

Board of Respiratory Care Examiners Board Meeting Minutes

Regularly Scheduled Meeting of June 15, 2017

Board Members Present:

Board Chairman: Tracy Cagan, RCP
Alan Crawford, RCP
Kathy Rineer, RCP
Michelle O'Hair-Schattenberg, Esq.

Vice Chairman: Jose Gonzales, RCP
present telephonically 9:36AM –
11:25AM

Board Members Absent:

Staff Present:

Executive Director:
Jack Confer
Investigator:
David Geriminsky
Licensing Specialist:
Kathy Stone

Legal Counsel Present:

Frankie Shinn-Eckberg, AAG
Seth Hargreaves, AAG

Board of Respiratory Care Examiners Board Meeting Minutes

Regularly Scheduled Meeting of June 15, 2017

CALL TO ORDER

The Meeting was called to order at 9:03AM by Board Chairman Cagan.
A 5 minute break was taken at 10:00AM.

CONSENT AGENDA

MOTION: Board Member O'Hair-Schattenberg to approve items C1 – C7. Seconded by Board Member Rineer.

VOTE: Motion passed (4-0).

C-1 APPROVAL OF MINUTES

Recommended for Approval
Regular Session Minutes from April 20, 2017 meeting.
Executive Session Minutes from April 20, 2017 meeting.

C-2 ACTION ON APPLICATIONS FOR LICENSURE

Recommended for approval by the Executive Director

Amanda Aguilar	Amy Alex	Teresa Banuelos	Virginia Boyd
Wayne Bryan	Cindi Cervantes	Alisha Coe	Sandra Cool
Michael Derdich	Thuy Fowler	Katherine Garcia	Stephen Groh
Holly Guill	Michael Hogan	Aida Jagpat	Fabio Javalera
Liza Jones	Carl Kenyon	Cheolpin Lee	Gail Lowe
Phoebe Lystrom	Edgar Pelayo	Dorrie Reynolds	Abigail Salazar
Liam Samelson	Maria Szafarczyk	Milu Tefera	Sylvia Vega Gutierrez
Mitchell Williamson			

C-3 ACTION ON ADMINISTRATIVE CLOSURE OF APPLICATION FILES

Recommended for closing of application files

Misty Black	Albert Hoak	Michael Justice	John Kang
Christopher McBroom	Jorge Regalado	Dennis Ryan III	Sonia Velez
Kaeli Volkman	Christopher Larrow		

C-4 ACTION ON ADMINISTRATIVE CLOSURE OF 90-DAY INACTIVE FILES

Recommended for closing of inactive files

Kathleen Dickinson	Jodi Dickson	Donald Drummond	Samantha Gadesaude
Leland Hall	Marisa Keeley	Janice Lacy	Angela Maloney
Arthur Marquez	Claudia Martinez	Brandi Mayes	Demetra Ment
Suzanne Oddo	Raul Rodriguez	Erica Ryssemus	Elizabeth Shah
Stacey Smith	John-Mark Steubing	Oskar Velazquez	Carol Young

C-5 ACTION ON NOTICES OF LICENSE EXPIRATIONS

Recommend sending notice of license expirations to the following individuals:

Dayna Berry	Morgana Bevans	Courtney Blevins	Kathleen Bouches
Crystal Brieno	Brittany Canez	Petrina Cathey	Dianna Chmielecki-Anderson
Andre Cranmer	William Cunningham	Nacole Dobay	Guadalupe Valenzuela
Marcia Enderle	Robin Felton	Kari Florness	Scott Fremgen
Michael Gibbons	Kellie Gossard	Bailey Hanson	Jessica Hellums
Gary Johnson	Gary Kaufmann	Penny Kuzmeskus	Tracy Lokken
Hannah Lundgren	Heidi Mowry	Stephanie Parnell	Daniel Peters
Robert Rachowiecki	Mason Rice	William Ruschmeyer	Virginia Sciortino
Travis Simpkins	Sadie Strahm	Sha'Mya Taylor	Sharron Wolfe

C-6 ACTION ON RATIFICATION OF RENEWAL OF LAPSED LICENSES

Recommended to ratify licenses issued by the Executive Director to individuals who met requirements for renewal

Karlyn Biggs	Helen Bowers	David Cash	Cleveland Claridge
Syd Nessary	Elthea Notah	Kallyn Reinert	Kacee Settles

C-7 DISCUSSION/ACTION ON RATIFICATION OF CONSENT AGREEMENTS

- | | |
|--------------------------|-------------------------------|
| 1. Durazo, Nicole | Case Number C003767-17-011561 |
| 2. Rodela, David | Case Number C003774-17-006381 |
| 3. Bertram, Niki | Case Number C003687-17-009176 |
| 4. Seyller, Kendra | Case Number C003627-17-006641 |
| 5. Limon, James | Case Number C003720-17-001205 |
| 6. Zimpelman, Clayton | Case Number C003734-17-008694 |
| 7. Tellez, Debra | Case Number C003638-17-006158 |
| 8. Peters, Samuel | Case Number C003679-17-010417 |
| 9. Bartell, Leighton | Case Number C003723-17-005766 |
| 10. Caravella, Joseph | Case Number C003697-17-009796 |
| 11. Navarrette, Nicholas | Case Number C003746-17-007402 |
| 12. Berryman, James | Case Number C003724-17-003420 |
| 13. Carnahan, Tina | Case Number C003727-17-001357 |
| 14. Dilorum, Rozelle | Case Number C003738-17-008040 |
| 15. Hills, Sheila | Case Number C003732-17-003459 |
| 16. Encinas, Antonio | Case Number C003729-17-001245 |

