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, G.L. c. 30A, § 20

Wednesday, July 18, 2012
1 p.m. – 3 p.m.
239 Causeway Street, Room 418
Boston, MA

Agenda

I. Call to Order

II. Approval of Agenda

III. Approval of Minutes
A. June 20, 2012 Regularly Scheduled Meeting

IV. Adjudicatory Session (closed session)
None

V. M.G.L. c. 112, § 65C Session (closed session)
None

VI. Limited Permit Applications
None

VII. Full License Applications
None

VIII. License Reactivation Applications
A. Lisa Christman RT2685 Expired 5-31-2010
B. Doreen Brennan RT4254 Expired 5-31-2002

IX. Staff Assignments
A. SA-INV-2814 Swift, Jamie RT6047 (expires 5-31-2014)
Allegation: Unprofessional Conduct

X. Complaints
A. REP-2012-007 Carter, Stephen RT3376 (expires 5-31-2014)
Allegation: Misrepresentation of Academic Credentials
B. REP-2012-005 Hurd, David RT3171 (expired 5-31-2012)
Signed Consent Agreement
XI. Scope of Practice Inquiries
   A. Query from Ventus Medical: Does Home Sleep Apnea Device Require Services of a Respiratory Therapist?

XII. Other Business/Announcements
   A. Nomination and Election of Officers
      Armand Rienneau: Chair (current)
      Carol Mack: Vice-Chair (current)
   
   B. Frequently Asked Questions About the Practice of Respiratory Care: Board review and discussion
   
   C. Regulations Review
   
   D. Renewal of Executive Director’s authority to sign board documents
   
   E. 2013 Respiratory Care Board Meeting Dates
   
   F. 2012 Renewal Update

XIII. Adjourn
COMMONWEALTH OF MASSACHUSETTS

BOARD OF RESPIRATORY CARE

BOARD MEETING
Wednesday, July 18, 2012
239 Causeway Street
Room 419
Boston, MA 02114

MINUTES

Board Members Present: Armand Rienteau, RT, RN, Chair
                        Edward Burns, RT, Member
                        Carol Mack, RT, Vice-Chair

Staff Present:         Sally Graham, Executive Director
                        Joelle Stein, Board Counsel, OGC, DPH
                        Anson Chu, Administrative Assistant

I.  Call to Order
    Mr. Rienteau, Board Chair, called the meeting to order at 1:15 p.m.

II. Approval of the Agenda
    The meeting agenda was reviewed. Mr. Rienteau made a motion to approve the agenda as
    presented; Ms. Mack seconded the motion. The motion passed unanimously.

Document: July 18, 2012 Meeting Agenda

III. Review and Approval of Minutes
    A. June 20, 2012 Regularly Scheduled Board Meeting
       The minutes of the June 20, 2012 Regularly Scheduled Board Meeting were reviewed.
       Mr. Rienteau made a motion to approve the minutes as presented; Mr. Burns seconded
       the motion. The motion passed unanimously.

Document: Minutes of June 20, 2012 Regularly Scheduled Board Meeting

IV. Adjudicatory Session
    None.

V. M.G.L. c. 112, § 65C Session (closed session)
    None.
VI. **Limited Permit Applications**
None.

VII. **Full License Applications**
None.

VIII. **License Reactivation Applications**
A. **Lisa Christman**  RT2685 (expired 5-31-2010)  Approve

B. **Doreen Brennan**  RT4254 (expired 5-31-2002)  Approve

Mr. Riendeau made a motion to approve the license reactivation applications; Ms. Mack seconded the motion. The motion passed unanimously.

Documents: License Reactivation Applications and related materials

IX. **Staff Assignments**
None.

X. **Complaints**
A. **REP-2012-007**  Carter, Stephen  RT3376 (expires 5-31-2014)
   Allegation: Misrepresentation of academic credentials (AS)

   Ms. Mack made a motion request additional information from Mr. Carter’s most recent employer and to request licensee to submit a response to the allegation of misrepresentation of his academic credentials and documentation of CEUs for the 2010-2012 CEU period; Mr. Burns seconded the motion. The motion passed unanimously.

   Documents: Complaint investigation and related documents

B. **REP-2012-005**  Hurd, David  RT3171 (expired 5-31-2012)
   Update: Signed Consent Agreement

   Ms. Graham informed the Board that the licensee signed the Consent Agreement for Reprimand offered in resolution of the complaint identified as Docket No. REP-2012-005.

   Document: Copy of signed Consent Agreement for Reprimand

C. **REP-2012-009**  Swift, Jamie  RT6047 (expires 5-31-2014)
   Allegation: Inadequate/falsification of documentation

   Ms. Graham summarized the circumstances giving rise to the complaint and informed the Board that the investigation of the allegations continues.
XI. Scope of Practice Inquiries
A. Query from Ventus Medical: Does home sleep apnea device require services of a respiratory therapist?

After discussion, Mr. Riendeau made a motion to inform Ventus Medical that the single use, disposable device for the treatment of sleep apnea that Ventus wishes to distribute to Massachusetts residents who have a prescription for the device does not require the expertise of a licensed respiratory therapist to ensure the proper placement and use of the device; Ms. Mack seconded the motion. The motion passed unanimously.


XII. Other Business/Announcements
A. Nomination and Election of Officers
   Armand Riendeau: Chair (current)
   Carol Mack: Vice-Chair (current)

   Mr. Riendeau made a motion to nominate Ms. Mack as the Chair and Mr. Burns as the Vice-Chair of the Board; Ms. Mack seconded the motion. The motion passed unanimously.

B. Draft: *Frequently Asked Questions About the Practice of Respiratory Care*: Board Review and Discussion
   The Board reviewed and discussed the draft, which Board staff had revised in accordance with the direction provided by the Board at its last meeting. Ms. Mack raised an additional question, the answer to which Board staff will provide at the next Board meeting.

   Document: Draft of *Frequently Asked Questions About the Practice of Respiratory Care*

C. Regulations Review
   The Board discussed the review of the Board’s regulations. Mr. Burns volunteered to obtain the regulations governing the licensure of respiratory therapists in the New England states for Board review.

D. Renewal of Executive Director’s Authority to Sign Board Documents
   Ms. Mack made a motion to renew the authority of the Executive Director to sign Board documents; Mr. Riendeau seconded the motion. The motion passed unanimously.
E. 2013 Respiratory Care Board Meeting Dates
Ms. Graham distributed the 2013 Board Meeting schedule.

Document: 2013 Board Meeting Schedule

F. 2012 Renewal Update
Ms. Graham gave an update on the 2012 license renewal cycle.

XIII. Adjourn
There being no other business before the Board, Mr. Rienodeau made a motion to adjourn the meeting; Mr. Burns seconded the motion. The motion passed unanimously. The meeting adjourned at 2:50 p.m.

The next meeting of the Board of Respiratory Care is scheduled for Wednesday, September 12, 2012, 10:00 a.m. in Northampton, Massachusetts.

Respectfully submitted:

[Signature]
Name

[Signature]
Position

9/12/12
Date

Board of Respiratory Care
Minutes of July 18, 2012 Meeting
(to be approved September 12, 2012)