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, May 16, 2012
1 p.m.
239 Causeway Street, Room 419
Boston, MA 02124

Agenda

I. Call to Order

II. Approval of Agenda

III. Approval of Minutes
   A. March 21, 2012 Regularly Scheduled Meeting

IV. Adjudicatory Session (closed session)
   A. None

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

VI. Limited Permit Applications
   A. Bennett, Jeffrey
      Application disclosures: Board Review
   B. Robinson, John
      Application disclosure: Board Review
   C. Hounane, Hassan
      Application disclosure: Board Review

VII. Full License Applications
   A. Shea, Patrick
      Application disclosures: Board Review

VIII. License Reactivation Applications
   A. MacDonald, Cathryn
      RT303 Expired 5-31-1996
   B. Boyd, Carol
      RT1947 Expired 5-31-1992
   C. O'Connor, Kim
      RT2813 Expired 5-31-2010
IX. **Staff Assignments**  
A. SA-INV-2060  Hurd, David  RT3171  Expires 5-31-2012  
Allegation: Inappropriate/Unprofessional Conduct

X. **Complaints**  
A. REP-2011-004  Shields, Randy  
  Disclosure of criminal history; case closed; application for full licensure: Board Review

B. REP-2010-019  Charles, Darly  
  REP-2012-003  Charles, Darly  
  License No. RL9661 (expired 9-23-10)  
  License No. RT10274 (issued 3-30-12; suspended 3-3-12)  
  Signed consent agreement

C. REP-2012-002  DeMarco, Cheryl  
  License No. RT3604 (expired 5-31-10)  
  Final Decision: Deny Reactivation Application

XI. **Scope of Practice Inquiries**  
A. None

XII. **Other Business/Announcements**  
A. Plan for Regulations Review

B. Massachusetts Society for Respiratory Care (MSRC): May 10, 2012 MSRC Board Meeting

C. Frequently Asked Questions About the Practice of Respiratory Care: Board discussion

XIII. **Adjourn**
COMMONWEALTH OF MASSACHUSETTS

BOARD OF RESPIRATORY CARE

BOARD MEETING
Wednesday, May 16, 2012
239 Causeway Street
Room 419
Boston, MA 02114

Board Members Present: Armand Riendeau, RT, RN, Chair
Edward Burns, RT, Member

Board Members Not Present: Carol Mack, RT, Vice-Chair

Staff Present: Sally Graham, Executive Director
Joelle Stein, Board Counsel, OGC, DPH
Maura Drury, Administrative Assistant (came in at 1:25pm)
Anson Chu, Administrative Assistant

I. Call to Order
Mr. Riendeau, Board Chair, called the meeting to order at 1:03 p.m.

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

Document: May 16, 2012 Meeting Agenda

III. Review and Approval of Minutes
A. March 21, 2012 Regularly Scheduled Board Meeting
The minutes of the March 21, 2012 Regularly Scheduled Board Meeting were reviewed. Mr. Riendeau made a motion to approve the minutes as presented; Mr. Burns seconded the motion. The motion passed.

Document: Minutes of the March 21, 2012 Regularly Scheduled Board meeting

IV. Adjudicatory Session
None.

V. M.G.L. c. 112, § 65C Session (closed session)
None.
VI. Limited Permit Applications
   A. Bennett, Jeffrey
      Application disclosures: Board review
      Approve
   B. Robinson, John
      Application disclosures: Board review
      Approve
   C. Hounane, Hassan
      Application disclosures: Board review
      Approve

   Mr. Rienceau made a motion to approve the Limited Permit applications; Mr. Burns seconded the motion. The motion passed unanimously.

Documents: Limited Permit Applications and related materials

VII. Full License Applications
   A. Shea, Patrick
      Application disclosures: Board review
      Approve

   Mr. Rienceau made a motion to approve the Full License application; Mr. Burns seconded the motion. The motion passed unanimously.

Documents: Full License Application and related materials

VIII. License Reactivation Applications
   A. MacDonald, Cathryn
      RT303 (license expired 5-31-1996)
      Mr. Rienceau made a motion to approve the reactivation application after the licensee has submitted 2.25 contact CEUs that comply with Board regulations; Mr. Burns seconded the motion. The motion passed unanimously.

Documents: Reactivation application and related materials

   B. Boyd, Carol
      RT1947 (license expired 5-31-1992)
      Approve

   C. O'Connor, Kim
      RT2813 (license expired 5-31-2010)
      Approve

   Mr. Burns made a motion to approve the reactivation applications; Mr. Rienceau seconded the motion. The motion passed unanimously.

Documents: Reactivation applications and related documents
IX. **Staff Assignments**
   A. SA-INV-2060    Hurd, David    RT3171 (license expires 5-31-2012)
      Allegation: Inappropriate/Unprofessional Conduct

      Mr. Burns made a motion to open a complaint based on the licensee's admission of
      inappropriate conduct and to resolve it with a consent agreement for a reprimand; Mr.
      Riendeau seconded the motion. The motion passed unanimously.

      Mr. Riendeau made a motion to require the licensee to submit documentation of CEUs
      in compliance with Board regulations for the 2006-2008 and 2008-2010 renewal cycles
      within thirty (30) days or the Board will initiate further disciplinary action; Mr.
      Burns seconded the motion. The motion passed unanimously.

Documents: Staff Assignment and related investigation documents

X. **Complaints**
   A. Update: REP-2010-004    Shields, Randy    RL9719 (license expired 7-31-11)
      Ms. Graham informed the Board that Mr. Shields submitted documentation to the
      Board that the criminal matter has been closed and all terms of probation have been
      met. A full license has been issued.

Documents: Complaint investigation and related documents

   B. Update: REP-2010-019    Charles, Darly    RL9661 (license expired 9-23-10)
      REP-2012-003    Charles, Darly    RT10274 (issued 3-30-12; suspended 3-3-12)
      Ms. Graham informed the Board that the licensee signed the consent agreement offered
      in resolution of the complaint identified as Docket No. REP-2012-003; her
      license has been suspended pending documentation of compliance with the
      Agreement's terms and conditions.

Documents: Complaint investigations and related documents

   C. Update: REP-2012-002    DeMarco, Cheryl    RT3604 (license expired 5-31-10)
      Ms. Graham informed the Board that the licensee did not request an opportunity for a
      hearing on the Board's Preliminary Denial of License Reactivation and has been
      sent a Final Decision to Deny License Reactivation.

Document: Final Decision to Deny License Reactivation

XI. **Scope of Practice Inquiries**
    None.

XII. **Other Business/Announcements**
    A. **Plan for Regulations Review**
       The Board agreed to set aside time at Board meetings to begin a review of Board
regulations to determine what updates are necessary.

B. Massachusetts Society for Respiratory Care (MSRC): 5/10/12 MSRC Board Meeting
   Ms. Graham provided the Board with a summary of the meeting with the MSRC Board that she, Ms. Mack, and Mr. Burns were invited to attend.

C. Frequently Asked Questions About the Practice of Respiratory Care: Board Discussion
   Ms. Stein distributed draft revisions to the Board's 1994 "Interpretations" of Board statutes. The Board deferred discussion to June 2012 Board meeting.

XIII. Adjourn
   There being no other business before the Board, Mr. Riendeau made a motion to adjourn the meeting; Mr. Burns seconded the motion. The motion passed unanimously. The meeting adjourned at 2:53 p.m.

The next meeting of the Board of Respiratory Care is scheduled for Wednesday, June 20, 2012, at 1 p.m. at 239 Causeway Street, Boston, MA.

Respectfully submitted:

[Signature]

Name

[Position]

Date 6/20/12