

**COMMONWEALTH OF MASSACHUSETTS**

**BOARD OF RESPIRATORY CARE**

**THIS AGENDA CONSTITUTES NOTICE OF THE REGULARLY SCHEDULED MEETING OF THE  
BOARD OF RESPIRATORY CARE  
IN COMPLIANCE WITH THE OPEN MEETING LAW, M.G.L. c. 30A, § 20**

**Tuesday, March 21, 2017  
1:00 p.m.**

**239 Causeway Street ~ Floor ~ Room 418  
Boston, Massachusetts 02114**

**Agenda**

<b>Time</b>	<b>Item #</b>	<b>Item</b>	<b>Exhibits</b>	<b>Staff Contact</b>
<b>1:00 p.m.</b>	<b>I</b>	<b>Call to Order Determination of Quorum Notice of electronic recording</b>		
	<b>II</b>	<b>Approval of Agenda &amp; Conflict of Interest</b>	Draft Agenda	Chair
	<b>III</b>	<b>Approval of Minutes</b> A. December 20, 2016 Board Meeting	Draft Minutes	Chair
	<b>IV</b>	<b>Regulatory Updates</b> A. Comments to Proposed Amendments B. Legislative Update: Change to Respiratory Care Law (Chapter 185)	Memo	MS
	<b>V</b>	<b>Staff Action Policies:</b> A. Proposed Amended Staff Action policy - GMC1-30-17	Draft Policy	MS
	<b>VI</b>	<b>Board Inquiries</b> A. RT Scope of Practice, Medication Administration	Email Inquiries	Chair
	<b>VII</b>	<b>Flex Session</b> A. Announcements B. Topics for next agenda	Verbal	Chair

2:00 p.m.	VII	<p><b>Executive Session (Roll call vote): N/A</b></p> <p>The Board will meet in Executive Session as authorized pursuant to M.G.L. c.30A, § 21(a)(1) for the purpose of discussing the reputation, character, physical condition or mental health, rather than professional competence, individuals, or to discuss the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual.</p> <ol style="list-style-type: none"> <li>1. Specifically, the Board will discuss and evaluate the <u>Good Moral Character</u> provisions of certain applications as required for registration for pending applicants.</li> <li>2. In addition, the Board will discuss and evaluate the reputation, character, physical condition or mental health, rather than professional competence, of licensee(s) relevant to their petitions for license status change.</li> <li>3. In addition, the Board will consider approval of prior executive session minutes in accordance with M.G.L. c.30A, § 22(f) for sessions held during for previous executive sessions of the Board.</li> </ol> <p><b>The Board will not reconvene in open session subsequent to the executive session.</b></p>	Closed Session	Chair
3:00 p.m.	VIII	<p><b>Adjournment-next Board meeting scheduled for April 18, 2017</b></p>		

**COMMONWEALTH OF MASSACHUSETTS  
BOARD OF RESPIRATORY CARE  
BOARD MEETING**

Tuesday, December 20, 2016

239 Causeway Street  
Room 418  
Boston, MA 02114

**MINUTES**

Board Members Present: Paul Nuccio, RT, Respiratory Therapist 1  
Phillip Bort, Consumer 2  
Jordan Sage Rettig, M.D., Physician 1  
Martha DeSilva, RT, Respiratory Therapist 2

Staff Present: Roberlyne Cherfils, Executive Director, Multi-Boards, BHPL  
Philip Beattie, Deputy Executive Director, Multi-Boards, BHPL  
Mary Strachan, Board Counsel, Office of the General Counsel, DPH  
Anson Chu, Office Support Specialist, Multi-Boards, BHPL  
Clifford V. Pascarella II, JD, Board Investigator, BHPL

Guests: Donna Sullivan from Massasoit Community College

I. Call to Order - Determination of Quorum

A quorum of the Board was present. Mr. Nuccio, Board Chair, called the meeting to order at 1:06 p.m.

II. Review of the Agenda

The Meeting Agenda was reviewed.

DISCUSSION: None

ACTION: Ms. DeSilva made a motion to approve the agenda as amended; Mr. Bort seconded the motion. Motion passed with Board members present and voting in favor unanimously.

Document: October 5, 2016 Board Meeting Agenda

III. Conflict of Interest

DISCUSSION: Ms. Cherfils asked the Board to review the agenda and disclose if there is any conflict of interest regarding the items on the agenda. Included with the Board package is a blank form and sample. Once the forms are completed, it needs to be send over to Board Staff so we can send it to the Governor's office. Ms. DeSilva informed the Board that she knew Mr. Andrade in the Executive Session, Mr. Duffy from the Adjudicatory Session as well as Mr. Riendeau and Mr. Rodriguez in the 65C Session. Ms. Strachan asks if there's anyone pending on the vacant seats. Ms. Cherfils informs the Board that we will be one for the physician seat soon and the consumer seat. There's also two letters of interest that were

forwarded to the appropriate department for review.

IV. Approval of Minutes

A. November 15, 2016 Regularly Scheduled Board Meeting

The minutes of the November 15, 2016 regularly scheduled board meeting were reviewed.

ACTION: Mr. Bort made a motion to approve minutes as presented; Ms. DeSilva seconded the motion. Motion passed with Board members present and voting in favor unanimously.

Documents: November 15, 2016 Regularly Scheduled Board Meeting Minutes

V. Board Inquiries

None

VI. Flex Session

A. Topics for next agenda

1. All the deferred items
2. Ms. Berg, Chief Board Counsel, will present to the Board

Discussion: Board also confirmed that January 2017 meeting will be cancelled and February 2017 meeting will be rescheduled to February 10, 2017 at 1pm – 3pm.

VII. Executive Session (Roll call vote)

At 1:26 p.m., Mr. Nuccio announced that the Board will meet in Executive Session as authorized pursuant to M.G.L. c. 30A, §21(a)(1) for the purpose of discussing the reputation, character, physical condition or mental health, rather than the professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual. Specifically, the Board will discuss and evaluate the Good Moral Character provisions of certain applications as required for registration for pending applicants. In addition, the Board will discuss and evaluate the reputation, character, physical condition or mental health, rather than professional competence, of licensee(s) relevant to their petitions for license status change.

Mr. Bort made a motion to enter into Executive session at 1:26 p.m.; Ms. DeSilva seconded the motion. Motion passed with Board members present and voting in favor: Mr. Bort-yes; Mr. Nuccio-yes; Dr. Rettig-yes; Ms. DeSilva-yes; Abstained: None; Opposed: None; Recused: None

The Board adjourned the Executive Session at 1:27 p.m. and resumed its Regularly Scheduled Board Meeting.

VIII. G.L. c. 112, § 65C Session

At 1:48 p.m., the Board made a motion to enter the 65C Session

IX. Adjudicatory Session

At 2:05 p.m., the Board made a motion to enter the Adjudicatory Session

X. Adjournment

There being no other business before the Board, Ms. DeSilva made a motion to adjourn the meeting; Mr. Nuccio seconded the motion. Motion passed with Board members present and voting in favor unanimously. The meeting adjourned at 2:05 p.m.

The next meeting of the Board of Respiratory Care is scheduled for Tuesday, January 17, 2017, at 1:00 p.m. in Boston, MA.

Respectfully submitted:

Name	Position	Date
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