulkner #6880

Ms. McDaniel reported that Danny Faulkner completed his Agreed Order on November 27, 2023.

Brian Holbrook #8866

Ms. McDaniel reported that Brian Holbrook 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 on Mr. Jensen. No action on the case.

Jason Perdue #5466

Ms. McDaniel reported that there is nothing new since the last meeting.
Ms. Stampor recused from all discussion and vote.

Jerry Powers #8048

Ms. McDaniel reported that Mr. Powers is due to renew and is a mandatory audit. No action on the case.

James Robertson #3631

Ms. McDaniel reported that there is nothing new since the last meeting.

Justin Smith #8656

Ms. McDaniel reported that Mr. Smith is due to renew and is a mandatory audit. No action on the case.

Dana Tyree #5674

Ms. McDaniel reported that Ms. Tyree is not compliant with her KYPRN agreement. Mr. Pettinichi made a motion to send Ms. Tyree a letter emphasizing the expectations of the Board regarding full compliance with the KYPRN program. Dr. Compton seconded the motion. Motion carried unanimously.

Ms. McKinley recused from all discussion and vote.

Lora Watson #2931

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.

Shawna Wymer #7960

Ms. McDaniel reported that Ms. Wymer has not completed her Agreed Order. Mr. Pettinichi made a motion to flag Ms. Wymer's file to be removed from the online renewal. Dr. Compton seconded the motion.

Active Complaint Cases

Complaint # 2022-KBRC-6637

Mr. Hunt gave an update on the Administrative Hearing.

Ms. Stampor recused from all discussion.

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

Mr. Hunt reported that the licensee did not participate in the 2nd pre-hearing conference and that he will file a motion for default judgement. Mr. Pettinichi made a motion to authorize Mr. Hunt to enter a final order if the Administrative Hearing Officer grants his motion for default judgement. Dr. Compton seconded the motion. Motion carried unanimously.

Application Review #4533

Ms. McDaniel reported a status update. Mr. Pettinichi made a motion to ask the licensee to submit proof of completion of the ethics course ordered by the Ohio Board. Dr. Compton seconded the motion. Motion carried unanimously.

Renewal Application Review #4523

Ms. McDaniel reported a status update. Mr. Pettinichi made a motion to have Ms. McDaniel attempt to obtain a disposition of the case and to bring the information back to the February meeting. Dr. Compton seconded the motion. Motion carried unanimously.

Complaint 2023-KBRC-6078

No action

Complaint 2023-KBRC-6292

No action

Jordon Cooper # 8000 Complaint 2023-KBRC-8000

Ms. McDaniel reported that Mr. Cooper has accepted the offer of Agreed Order and has completed the terms.

Complaint 2023-KBRC-8896

No action.

Complaint 2023-KBRC-8850

No action.

Complaint 2023-KBRC-6758

No action.

Complaint 2023-KBRC-8747

No action.

Complaint 2023-KBRC-9984

No action.

Complaint 2023-KBRC-5881

Mr. Pettinichi made a motion to offer and Agreed Order with the terms discussed in closed session.

Dr. Compton seconded the motion. Motion carried unanimously.

Ms. McKinley recused from all discussion and vote.

Renewal Application #6155

No action.

New Business

Application Review

Ms. McDaniel reported that there were **26** Mandatory applications and **4** Limited Mandatory (student) applications. There was one application issue discussed in closed session.

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

The following **Limited Mandatory applications (4)** were approved: Dacia DeVore, Eva Jackson, Samantha Watkins and Kaylee Zimmerman.

The following **Mandatory applications (26)** were approved: Mark Aragona, Maggie Brown, Tina Carter, Zita Ceasar, Jennifer Chapman, Christina Cherry, James Cline, Katelyn Conner, John Cosgrove, Terrez Crabtree, Heather Dugans, Jennifer Gilley, Glenna Harpine, Jennifer Hill, Charity Hunt, Jeff Lenn, Sara Maley, Destiny Mattingly, Ronald McGraw, Sara Moody-Wilhelm, Charmee Peach, James Poteet, Sasha Sergeant, Kelly Tran, John Yapello and Rachel Young.

Election of Chair and Vice-Chair

Ms. Stampor made a motion to accept the nominee for Chair, Marlene McKinley. Dr. Compton seconded the motion. Motion carried unanimously. By unanimous vote of the Board, Ms. McKinley continues as Chair.

Ms. Stampor made a motion to accept the nominee for Vice -Chair, Scott Pettinichi. Dr. Compton seconded the motion. Motion carried unanimously. By unanimous vote of the Board, Mr. Pettinichi continues as Vice-Chair.,

2024 Meeting Dates and Times

Ms. Stampor made a motion to set the 2024 meeting dates and times as follows:

February 8, 2024, at 5:30pm

April 18, 2024, at 5:30pm

June 20, 2024, at 5:30pm

August 15, 2024, at 5:30pm

October 17, 2024, at 5:30pm

December 5, 2024, at 5:30pm


Dr. Compton seconded the motion. Motion carried unanimously.

Announcements

1. The next meeting will be held Thursday, February 8, 2024, at 5:30 p.m., EST

2. Ms. Stampor made a motion to approve the payment of per diem, compensation, travel at 46 cents per mile, and honoraria for board members. Mr. Pettinichi seconded the motion. Motion carried unanimously.

3. Dr. Compton made a motion to adjourn the meeting. Mr. Boyd seconded the motion. Motion carried unanimously. Meeting adjourned at 7:15 p.m.


Marlene McKinley, RRT
Marlene McKinley, Chair
KY Board of Respiratory Care