

Board of Respiratory Care Examiners Board Meeting Minutes

Regularly Scheduled Meeting of March 15, 2018

Board Members Present:

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

Board Members Absent:

Vice Chairman: Jose
Gonzales, RCP

Staff Present:

Executive Director:
Jack Confer
Licensing Administrator:
Kathy Stone
Administrative Assistant:
Charlotte Muhammad

Legal Counsel Present:

Marc Harris, AAG

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Board of Respiratory Care Examiners Board Meeting Minutes

Regularly Scheduled Meeting of March 15, 2018

CALL TO ORDER

The Meeting was called to order at 9:00AM by Board Chairman Cagan.
A 10 minute break was taken at 10:09.

CONSENT AGENDA

There being no items requested to be removed, a motion was made to approve all items on the Consent Agenda.

MOTION: Board Member O’Hair Schattenberg to approve items C1 – C8. Seconded by Board Member Crawford.

VOTE: Motion passed (4-0). Board Member Beller abstained.

C-1 APPROVAL OF MINUTES

Recommended for Approval

Regular Session Minutes from January 18, 2018 meeting.

C-2 ACTION ON APPLICATIONS FOR LICENSURE

Recommended for approval by the Executive Director

Breanne Achterberg	Maryam Ahmed	Meagan Albertson	Nathaniel Alvarado
James Bailey	Uvana Ballesteros-Gastelum	McKenzie Bangasser	Dianne Brady
Latoya Burley	Laura Burns	Henry Canales	Rachel Carroll
Hana Christenson	Michelle Ciaffone	Angelita Cocoa	Isabella Costello
Peggy Cruz	Mong-Chau Dawsey	Claudia Diaz	Esmeralda Figueroa
Jennifer Figueroa	William Gibbs	Jessica Grounds	Wanda Mary Sue Hagen Murtha
Tina Hale	Lindsey Handwork	Leslie Hanks	William Hardy
Bryce Hawkes	Nicole Hicks	Leslie Hicks	Amy Holiday
Shaynee Howard	Maureen Jeffries	Ciera Kaufman	Billy Keyes
Katherine Kougl	Kelsey Kruse	Janelle Anne Lagmay	Patricia Martinez

Michael McQuarie	Kristy Mejia	Yesbel Mendez	Shane Murphy
Edward Noll	Elvia Olivares	Dania Oxley	Hannah Rike
David Rolando	Brian Royster	Gennet Russom	Percilla Rutledge
Abuelgasim Salih	Juan Sanchez	Sellie Shines, Jr.	Mark Soucy
Walter Stephenson, Jr.	Breanna Tretter	Jose Urena	Alexander Vaughan
Kaeli Volkman	Bart Weatherly		

C-3 ACTION ON ADMINISTRATIVE CLOSURE OF APPLICATION FILES

Recommended for closing of application files

Melvis Akondeng	Denae Casados	Mario Fuentes	Mark Gutierrez
Christina Kaufman	Christine Kunkel	Ivan Lopez	Heather Regan
Vincent Regan	Glenda Rodgers	Tenisha Sephus	Camille Zeiger

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

Recommended for closing of inactive files

Zulma Aguayo	Danitza Arizaga	Hector Cabrera	Michael DeAngelis
David Denyes	Michael Dillard	Amber Duke	Cynthia Evans
Steven Finch	Arlene Gilman	Jenna Guizar	Holly Joice
Joe Lambert	Richard Lard	David Larson	Tammy Lemonds
Jeniffer Machuca	Jamal Mixson	Meagan Newton	Jennifer Oser
Leigh Parker	Debra Ribble-Knapik	Travis Rice	Eleanora Riggers
Paul Schaaf	Lynsey Schraeder	Cole Sexson	Janice Stafford
Casey Winterrowd			

C-5 ACTION ON NOTICES OF LICENSE EXPIRATIONS

Recommend sending notice of License Expirations to the following individuals:

Patricia Acosta	Arlene Arias	Jesci Gale Mari Balamban	Raymond Blakeley
Sara Bode	Rick Capranica	Christine Carver	Robert Castro
David Castro	Deidre Childress	Julie Christensen	George Cowles
James Elia	Jorge Gallardo	Kathren Guenther	Diana Hanson
Roann Herther	Jeffrey Hodges	Kathleen Hoxie	Clarence Hughes
Sherry Hunkler	Stephanie Johnson	Judian Johnson	James Kentner
Cynthia Lester	Erich Long	Thomas Lybrook	Amy Manley
Janice McGee	Gloria Miller	David Moseley	Nicholas Moulder
Matthew Newlin	Mark Noe	Mark Ottesen	Francisco Partida
Karen Pascal	Tami Perca	Margaret Person	Kathleen Poquette
Juan Ramirez	David Rayo	Peter Russ	Bernard Saur
Amy Savage	Caitlyn Shepherd	Joshua Smith	Christopher Starr
Pamela Thomas	Ol Tse	Nanci Van De Grift	Renee Walker
Sarah Walter	Brie Webster	Brian Weiner	Lauren Wheelock
Kim Winkelman	Evan Yost		

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:

William Baker	Cheryl Black	Jason Cook	John Foresee
Andrea Garcia	Kimberly Goldey	Cameron Hall	Rachel Honeywell
Erik Johnson	Samantha Kuecher	Soraya McCalley	William McClendon
Amelia Mendoza	Frances Simon	William Smith	Nathan Vierra

C-7 DISCUSSION/ACTION ON RATIFICATION OF CONSENT AGREEMENTS

- | | | |
|----|-------------------|-------------------------------|
| 1. | Koch, Brianna | Case Number C003806-18-007113 |
| 2. | Thomas, Keila | Case Number C003842-18-010102 |
| 3. | Mendoza, Amelia | Case Number C003847-18-009209 |
| 4. | Cotton, Megan | Case Number C003846-18-009520 |
| 5. | McCalley, Soraya | Case Number C003861-18-009595 |
| 6. | Fuentes, Jennifer | Case Number C003832-18-011054 |

C-8 ESTABLISH DATE AND TIME OF NEXT BOARD MEETING

Scheduled date of next Board meeting

Thursday, April 19, 2018 at 9:00AM.

REGULAR AGENDA

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

R-2 CONSIDERATION AND ACTION ON INVESTIGATIONS OF POSSIBLE UNPROFESSIONAL CONDUCT

Cases Recommended for Dismissal/Referral

1. Adams, Ashley Case Number C003802-18-010397
Chairman Cagan announced the case. RCP Adams was not present. Executive Director Confer reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to move this matter to an Informal Interview. Seconded by Board Member Rineer.

VOTE: Motion passed (4-0). Board Member Beller abstained.

2. Alex, Amy Case Number C003853-18-012330
Chairman Cagan announced the case. RCP Alex was present. Executive Director Confer reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to offer a non-disciplinary consent order with a \$250 civil penalty for failure to report the incident within statutory timeframe to be paid within 90 days. Seconded by Board Member O'Hair Schattenberg.

VOTE: Motion passed (4-0). Board Member Beller abstained.

MOTION: Board Member O'Hair Schattenberg to offer a consent order for rehabilitative probation pending court outcome. If not signed, move this matter to an Informal Interview. Seconded by Board Member Rineer.

VOTE: Motion passed (4-0). Board Member Beller abstained.

3. Barge, Tina Case Number C003825-18-006394
Chairman Cagan announced the case. RCP Barge was not present. Executive Director Confer reviewed the allegations for the Board Members.

This matter was removed from the agenda; RCP Barge accepted the standard non-disciplinary consent agreement.

4. Cannefax, Ellen Case Number C003855-18-006035
Chairman Cagan announced the case. RCP Cannefax was present. Executive Director Confer reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to offer a non-disciplinary consent order with a \$250 civil penalty for failure to report the incident within statutory timeframe to be paid within 90 days. Seconded by Board Member O'Hair Schattenberg.

VOTE: Motion passed (4-0). Board Member Beller abstained.

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

VOTE: Motion passed (4-0). Board Member Beller abstained.

5. Deac, Cosmina Case Number C003852-18-011896
Chairman Cagan announced the case. RCP Deac was present. Executive Director Confer reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to issue a non-disciplinary order with a civil penalty of \$50 for working without a license to be paid within 60 days. If not signed, move to an Informal Interview. Seconded by Board Member Rineer.

VOTE: Motion passed (4-0). Board Member Beller abstained.

6. Hobley, Andrew Case Number C003829-18-002592
Chairman Cagan announced the case. RCP Hobley was not present Executive Director Confer reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to move this matter to an Informal Interview. Seconded by Board Member Rineer.

VOTE: Motion passed (4-0). Board Member Beller abstained.

7. Perez, Robert Case Number C003850-18-007716
Chairman Cagan announced the case. RCP Perez was present. Executive Director Confer reviewed the allegations for the Board Members.

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

VOTE: Motion passed (4-0). Board Member Beller abstained.

8. Porter, Damika Case Number C003843-18-011361
Chairman Cagan announced the case. RCP Porter was present. Executive Director Confer reviewed the allegations for the Board Members.

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

VOTE: Motion passed (4-0). Board Member Beller abstained.

9. Sande, Dale Case Number C003836-18-002731
Chairman Cagan announced the case. RCP Sande was present. Executive Director Confer reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to offer a consent order for rehabilitative probation pending court outcome. If not signed, move this matter to an Informal Interview. Seconded by Board Member Rineer.

VOTE: Motion passed (4-0). Board Member Beller abstained.

10. Spencer, Matt Case Number C003840-18-000000
Chairman Cagan announced the case. RCP Spencer was not present. Executive Director Confer 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). Board Member Beller abstained.

11. Stewart, Kimberly Case Number C003823-18-007914
Chairman Cagan announced the case. RCP Stewart was not present. Executive Director Confer reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to move this matter to an Informal Interview. Seconded by Board Chairman Cagan.

VOTE: Motion passed (4-0). Board Member Beller abstained.

12. Tellez, Debra Case Number C003849-18-006158
Chairman Cagan announced the case. RCP Tellez was not present. Executive Director Confer reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to move this matter to an Informal Interview. Seconded by Board Member Rineer.

VOTE: Motion passed (4-0). Board Member Beller abstained.

13. Teran, Karla Case Number C003835-18-008074
Chairman Cagan announced the case. RCP Teran was not present. Executive Director Confer reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to move this matter to an Informal Interview. Seconded by Board Member O'Hair Schattenberg.

VOTE: Motion passed (4-0). Board Member Beller abstained.

14. Thomas, Robert Case Number C003839-18-011885
Chairman Cagan announced the case. RCP Thomas was not present. Executive Director Confer reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to issue a disciplinary Decree of Censure for forging documentation. If not signed, move this matter to an Informal Interview. Seconded by Board Member O'Hair Schattenberg.

VOTE: Motion passed (4-0). Board Member Beller abstained.

15. Vierra, Bethany Case Number C003822-18-010719
Chairman Cagan announced the case. RCP Vierra was present. Executive Director Confer reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to issue a non-disciplinary order with a \$250 civil penalty for failure to report the incident within statutory timeframe to be paid within 90 days. Seconded by Board Member Rineer.

VOTE: Motion passed (4-0). Board Member Beller abstained.

MOTION: Board Member Crawford to offer a consent order for rehabilitative probation. If not signed, move to an Informal Interview. Seconded by Board Member Rineer.

VOTE: Motion passed (4-0). Board Member Beller abstained.

16. Zozaya, Joshua Case Number C003819-18-012497
Chairman Cagan announced the case. RCP Zozaya was not present Executive Director Confer 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). Board Member Beller abstained.

17. Lloyd, Ashley Case Number C003830-18-008435
Chairman Cagan announced the case. RCP Lloyd was present. Executive Director Confer reviewed the allegations for the Board Members.

MOTION: Board Member Crawford to issue a non-disciplinary order with a \$25 civil penalty per CEU (\$225) to be paid within 90 days for not complying with the CEU audit. Seconded by Board Member Rineer.

VOTE: Motion passed (4-0). Board Member Beller abstained.

18. McGowan, Seth Case Number C003845-18-009322
Chairman Cagan announced the case. RCP McGowan was present. Executive Director Confer reviewed the allegations for the Board Members.

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

VOTE: Motion passed (3-1). Board Member Beller abstained and Board Member O'Hair-Schattenberg voted nay.

19. McMinn, Laura Case Number C003831-18-011243
Chairman Cagan announced the case. RCP McMinn was not present Executive Director Confer reviewed the allegations for the Board Members.

MOTION: Board Member Rineer to move this matter to an Informal Interview. Seconded by Board Member Crawford.

VOTE: Motion passed (4-0). Board Member Beller abstained.

R-3 EXECUTIVE SESSION: FOR THE PURPOSE OF RECEIVING LEGAL ADVICE FROM OFFICE OF THE ATTORNEY GENERAL REGARDING NEW BOARD MEMBER TRAINING

Tabled to next meeting

R-4 DISCUSSION/ACTION ON EXECUTIVE DIRECTOR'S REPORT

Updates were given by Jack Confer, Executive Director and Kathy Stone, Licensing Administrator.

1. FY18 Budget & Update (Board Update & Status)
2. Review Draft Policy /Enforcement Matrix pursuant to A.R.S. § 32-3553(C)
3. Application, Investigation & