

KENTUCKY BOARD OF RESPIRATORY CARE

MINUTES

February 8, 2024 Meeting Minutes

The Kentucky Board of Respiratory Care held a meeting on Thursday, February 8, 2024 , at the KBRC offices 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
Shelia Thornsberry Citizen at Large

KBRC STAFF

Tamara G McDaniel, Executive Director
Chris Hunt, Legal Counsel

Call to Order

The meeting was called to order at 5:38pm.

Minutes

Dr. Compton made a motion to accept the meeting minutes of December 7 2023. Mr. Byod seconded the motion. Motion carried unanimously.

Financial Statement

Ms. McDaniel presented the financial statement ending December 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 Collinworth #4607

Ms. McDaniel reported that Ms. Collinworth 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 and Dr. Saad recused from all discussion.

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

Mr. Hunt gave an update on the case.

Application Review #4533

Ms. McDaniel reported a status update.

Renewal Application Review #4523

Ms. McDaniel reported a status update. Mr. Pettinichi made a motion to send the licensee a letter of admonishment. Mr. Boyd seconded the motion. Motion carried unanimously.

Complaint 2023-KBRC-6078

No action

Complaint 2023-KBRC-6292

No action

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

No action

Complaint 2023-KBRC-7421

Dismissed

Mr. Pettinichi recused from all discussion and vote.

Complaint 2023-KBRC-4983

Dismissed

Complaint 2023-KBRC-2917

Dismissed

Ms. Stampor and Dr. Saad recused from all discussion.

Complaint 2023-KBRC-9491

No action. Continued to next meeting.

Application review #7252

Ms. Stampor made a motion to offer an Agreed Order with terms discussed in closed session. Mr. Boyd seconded the motion. Motion carried unanimously.

Mr. Pettinichi recused from all discussion and vote.

Renewal application #9307

Ms. Pettinichi made a motion to send a letter of admonishment. Mr. Boyd seconded the motion. Motion carried unanimously.

Renewal application # 7162

Ms. Pettinichi made a motion to offer an Agreed Order with terms discussed in closed session. Mr. Boyd seconded the motion. Motion carried unanimously.

Ms. Stampor and Dr. Saad recused from all discussion and vote.

Renewal application #6719

Ms. Pettinichi made a motion to send a letter of admonishment. Mr. Boyd seconded the motion. Motion carried unanimously.

Ms. McKinley recused from all discussion and vote.

Renewal application #2014

Ms. Pettinichi made a motion to grant a medical exception for renewal continuing education requirement. Mr. Boyd seconded the motion. Motion carried unanimously.

Renewal application #8587

Ms. Pettinichi made a motion to accept the renewal continuing education. Mr. Boyd seconded the motion. Motion carried unanimously.

P.T. Mandatory Application

Ms. Pettinichi made a motion to have Ms. McDaniel discuss with the applicant and bring back to the Board. Mr. Boyd seconded the motion. Motion carried unanimously.

New Business

Application Review

Ms. McDaniel reported that there were **88** Mandatory applications and **6** Limited Mandatory (student) applications and **3** Temporary application. Any application issues were discussed in closed session.

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

Personnel


Mr. Pettinichi made a motion to hire Shonda K. Turner as Administrative Assistant to fill the current vacancy at a salary of \$45,000 per year. Dr. Compton seconded the motion. The motion carried unanimously.

Audit and Non-Audit deficiencies

Ms. Stampor made a motion to set the fines and ceus penalties for renewals and audit continuing education deficiencies. Dr. Compton seconded the motion.

Announcements

1. The next meeting will be held Thursday, April 18, 2024, at 5:30 p.m., EST
2. Ms. Stampor made a motion to approve the payment of per diem, compensation, travel at 43 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. Pettinichi seconded the motion. Motion carried unanimously. Meeting adjourned at 8:00 p.m.


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