17. Purcell, Adam
18. Chavez, Alejandro

Case Number C003581-16-010336
Case Number C003698-17-007253

C -8 ESTABLISH DATE AND TIME OF NEXT BOARD MEETING

Scheduled date of next Board meeting:

Thursday, July 20, 2017 at 9:00AM. (Discussion)

The July 20th meeting was cancelled. The next meeting is August 17, 2017 at 9:00AM

FINAL

REGULAR AGENDA

R-1 DISCUSSION/ACTION ON ITEMS REMOVED FROM THE CONSENT AGENDA

R-2 CONSIDERATION AND ACTION ON FORMAL COMPLAINT HEARINGS PURSUANT TO A.R.S. § 32-3553(H)

1. Burks, Shelby Case Number C003665-17-006473 [9:05AM]
Chairman Cagan announced the case and commenced the interview at 9:07AM. RCP Burks was not present. Assistant Attorney General, Frankie Shinn-Eckberg represented the State of Arizona in this proceeding. Assistant Attorney General, Seth Hargreaves appeared as the Independent Advisor to the Board.

MOTION: Board Member Crawford to vacate hearing and dismiss.
Seconded by Board Member Rineer.

ROLL CALL VOTE: Motion passed (4-0).

2. Salmon, Adam Case Number C003758-17-007426 [9:45AM]
Chairman Cagan announced the case and commenced the interview at 9:55AM. RCP Salmon was not present. Assistant Attorney General, Frankie Shinn-Eckberg represented the State of Arizona in this proceeding. Assistant Attorney General, Seth Hargreaves appeared as the Independent Advisor to the Board.

MOTION: Board Member O'Hair Schattenberg to accept consent order in lieu of hearing. Seconded by Board Member Rineer.

ROLL CALL VOTE: Motion passed (4-0).

R-3 CONSIDERATION, REVIEW, DISCUSSION AND POSSIBLE ACTION ON REQUEST FOR REHEARING OR REVIEW OF DECISION

1. McMillar, Colleen Case Number C003670-17-004880
Chairman Cagan announced the case. RCP McMillar was not present. Investigator Geriminsky presented a summary of the case.

MOTION: Board Member Crawford to deny request. Seconded by Board Member O'Hair-Schattenberg.

VOTE: Motion passed (4-0).

R-4 CONSIDERATION AND ACTION ON INFORMAL INTERVIEWS PURSUANT TO A.R.S. § 32-3553(G)

MOTION: Board Member O'Hair-Schattenberg to Executive Session 9:23AM – 9:35AM for legal advice. Seconded by Board Member Crawford.

The Board reconvened Regular Session at 9:36AM.

** Acting Board Chairman, Michelle O'Hair-Schattenberg.

1. Mojadedi, Yasmin** Case Number C003707-17-011890
Chairman Cagan announced the case and commenced the interview at 10:08AM. Chairman Cagan recused herself from this matter. Vice Chairman Gonzales appeared for this matter by phone. RCP Mojadedi was present. Investigator Geriminsky presented a summary of the case.

MOTION: Board Member Crawford to issue non-disciplinary Letter of Concern for failure to respond to subpoena in a timely matter. Seconded by Board Member Rineer.

VOTE: Motion passed (4-0).

2. Hakim, Massiullah** Case Number C003708-17-011905
Acting Board Chairman O'Hair-Schattenberg announced the case and commenced the interview at 10:40AM. Chairman Cagan recused herself from this matter. Vice Chairman Gonzales appeared for this matter by phone. RCP Hakim was present. Investigator Geriminsky presented a summary of the case.

MOTION: Board Member Rineer to dismiss. Seconded by Board Member Crawford.

VOTE: Motion passed (4-0).

3. Hasanzada, Balal** Case Number C003706-17-012094
Acting Board Chairman O'Hair-Schattenberg announced the case and commenced the interview at 10:40AM. Chairman Cagan recused herself from this matter. Vice Chairman appeared for this matter by phone. RCP Hasanzada was present. Investigator Geriminsky presented a summary of the case.

MOTION: Board Member Crawford to offer a non-disciplinary consent agreement for working 2 shifts without a license. \$50 per shift (\$100) to be paid within 90 days. Seconded by Board Member Rineer.

VOTE: Motion passed (4-0). Board Chairman Cagan was recused.

