

Board of Respiratory Care Minutes

- Date:** November 17, 2009
- Time:** 9:00 C.S.T.
- Location:** Poplar Conference Room, Ground Floor
227 French Landing Drive
Heritage Place, Metro Center
Nashville, TN 37243
- Members Present:** Candace Partee, Chair
Roger Major, Secretary
Gene Gantt
Delmar Mack, Ed.D.
Colleen Schabacker
- Members Absent:** Darryl Jordan, M.D
Teresa Hatcher
- Staff Present:** Marva Swann, Board Director
Mary Webb, Board Administrator
Alison Cleaves, Deputy General Counsel
Elizabeth Miller, HRB Director
Denise Moran, Director, Office of Investigations
Dea Smith, Director, Board of Dentistry
- Guests Present:** John Williams, Tennessee Society for Respiratory Care
Mike Harkreader, Director, Tennessee Professional Assistance Program

With a quorum being present, Candace Partee, Chair, called the meeting to order at 9:25 a.m.

Conflict of Interest

Alison Cleaves, Deputy General Counsel, advised Board members of their responsibilities under the Conflict of Interest Policy.

Consent Order

Ms. Cleaves presented a Consent Order for the Board's approval on Matilda Barnes, RT due to her failure to comply with the recommendation from TnPAP. Ms. Barnes has consented to five (5) years probation not to be lifted until she has complied with one hundred percent (100%) of TnPAP recommendations. TnPAP will make quarterly reports to the Board's consultant. The disciplinary action will be reported to the Health Integrity and Protection Data Bank. After review, Ms.

Schabacker made a motion seconded by Dr. Mack to approve the Consent Order for Ms. Barnes. The motion carried.

Approval of Minutes

Ms. Schabacker made a motion seconded by Mr. Gantt to approve the minutes from the August 27, 2009 board meeting as amended. The motion carried.

Ms. Schabacker made a motion seconded by Mr. Major to approve the minutes from the August 27, 2009 Task Force meeting as amended. The motion carried.

The Board deferred approval of the minutes for the October 13, 2009 task force meeting until the next meeting.

Investigation and Disciplinary Reports

Denise Moran, Director of the Office of Investigations, presented the RRT and CRT investigative and disciplinary reports. In July 2009 there were six (6) open RRT cases and one (1) open CRT case. A complaint review is scheduled for September 11, 2009. There are currently nineteen (19) respiratory practitioners being monitored after Board disciplinary action.

Tennessee Professional Assistance Program (TnPAP) Report

Mike Harkreader, Director of Tennessee Professional Assistance Program (TnPAP), submitted the report. For the period of July 1, 2009 through September 30, 2009, four (4) practitioners were monitored. There were seven (7) referrals, five (5) from the Board and two (2) from the employer. One (1) referral signed a monitoring agreement. Five (5) referrals were made for history of arrest/illegal drug use/DUI, one (1) for substance abuse/dependence, and one (1) for unprofessional conduct.

During this period, four (4) practitioners were discharged from the program, one (1) because monitoring was deemed unnecessary and three (3) who refused enrollment and were reported to the Department of Health.

Agreed Citations

Agreed Citations were presented to the Board for the following licensees due their failure to properly maintain sufficient continuing education requirements in violation of Tenn. Code Ann. § 63-27-109. They have agreed to submit to the Board within ninety (90) days proof of completion of deficient continuing hours plus five (5) penalty hours and a civil penalty of one hundred dollars (\$100.00).

KEILA GARDNER, RT
HOLLY YANCEY, RT
STACY COLVETT, RT

KENNETH HUTTO, RT
WESLEY PHY, RT
BARBARA DALLAS, RT

After review, a motion was made by Dr. Mack seconded by Mr. Gantt to accept the Agreed Citations as presented. The motion carried.

Applicant Interview/File Review

- A. Shanetta Wade—Ms. Wade was not present. Her file was presented to the Board but the Board deferred action pending receipt of further information.
- B. Ernest Bledsoe—Mr. Bledsoe appeared before the Board due to a felony conviction in 2003. He is seeking to be upgraded from a CRT to an RRT. After interview and discussion, Ms. Schabacker made a motion seconded by Dr. Mack to deny Mr. Bledsoe's upgrade to RRT due to his failure to disclose his conviction at the time of his last renewal. The motion carried. Mr. Bledsoe's file is to be sent to the Office of Investigations for further review.
- C. Francesca Clark—Ms. Clark appeared before the Board due to a misdemeanor conviction. After interview and discussion, Ms. Schabacker made a motion seconded by Dr. Mack to approve Ms. Clark for licensure as a CRT. The motion carried.

Board Discussions

Polysomnography Task Force

Ms. Partee updated the Board on the progress of the Polysomnography Task Force Committee in their efforts to formulate a plan for the 3rd pathway to polysomnography endorsement for respiratory therapists. An application instruction check sheet for receiving polysomnography endorsement was reviewed by the Board. The task force committee is planning to meet before the board meeting in February to determine what will be the standard for approval of the endorsement..

Prorated Licensure Fees

Dea Smith, Director of the Board of Dentistry, due to her tenure and familiarity with board administrative procedures was asked to explain the prorating of licensure fees. There was concern over the length of time between the initial license and the first renewal date with some licensees having to renew in less than a year while others were given more than two years before the first renewal of their license. Ms. Smith explained that all applicants must pay a one time only initial application fee in addition to a licensure fee which is prorated on the basis of when the applicant is first licensed and the month and year of their birth. They are then set up on a two year even or odd year renewal cycle. Therefore, if a person is licensed in February 2009 and their birth month is December and they were born in 1979, their first license would expire in December 2009, a period of nine months; whereas, a person who is licensed in February 2009 who was born in December 1980 would not have to renew until December 2010, a period of twenty-one months.

Ventilator Task Force

Mr. Gantt reported on the progress of the Ventilator Task Force Committee. The itemized checklist of procedures for LPN's caring for ventilator patients will be sent to Libby Lund, Executive Director of the Board of Nursing, to be discussed at their next meeting. The Emergency Medical Services Board is enforcing training for ventilator transport personnel. They are required to have twenty hours of training, four of which are to be in the laboratory. The Standards Committee is currently reviewing this addition to EMS rules.

Mr. Gantt stated that the standards formulated in Tennessee for ventilator patient care are being reviewed by the American Association for Respiratory Care (AARC) to be used as national standards.

The task force is to meet before the next regular Respiratory Care board meeting on February 4, 2010 pending the Board of Nursing's prior consideration of the Committee's recommendation.

Ratifications

A motion was made by Ms. Schabacker and seconded by Mr. Gantt to approve the following lists of initial and reinstatement applications for licensure. The motion carried.

REGISTERED RESPIRATORY THERAPISTS

NEW LICENSES

CASEY LEIGH BARNHAM
RYAN THOMAS BIBEE
DAVID DOZIER BLACK
IFEOMA NWANNEKA BROOKINS
ANNE LEWIS BUCHANAN
LACANDIS BURNETTE
TREVOR ALEX WILLIAM CABLE
JO ANN CLEMONS
CONNIE KINSCH CROOKS
CHERI ALONZO DURST
ALICIA PAIGE GREESON
MARCHETA TAYLOR HENSLEY
TIFFANY BROGAN HICKEY
TRAVIS BRANDON HURD
LEAH TOSH IVY
DENETA DOSS LATHAM
TERESA SMITH LYONS
STACY LYNN MAXWELL
SHEENA TIANA MILLER
BRITTANY ELAINE MOORE
SHEILA THACKER MOORE
MARTHA LEWIS MULLINS
DUSTIN WAYNE NAPIER
BRANDY NOVEM RICHARDSON
SHARON DENISE RILEY

BRIANNE MARIE ROCHESTER
RHONDA GARRETT SCOTT
RACHEL MUNGLE SHRUM
JASON ANDREW SPAHN
TWILAH OSBURN SPRUILL
JEREMY WAYNE STEWART
JAMIE MCKINNEY SULLIVAN
RICKY JAMES TERWILLIGER
ANNA ELIZABETH UTSEY
SANDRA WOOTEN WHITED
CLENA CRAIG WOOLFOLF

REINSTATEMENTS

CYNTHIA F. ANDERSON
KIMBERLY DAWN BOUTIS
CHARLOTTE L. FREEMAN

CERTIFIED RESPIRATORY THERAPISTS

NEW LICENSES

ATHEER ABBAS ALKUBECHY
ANNA ROSALINA BEAVER
KAYE VAUGHNZELLA BROWNLEE
MARY ROTARI COCA
JOHN MICHAEL DAVIS
TAMELA JOHNSON GRABER
KINBERLY KAY GROSS
JENNIFER RENEE HARRINGTON
JENNIFER MICHELLE IRBY
LA QUENTA D. ISSAC
JASON MATTHEW KIMMEL
MELISSA CLARK KOUNS
PRABHA CHAWLA MALHORTRA

MARDRAGUS MONTEZ MORTON
LEIGH ANNE MICHELLE MACCARATO
SHANNON JOLENE PATE-CHAPMAN
KRISTEN DANAE' SPRAGUE
ELIZABETH CEREE STEWART
SHAWN RICHARDSON TERRY
APRIL WEAVER TURK
CRYSTAL LITTLEPAGE WALKER
JOHATHAN JERROD WALTERS
STEPHANTE HOPPER WEST
MELANIE MCDONALD WILLIAMS
ROBERT SCOTT WILLIAMS
ADRIAN DELAYNE WINFIELD

REINSTATEMENTS

CLAY ANDERSON BARBEE
PAMELA A. FOX
LENARD RAYMOND LIEN

Administrator's Report

Ms. Webb presented the following licensure status report:

As of November 16, 2009 the numbers of active licensees were:

- RRT—2565
- CRT—1865
- RCA—25

Board activity totals from August 26, 2009 through November 13, 2009

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RRT	CRT
New licenses—41	New licenses—30
Reinstated—3	Reinstated—3
Retired—7	Retired—15
Failed to Renew—16	Failed to Renew—45

Board Members

The Hospital Administrator position is still vacant. All other positions are filled.

Financial Report

The financial report for FY 2009 will be mailed to Board members as soon as it is completed.

Adjournment

There being no further business, the meeting was adjourned at 11:25 a.m.

These minutes were ratified at the February 4, 2010 board meeting.