

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, February 25, 2014
1:00 p.m.

239 Causeway Street ~ 4th Floor ~ Room 417
Boston, Massachusetts 02114

Agenda

Time	Item #	Item	Exhibits	Staff Contact
1:00 p.m.	I.	Call to Order Determination of Quorum		
	II.	Approval of Agenda	Draft Agenda	
	III.	Approval of Minutes A. February 13, 2013 Regularly Scheduled Meeting B. August 20, 2013 Regularly Scheduled Meeting	Draft Minutes	
	IV.	License Reactivation Applications A. Ward, Patricia RT2913 (Expired 05/31/2004) B. Kimball, Glen RT1060 (Expired 05/31/2012) C. Duncan, Cynthia RT1735 (Expired 05/31/2012) D. Walton, Daniel RT1401 (Expired 05/31/1994) E. Emerson, Mary RT5102 (Expired 05/31/2008) F. Morin, Thomas RT2856 (Expired 05/31/2012)	Reactivation Applications and related documents	IH/MP
	V.	Request for Termination of Probation A. <u>REP-2012-007</u> <u>Carter, Stephen</u> <u>RT3376 (Expiration:</u> <u>05/31/14)</u>	Probation Request Documents	KF

1:30 p.m.	VI.	Executive Session (Roll call vote)	Closed session	IH/MP
2:15 p.m.	VII.	Adjudicatory Session	Closed Session	VB
2:30 p.m.	VIII.	G.L. c. 112, § 65C Session	Closed Session	CL/MC IH/MP
	IX.	Limited Permit Applications None	None	
	X.	Full License Applications None	None	
	XI.	Request for Restatement A. RC-06-007 <u>Brown, Kathleen</u> <u>RT2572 (Expired 05/31/1992)</u>	Reinstatement documents	MP/IH
	XII.	Complaints A. <u>REP-2012-014</u> <u>Perkoski, Gregg</u> <u>RT3014 (Expires 05/31/2014)</u>	Complaint Files and related documents	PB/IH
	XIII.	Scope of Practice Inquiries A. <u>Email Inquiry</u> : Administration of Sedative and Analgesic Medications by Respiratory Therapists	Scope of Practice	IH
	XIV.	Other Business/Announcements A. Nomination and Election of Officers: Appointments of Chair and Vice-Chair B. Delegation of Authority to Executive Director, Mary Phillips		MP/IH
3:00 p.m.	XV.	Adjournment		

COMMONWEALTH OF MASSACHUSETTS

**BOARD OF RESPIRATORY CARE
BOARD MEETING**

Tuesday, February 25, 2014

239 Causeway Street
Room 417
Boston, MA 02114

MINUTES

Board Members Present: Edward Burns, Respiratory Therapist 1, Board Chair
David Polanik, Respiratory Therapist 2
Sadeq Ali Quraishi, M.D., Physician 1
Annemarie Patten, R.N., Nurse

Board Members Susan Binall, Consumer 1
Not Present:

Staff Present: Mary Phillips, Executive Director, Multi-Boards, DHPL
Ichelle Herbu, Assistant Executive Director, Multi-Boards, DHPL
Anson Chu, Office Support Specialist, Multi-Boards, DHPL
Vita Berg, Chief Board Counsel, Office of the General Counsel, DPH
Marjorie Campbell, Nursing Investigator Supervisor, Office of Public Protection, DHPL
Philip Beattie, Board Investigator, Office of Public Protection, DHPL
Karen Fishman, Probation Monitor, DHPL, (arrive at 1:44 p.m. and left at 2:00 p.m.)
Carey Lambert, Board Investigator, Office of Public Protection, DHPL
Jennifer Peck, OPP Intern, Office of Public Protection, DHPL

- I. Call to Order - Determination of Quorum
A quorum of the Board was present. Mr. Burns, Board Chair, called the meeting to order at 1:07 p.m.
- II. Approval of the Agenda
The Meeting Agenda was reviewed.

