

Board of Respiratory Care Minutes

Date: August 25, 2016

Time: 9:00 a.m. C.S.T.

Location: Iris Conference Room
Ground Floor
665 Mainstream Drive
Nashville, TN 37243

Members Present: Anna Ambrose, Board Chair
Lisa Caldwell, RRT, Secretary
Jeffrey P. McCartney, MD
Winston Granville, RRT
Kimberly Christmon, RRT
Troy Hamm, RRT
L. Gail Braddock, Consumer Member

Members Absent: John Schario, Hospital Administrator

Staff Present: Michael Sobowale, Unit Director
Mary V. Webb, Board Administrator
Tracy Alcock, Assistant General Counsel
Nichelle Dorroh, Disciplinary Coordinator of Office of Investigations
Vanessa Crutcher, Finance Coordinator

Guests Present: Mike Harkeader, TnPAP Executive Director
John Williams, Attorney, Tennessee Society for Respiratory Care
Pam Ditto, Representative, TN Society for Respiratory Care
Brittany Schumann
Stephanie Landers
Diyar Ismail
Josh Hardy
Kasey Hipshire
Dawn Eritsch
Khajuanna Carithers

A quorum being present, Anna Ambrose, Board Chair, called the meeting to order at 9:12 a.m. Ms. Webb conducted a roll call of members present.

Office of General Counsel

Tracy Alcock, Assistant General Counsel, presented the office of General Counsel report to the Board.

Conflict of Interest

Ms. Alcock discussed the board's conflict of interest policy. She reminded members of their obligation to recuse themselves from any matter in which they might have a personal or financial interest, or from participating in any matter in which there might be an appearance of a conflict in any contested case, a rulemaking issue or any other board decision. Board members are required to disclose such existence or appearance of a conflict to the Board so that a decision may be made regarding the need for recusal.

Rules

The Board's rule changes regarding continuing education had an effective date of November 26, 2015, requiring twelve (12) hours annually of continuing education. The board will begin the monitoring process for the twelve (12) hours by the year end in December 2016, with audits starting on January 1, 2017.

Litigation

OGC currently has two (2) open cases pertaining to the Respiratory Care Board. There is one (1) consent order to present.

Legislation

Ms. Alcock reported that, Public Chapter 763, permits licensees whose licenses from a health-related board have expired to obtain reinstatement on the basis of a plan developed by the department of health for periodic payment of past due renewal fees and unattained continuing education instead of the current requirement of payment of all past due fees before reinstatement. This act will take effect on July 1, 2016.

Consent Order

Theresa E. Merrill, RRT #4119

Ms. Alcock presented a Consent Order on Theresa Merrill, CRT. Lisa Caldwell recused herself. Ms. Merrill signed a Consent Order for practicing on an expired license from August 1, 2015 to February 17, 2016. Ms. Merrill's license was reprimanded with terms and assessment of costs. A motion was made by Mr. Granville, and seconded by Mr. Hamm, to accept the Consent Order as presented. The motion carried.

Agreed Order

Charm Sullivan, RRT # 4804

Ms. Alcock presented an Agreed Order on Charm Sullivan, RRT. Ms. Sullivan signed an Agreed Order for engaging in immoral, unethical, unprofessional or dishonorable conduct; habitual intoxication or personal misuse or narcotics, controlled substances or any other drugs or the use of alcoholic beverages or stimulants in such manner as to adversely affect the person's ability to practice respiratory care; violation or attempted violation, directly or indirectly, assisting in or abetting the violation of, or conspiring to violate, any provision of this chapter or any lawful order of the board or any criminal statute of this state.

A motion was made by Mr. Granville, and seconded by Dr. McCartney to accept the Agreed Order as presented. The motion carried.

Agreed Citation

Latrece Bonaparte CRT #2437

Ms. Alcock presented an Agreed Citation on Latrece Bonaparte, CRT. Ms. Bonaparte signed an Agreed Citation for failure to obtain the required amount of continuing education hours from 2013 and 2014. Ms. Bonaparte was assessed a civil penalty of three hundred dollars (\$300.00) and must make up the deficient continuing education hours and an additional five (5) penalty hours of continuing education.

A motion was made by Mr. Hamm, and seconded by Mr. Granville, to accept the Agreed Citation as presented. The motion carried.

Approval of Minutes

A motion was made by Ms. Caldwell, and seconded by Dr. McCartney, to approve the May 12, 2016, minutes as amended, to correct the names of board members who made the motion to the ratification list for new licenses. The motion carried.

Investigative/Disciplinary Report

Nichelle Dorroh, Disciplinary Coordinator, in the Office of Investigations, presented the Investigative and Disciplinary reports as follows: There are currently six (6) active cases for registered respiratory therapists and two (2) active cases for certified therapists. Twenty-three (23) practitioners are currently being monitored.

Financial Report

Vanessa Crutcher, Finance Coordinator, reported to the Board the financial statement for fiscal year end projection for 2016:

Total Direct Expenditures for FY 2016 were \$146, 781.39. The total allocated expenditures were \$77, 318.47 and the grand total expenditures were \$224,099.86. The Board fee revenue was \$311,530.00 and the current year net was \$87,430.14 for a cumulative carryover of \$1,005,579.91. The Board would like to see if it can use some of its reserves to sponsor a continuing education provider to teach continuing education courses to respiratory care licensees. Pam Ditto, TSRC representative, requested that the Board consider sponsoring their organization. The Board stated that it would take the request under consideration.

Administrator's Report

Ms. Webb presented the administrator's report with the following statistical information as of August 22, 2016:

Active Respiratory Therapists

- RRT—3501
- CRT—1488
- RCA—11

Board licensure activity totals from May 10, 2016, 2016 through August 22, 2016:

RRT	CRT
New applications received-115	New applications received-40
New licenses issued—95	New licenses issued—30
Number of renewals-paper-62	Number of renewals-paper-24
Number of renewals online-363	Number of renewals online-121
Reinstatements—4	Reinstatements—2
Number of licensees who retired—13	Number of licensees who retired—5
Expired—33	Expired—36
Closed Files -NA	Closed Files-NA

Ms. Webb reported that the number of RRTs renewals processed online during this period constituted a usage rate of 85%. For CRTs, the number of online renewals constituted a usage rate of 83%.

Ms. Webb reported the list of licenses suspended due to Tennessee Student Assistance Corporation (TSAC) student loan Default Orders to the board from 5/12/2016 through 8/25/2016:

Jocelyn Morgan, RRT #5083

Andrea Wilkerson, RRT #5393
Wendy Clem, RRT #4859
Gail McCleary, CRT #2496

Ms. Webb reported the list of TSAC suspensions lifted from 5/12/2016 through 8/25/2016:

Andrea McGhee, CRT #4908

Ms. Webb reported the Child Support Orders of Default to the board from 5/12/2016 through 8/25/2016:

David Momberg, RRT #728

Legislation

Public Chapter 763 – This Act Permits licensees whose licenses from a health-related board have expired to obtain reinstatement on the basis of a plan developed by the department of health for periodic payment of past due renewal fees and unattained continuing education instead of the current requirement of payment of all past due fees before reinstatement. This act will take effect on July 1, 2016.

Ms. Alcock asked the board to authorize a rulemaking hearing for Public Chapter 763 to decide what the fee structure will be and to amend the rules to change the reinstatement language fees to reflect only a one time renewal fee, and late fee. A motion was made by Mr. Granville, and seconded by Ms. Caldwell, to approve the reinstatement language. The motion carried.

A motion was made by Mr. Granville, and seconded by Ms. Caldwell, to approve the Health Related Boards Director, to conduct the rulemaking hearing for Public Chapter 763. The motion carried.

Tennessee Professional Assistance Program Report (TnPAP)

Mike Harkreader, Executive Director of TnPAP, gave the following report:

Statistics from July 1, 2015 through June 30, 2016

Monitoring	6
Monitoring Type - Involuntary	5
Monitoring Type - Referral Source - TDOH	1
Employer Referral	1
TDOH Referral	4
File Closure – Evaluated; declined recommendations	2
Monitoring complete	2

Applicant Interview/File Review

1. **Khajuanna Carithers** – Ms. Carithers was present. Ms. Carithers’ application file was brought before the board due to several charges and a reprimand from the Florida board. After a lengthy discussion between Ms. Carithers and the board, a motion was made by Ms. Ambrose and seconded by Mr. Hamm, to offer a license to Ms. Carithers contingent that she takes care of her financial responsibilities with the State of Florida Respiratory Care Board. The motion carried.
2. **Joshua Hardy** – Mr. Hardy was present. Mr. Hardy’s application file was brought before the board due to a DUI conviction. After discussion with the board, a motion was made by Mr. Granville, and seconded by Mr. Hamm, to approve Mr. Hardy for a license with no restrictions. The motion carried.
3. **Stephanie Landers** - Ms. Landers was present. Ms. Landers’ application file was brought before the board due to a DUI conviction. After discussion with the board, a motion was made by Ms. Christmon, and seconded by Dr. McCartney, to approve Ms. Landers for a license with no restrictions. The motion carried.
4. **Ashley Page** – Ms. Page was not present. A motion was made by Ms. Christmon, and seconded by Ms. Braddock, to delay the application file of Ms. Page and request that she attend the next scheduled board meeting in November. The motion carried.
5. **Brittany Schumann** – Ms. Schumann was present. Mr. Granville recused himself. Ms. Schumann’s application file was brought before the board due to a non- appearance in court due to a seat belt violation. After discussion with the board, a motion was made by Mr. Hamm, and seconded by Ms. Caldwell, to approve Ms. Schumann for a license with no restrictions. The motion carried.
6. **Diyar Ismail** – Mr. Ismail was present. Mr. Ismail’s application file was brought before the board due to a theft conviction. After discussion with the board, a motion was made by Dr. McCartney and seconded by Mr. Granville, to approve Mr. Ismail for a license with no restrictions. The motion carried.
7. **Kasey Hipshire** – Ms. Hipshire was present. Ms. Hipshire reinstatement application was brought before the board due to three (3) theft convictions. After a lengthy discussion with the board, a motion was made by Mr. Granville, and seconded by Ms. Christmon, for Ms. Hipshire to have an evaluation through TnPAP, and if the evaluation requires monitoring, that she enters into the agreement and must stay 100 % compliant. The board will issue a conditional license upon

receipt of documentation from TnPAP. The Board also request reports from Ms. Hipshire's probation officer in conjunction with the monitoring agreement reports from TnPAP. The motion carried.

Ratifications

Mr. Granville made a motion, seconded by Dr. McCartney, to approve the list of newly certified and registered respiratory therapists, and reinstatements. The motion carried.

REGISTERED RESPIRATORY THERAPISTS

New Licenses

Coto, Rolando	Daughrity, Ryan	Klapheke, Brett	Rockwood, Stacy
Armakan, Mahnaz	Dixon, James	Kuecher, Samantha	Rogers, Pierra
Arnold, Sarah	Dodson, Holly	Lea, Latisha	Royston, Rebecca
Atkins, Amy	Dyson, Latesha	Lidwin, Hillary	Russum, Paul
Atkins, Martha	Ellis, Katherine	Martin, Samantha	Ruth, Vicki
Babiry, Nawzad	Farmer, Lindsay	Meier, Lauren	Sawyer, Kelly
Barclay, Katrina	Frix, Jacob	Mercer, Linda	Scruggs, Lisa
Beddigfield, Stacie	Glover, Theresa	Moore, Stuart	Seate, Courtney
Berens, Scharleen	Grooms, Amanda	Mullins, Chase	Serif, Evin
Boyd, Coleman	Hardwick, Dawonna	Musick, Brandi	Sienkiewicz, Amanda
Bradford, Madason	Hensley, Nolan	Nickles, Angela	Smith, Arlington
Ashley, Branson	Herrod, Angeliq	Nolen, Jada	Smith, Christine
Bratcher, Ashley	Hewitt, Tara	Nutt, Ryan	Stoffell, Tiffany
Brock, Tiffany	Hill, Brittany	Parker, Kristin	Theis, Craig
Brooks, Ranette	Huff, Davy	Patel, Hinal	Thomas, Kaylee
Brown, Jennifer	Jackson, Alysa	Perez, Janet	Trezvant, Yolandra
Bryant, Brittany	Jackson, Daniel	Phillips, Demetra	Vescuso, Mary
Burton, Hailey	Jackson, Sheena	Poteete, Donna	Wallin, Lori
Byrd, Jade	James, Gregory	Presley, Luree	Ward, Ashley
Byrd, William	Jeffreys, Malia	Priddy, Jeremy	Warner, Jason
Cantrell, Brittany	Joiner, Bailey	Quaderer, Tamara	Webster, Ariel
Capehart, Pamela	Jones, Stella	Ramage, Cherie	Westbeld, Karly
Congress, Steven	Kilgore, Rebecca	Relford, Brenda	White, Jennifer
Whitehead, Daniel			
Youssef, Randa			
Zalevska, Ganna			

Reinstatement (s)

Butler, LaToya
Stickler, Sherri
Woolfolk, Paul
Figueroa, Patricia

CERTIFIED RESPIRATORY THERAPISTS

New Licenses

Albritton, Donnell	Mohamed, Ikram	Tipton, Shonna
Breeding, Brittany	Mullins, Chase	Townes, Talia
Brown, Johneka	Overstreet, Christian	Wagers, Maude
Dear, Debbie	Poteete, Donna	Walsh, William
Deweese, Kim	Presley, Luree	West, Craig
Grooms, Amanda	Rainey, Victoria	Wilbanks, Haley
Haney, Leslie	Smith, Jana	
Jackson, Elizabeth	Smith, Jessica	
Kelley, Tammy	Sprouse, Margaret	
Kirkpatrick, Krissa	Stapleton, Carlos	
Lee, Deedra	Taylor, Jordan	
Lester, John	Thompson, Classi	

Reinstatement (s)

Smith, Joseph
Jessee, Miranda

Conferences

Report from Conferences Last Attended

Ms. Christmon attended the AARC Congress conference in Ponte Verde, FL. Ms. Christmon stated that the conference was very informative and that a major part of the discussion was students earning an advanced degree beyond an associate degree.

Other Board Business

Dr. McCartney stated to the Board that ECMO is becoming a standard of care for respiratory care. Ms. Ambrose suggested to Ms. Alcock that she would like for a policy statement to be put together to state

that ECMO is part of respiratory care scope of practice for registered respiratory therapists. Mr. John Williams suggested that the ECMO procedure be made an endorsement to the respiratory license just like the polysomnography services endorsement. Ms. Alcock stated that she would work on developing a policy statement and bring it back before the board at the November 17th board meeting.

Adjournment

There being no further business, the meeting was adjourned at 11:48 A.M

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Anna Ambrose, Chair

Date

These minutes were ratified at the November 17, 2016 board meeting.