R-5 CONSIDERATION AND ACTION ON INVESTIGATIONS OF POSSIBLE UNPROFESSIONAL CONDUCT

1. Canez, Brittany Case Number C003747-17-011589
Chairman Cagan announced the case. RCP Canez was not present. Investigator Geriminsky presented a summary of the case.

MOTION: Board Member Rineer to dismiss. Seconded by Board Member Crawford.

VOTE: Motion passed (4-0).

2. Hoppis, Elizabeth Case Number C003755-17-011616
Chairman Cagan announced the case. RCP Hoppis was present and represented by Mandi Karvis, Esquire. Investigator Geriminsky presented a summary of the case.

MOTION: Board Member Crawford to issue a non-disciplinary order which includes continuing education (1 CEU – Ethics and 2 CEUs – Restraints) completed within 90 days. These CEUs cannot be used for this current renewal. Seconded by Board Member O’Hair-Schattenberg.

VOTE: Motion passed (4-0).

3. Rascon, Sonia Case Number C003757-17-008470
Chairman Cagan announced the case. RCP Rascon was not present. Investigator Geriminsky presented a summary of the case.

MOTION: Board Member Crawford to dismiss. Seconded by Board Member O’Hair-Schattenberg.

VOTE: Motion passed (4-0).

4. Valdez, Marco Case Number C003740-17-006197
Chairman Cagan announced the case. RCP Valdez was present. Investigator Geriminsky presented a summary of the case.

MOTION: Board Member O’Hair-Schattenberg to dismiss. Seconded by Board Member Crawford.

VOTE: Motion passed (4-0).

5. Grijalva, Alfred Case Number C003761-17-011836
Chairman Cagan announced the case. RCP Grijalva was not present. Investigator Geriminsky presented a summary of the case.

MOTION: No action taken.

6. Bonino, Jojo Case Number C003749-17-011026
Chairman Cagan announced the case. RCP Bonino was not present. Investigator Geriminsky presented a summary of the case.

MOTION: Board Member Crawford to offer a non-disciplinary consent agreement for working 8 shifts without a

license. \$50 per shift (\$400) to be paid within 90 days.
If not signed, move this matter to an Informal
Interview. Seconded by Board Member Rineer.

VOTE: Motion passed (4-0).

Cases Recommended for Dismissal/Referral

7. Harding, Mindy Case Number C003769-17-007179
Chairman Cagan announced the case. RCP Harding was not present. Investigator Geriminsky reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to dismiss. Seconded by
Board Member O'Hair-Schattenberg.

VOTE: Motion passed (4-0).

8. Murphy, Olivia Case Number C003748-17-011793
Chairman Cagan announced the case. RCP Murphy was not present. Investigator Geriminsky reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to dismiss. Seconded by
Board Member O'Hair-Schattenberg.

VOTE: Motion passed (4-0).

9. Lett, Elisha Case Number C003751-17-007009
Chairman Cagan announced the case. RCP Lett was not present. Investigator Geriminsky reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to dismiss. Seconded by
Board Member O'Hair-Schattenberg.

VOTE: Motion passed (4-0).

10. Burks, Shelby Case Number C003665-17-006473
Chairman Cagan announced the case. RCP Burks was not present. Investigator Geriminsky reviewed the allegations for the Board Members.

See R-2

11. Petkovic, Elma Case Number C003705-17-007395
Chairman Cagan announced the case. RCP Petkovic was not present. Investigator Geriminsky presented a summary of the case.

MOTION: Board Member Rineer to dismiss. Seconded by Board
Member Crawford.

VOTE: Motion passed (4-0).

R-6 REVIEW, CONSIDERATION AND POSSIBLE ACTION ON A PRIOR BOARD DECISION

1. Blankinship, Heather Case Number C003292-15-008881
Chairman Cagan announced the case. RCP Blankinship was not present. Investigator Geriminsky reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to deny request for rehearing.
Seconded by Board Member O’Hair-Schattenberg.

VOTE: Motion passed (4-0).

R-7 DISCUSSION/ACTION ON EXECUTIVE DIRECTOR'S REPORT

Updates were given by Jack Confer, Executive Director; David Geriminsky, Investigator and Kathy Stone, Licensing Specialist.

1. Application, Investigation & Probation Reports (Board Update & Status)
2. Cash Flow Statement, March 2017 (Budget)
3. RCE Application Modernization & Enhancements (Discussion & Board Update)
4. 2017 Statewide Employee Engagement Survey (Discussion & Board Update)
5. National Practitioner Databank Disputes
6. Summary 2017 Legislative Actions (Discussion)
7. FY 2018 Budget & Update (Discussion)
8. FY 2018 Employee Compensation Plan (Discussion & Plan)

R-8 CALL TO THE PUBLIC

None

R-9 ITEMS TO BE PLACED ON A FUTURE AGENDA

- Interpretation of new continuing education rules

R-10 ADJOURNMENT

Board Chairman Cagan adjourned the meeting at 12:10PM.

Dated this 19th day of March 2018.



A handwritten signature in blue ink, appearing to read "Jack Confer", is written over a horizontal line.

Jack Confer
Executive Director