DISCUSSION: None

ACTION: Mr. Burns made a motion to approve the agenda as presented; Dr. Quraishi seconded the motion. The motion passed unanimously.

Document: February 25, 2014 Board Meeting Agenda

III. Approval of Minutes

A. February 13, 2013 Regularly Scheduled Board Meeting

The Minutes of the February 13, 2013 Regularly Scheduled Board Meeting were reviewed.

DISCUSSION: None

ACTION: Mr. Burns made a motion to approve the Minutes as presented; Mr. Polanik, Dr. Quraishi and Ms. Patten abstained from voting.

Document: February 13, 2013 Regularly Scheduled Board Meeting Minutes

B. August 20, 2013 Regularly Scheduled Board Meeting

The Minutes of the August 20, 2013 Regularly Scheduled Board Meeting were reviewed.

DISCUSSION: None

ACTION: Mr. Burns made a motion to approve the Minutes as presented; Mr. Polanik seconded the motion. Dr. Quraishi and Ms. Patten abstained from voting.

Documents: Minutes of August 20, 2013 Regularly Scheduled Board Meeting

IV. License Reactivation Applications

G. Ward, Patricia

RT2913

(Expired 05/31/2004)

[Ms. Patten disclosed to the Board about knowing the Licensee, however, she has not been in contact with her for more than 10+ years. Ms. Patten disclosed that she can make an unbiased decision based on this information]

DISCUSSION: The Board reviewed the reactivation application and the supporting documentations. After discussion, the Board informed Board staff that the Licensee is still missing additional CEUs for the reactivation application. Licensee submitted CEUs that did not comply with the Board CEU requirements.

ACTION: Dr. Quraishi made a motion for Board staff to request that licensee submit an additional 9.5 CEUs for the renewal cycle of 2012-2014 and/or 2014-2016 (4 of the 9.5 CEUs can be online). However, licensee will be unable to use any CEUs twice, and will have to earn additional CEUs for the 2014-2016 renewal cycle. Once Board staff is in receipt of the CEU documentations, Board staff will review them with the Board Chair before approving the application; Mr. Polanik seconded the motion. The motion passed unanimously.

H. Kimball, Glen

RT1060

(Expired 05/31/2012)

DISCUSSION: The Board deferred action on this matter as the licensee has not responded to Board staff's request for additional information. .

ACTION: None.

I. Duncan, Cynthia RT1735 (Expired 05/31/2012)

DISCUSSION: The Board reviewed the reactivation application and the supporting documentations. After discussion, the Board decided to reactivate the license.

ACTION: Dr. Quraishi made a motion to approve the application and reactivate the license; Ms. Patten seconded the motion. The motion passed unanimously.

J. Walton, Daniel RT1401 (Expired 05/31/1994)

DISCUSSION: The Board reviewed the reactivation application and the supporting documentations. After discussion, the Board decided to reactivate the license.

ACTION: Dr. Quraishi made a motion to approve the application and reactivate the license; Ms. Patten seconded the motion. The motion passed unanimously.

K. Emerson, Mary RT5102 (Expired 05/31/2008)

DISCUSSION: The Board reviewed the reactivation application and the supporting documentations. After discussion, the Board decided to reactivate the license.

ACTION: Dr. Quraishi made a motion to approve the application and reactivate the license; Ms. Patten seconded the motion. The motion passed unanimously.

L. Morin, Thomas RT2856 (Expired 05/31/2012)

DISCUSSION: The Board reviewed the reactivation application and the supporting documentations. After discussion, the Board decided to reactivate the license.

ACTION: Mr. Polanik made a motion to approve the application and reactivate the license; Ms. Patten seconded the motion. The motion passed unanimously.

Documents: License reactivation application and supporting documentations.

