

KENTUCKY BOARD OF RESPIRATORY CARE

MINUTES

December 14, 2017

A special meeting of the Kentucky Board of Respiratory Care was held on Thursday December 14, 2017 at 5:30 p.m., at Merrick Inn, Lexington, KY 40506

MEMBERS PRESENT

James McCormick, MD
Alexander Tzouanakis, MD
Thomas Baxter, RRT
Ken McKenney, RRT
Timothy Roark, RRT
William Garrison, RRT

KBRC STAFF

Tamara G McDaniel, Executive Director
Rick L. Rose, Administrative Assistant

LEGAL COUNSEL

Carsen Kerr

OTHER

Pamela Boykin - Guest
Robert Beaty - Guest

The meeting was called to order at 5:30 p.m.

Swearing In of New Members

William Garrison and Timothy Roark were sworn in as new members of the Kentucky Board of Respiratory Care.

Election of Officers

A motion was made by Mr. McKenney, seconded by Dr. Tzouanakis to nominate Kathy Schell as Chairman of the Board. Motion passed unanimously.

A motion was made by Mr. McKenney, seconded by Dr. Tzouanakis to nominate Thomas Baxter as Vice - Chairman of the Board. Motion passed unanimously.

Minutes

A motion was made by Mr. Baxter, seconded by Dr. McCormick to accept the meeting minutes of October 19, 2017. Motion carried unanimously.

Financial Statement

Ms. McDaniel presented the financial statements for October 2017 (FY 2018) and November 2017 (FY 2018). Mr. McKenney made a motion to accept the financials; seconded by Mr. Baxter. Motion carried unanimously.

Continuing Education

Nothing to report

Staff Report

Ms. McDaniel and Mr. Rose gave an update on activities since the last meeting.

Old Business

Ms. McDaniel presented a letter from the Estill County Attorney to the Board regarding filing a complaint against Stephen N. Conn, a former licensee with a revoked mandatory certificate. A motion was made by Mr. Baxter, seconded by Dr. McCormick for Ms. McDaniel to meet with the Estill and Fayette County Attorney's office to discuss formal filing of a complaint.

Complaints

Mr. Baxter made a motion for the Board to go into closed session, pursuant to KRS 61.810(1) (c) and (j), to discuss proposed or pending litigation and to deliberate regarding individual adjudications. Dr. Tzouanakis seconded the motion. The motion carried unanimously. Mr. Baxter moved to come out of closed session; seconded by Mr. McKenney. Motion carried unanimously.

Agreed Orders – Compliant Cases

Samantha Adkins

Mr. Fingerson reported Samantha Adkins is compliant. No action on the case.

Aubrey Bryant

Mr. Fingerson reported Aubrey Bryant is compliant. No action on the case.

Terry Clark

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

Eric Harmon

Mr. Fingerson reported Eric Harmon is compliant. No action on the case.

Kimberly Johnson – No action on the case.

Shannon Keys

Mr. Fingerson reported Shannon Keys is compliant. No action on the case.

Aaron Peter

Mr. Fingerson reported Aaron Peter is compliant. No action on the case.

Jerome Scott

Compliant – No action on the case.

Sara Sparks

Mr. Fingerson reported Sara Sparks is compliant. No action on the case.

Jill Stacy

Mr. Fingerson reported Jill Stacy is compliant. No action on the case.

Tara Wenzel

Mr. Fingerson reported Tara Wenzel is compliant. No action on the case.

Active Complaint Cases

A. Timothy Cassity KY #5647 Complaint by Frankfort Hospital

Ms. McDaniel reported that an Administrative Hearing is set for Mr. Cassity on March 19, 2017 at 9:00am in Frankfort.

B. Rhonda A. Dean # 4538 Complaint of false statements on renewal application.

Ms. McDaniel reported that Ms. Dean made a payment of \$250 to the Board and still owes \$250. The Board demands that Ms. Dean pay the balance of her fine by Dec. 31, 2017. If she does not comply with these terms, the Board asks that Mr. Trimble send a Notice of Complaint and Administrative Hearing to Ms. Conaway. Motion seconded by Mr. McKenney. Motion carried unanimously.

C. Brandi Conaway # 7448 Complaint of false statements on renewal application

Ms. McDaniel reported that Ms. Conaway is scheduled for an administrative Hearing January 9, 2017 at 9:00 am in Frankfort. Ms. Conaway has been in contact with the Board and expressed her intent to pay the fine and complete the required continuing education. The Board demands that Ms. Conaway pay her fine by Dec. 31, 2017. If she does not comply with these terms, the Board will move forward with the Administrative Hearing as set. Motion seconded by Mr. McKenney. Motion carried unanimously.

D. Paul Elliott #5647 Failure to comply with KYRPN

Ms. McDaniel reported that she been in contact with Mr. Elliott regarding a change of address. She reported that a new letter with the offer of an Agreed Order for Voluntary Surrender was sent to Mr. Elliott's new address. The Board moves that Mr. Elliott respond to the offer of Agreed Order by Dec. 31, 2017. If he does not comply with these terms, the Board asks that Mr. Trimble send a Notice of Complaint and Administrative Hearing to Mr. Elliott. Motion seconded by Mr. McKenney. Motion carried unanimously.

E. John Karvelas #7816 Complaint by Aureus Medical

After reviewing the complaint by Aureus Medical regarding Mr. Karvelas' positive drug screen the Board voted to have Ms. McDaniel write a Letter of Admonishment to be sent to Mr. Karvelas.

New Business

- A. Meeting dates for 2018 are the following: February 15, 2018, April 19, 2018, June 21, 2018, August 16, 2018, October 18, 2018 and December 13, 2018.
- B. Ms. McDaniel presented an email sent by a staffing agency regarding a KY licensee on the KY Abuse Caregiver Registry. Ms. McDaniel reported that the information from the registry is only available by way of a court order. Before the Board pursues obtaining information in an effort to file a formal complaint on the licensee, they ask that Ms. McDaniel find out what type of information would be available from the registry.

Application Review

A motion was made by Mr. Baxter, seconded by Mr. Roark to accept all **(34)** applications since the last meeting. Motion carried unanimously.

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

Tara A. Adams, Paige A. Bentley, Jimmy R. Caudell, Chailey M. Clemons, Crystal M. Johnson, Rebecca L. Johnson, Tasha B. Lucas, Mallory A. McIntire, Kelvin R. Morris, Melanie H. Shirrell, Hannah E. Stevens, Keyona V. Tipton, Tiffany A. Waddell.

The following **Mandatory applications (35)** were approved:

Emily R. Bayer, Crystal A. Beverly, Kathryn A. Boykin Nolan R. Brown, Jonathan M. Canterbury, Jordan J. Cooper, Andrew M. Froelicher, Shelly D. Geis, Patricia E. Hembree, Pamela S. Lindemann, Erin N. Mallory John D. McDowell, John J. Moore, Rachel M. Neuman, Craig Norris, Rachel V. Palmer, Lekisha Y. Reed, Alyson F. Robinson, Jennifer N. Schaber, Billy W. Streetman, Christopher P. Trotter.

Announcements

Ms. McDaniel announced that the next meeting will be February 15, 2018 in Lexington with the location to be announced.

Approval of Per-diem, Compensation, Travel and Honoraria

A motion was made by Dr. Tzouanakis seconded by Dr. McCormick, to approve the payment of per diem, compensation, travel at 42 cents per mile, and honoraria for Board members. Motion carried unanimously.

Mr. McKenney made a motion to adjourn the meeting, seconded by Mr. Baxter. Motion carried unanimously. Meeting adjourned at 7:55 p.m.


Chair
KY Board of Respiratory Care