V. Request for Termination of Probation

B. REP-2012-007 Carter, Stephen RT3376 (Expiration: 05/31/14)

DISCUSSION: Ms. Fishman provided the Board with an update of this case. Ms. Fishman informed the Board that licensee has completed the terms and conditions of his probation, and recommends that the Board accept the request for termination of his probation. .

ACTION: Dr. Quraishi made a motion to accept Ms. Fishman's recommendation to terminate licensee's probation; Mr. Polanik seconded the motion. The motion passed unanimously.

Document: Request for Termination of Probation documents and Summary of Compliance

VI. Executive Session
(Roll call vote)

At 02:10 p.m., Mr. Burns 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 pending disciplinary complaints that involve patient records and treatment of patients. The Board will also review a petition for license reinstatement.

Mr. Burns made a motion to go into the Executive Session at 2:10 p.m.; Mr. Polanik seconded the motion. The motion passed unanimously.

The Board adjourned the Section Executive Session at 3:13 p.m. and resumed its Regularly Scheduled Board Meeting.

VII. Adjudicatory Session

Dr. Quraishi made a motion to go into the § 65C Session at 3:14 p.m.; Ms. Patten seconded the motion. The motion passed unanimously]

The Board adjourned the Section 65C Session at 3:33 p.m. and resumed its Regularly Scheduled Board Meeting.

VIII. M. G.L. c. 112, § 65C Session

Mr. Burns made a motion to go into the § 65C Session at 3:34 p.m.; Dr. Quraishi seconded the motion. The motion passed unanimously]

The Board adjourned the Section 65C Session at 4:21 p.m. and resumed its Regularly Scheduled Board Meeting]

IX. Limited Permit Applications
None.

X. Full License Applications
None.

XI. Request for Restatement
A. RC-06-007 Brown, Kathleen RT2572 (Expired 05/31/1992)

DISCUSSION: Ms. Phillips updated the Board on this matter and informed the Board that the Licensee has submitted the additional documents requested by the Board. After reviewing the reinstatement request documentation, the Board determined that the applicant has met all the requirements for restatement.

ACTION: Mr. Polanik made a motion to restatement Ms. Brown's license; Ms. Patten seconded the motion. The motion passed unanimously.

Document: Licensee's Consent Agreement, CEUs documents, Letter of References and other supporting documentation.

XII. Complaints

A. REP-2012-014 Perkoski, Gregg RT3014 (Expires 05/31/2014)

Mr. Beattie summarized the facts of the case.

DISCUSSION: State of Florida's disciplinary action is based on the state of Maine disciplinary action against licensee's RT license. Board deferred action pending additional information from the state of Florida.

ACTION: None

XIII. Scope of Practice Inquiries

B. Email Inquiry: Administration of Sedative and Analgesic Medications by Respiratory Therapists

DISCUSSION: The Board deferred this matter to the next scheduled Board meeting.

ACTION: None

XIV. Other Business/Announcements

C. Nomination and Election of Officers: Appointments of Chair and Vice-Chair

DISCUSSION: The Board deferred this matter for the next scheduled Board meeting.

ACTION: None

D. Delegation of Authority to Executive Director, Mary Phillips

DISCUSSION: The Board deferred action on this matter for the next scheduled Board meeting except that the Executive Director can carry out the administrative tasks for the Board until the next regularly scheduled Board meeting.

ACTION: Dr. Quraishi made a motion to delegate authority to the Executive Director to carry out administrative tasks for the Board until the next scheduled Board meeting. Mr. Burns seconded the motion. The motion passed unanimously.

XV. Adjournment

There being no other business before the Board, Mr. Burns made a motion to adjourn the meeting; Dr. Quraishi seconded the motion. The motion passed unanimously. The meeting adjourned at 4:55 p.m.

The next meeting of the Board of Respiratory Care is scheduled for Tuesday, March 18, 2014, at 1 p.m. in Boston, MA.

Respectfully submitted:

Name	Position	Date
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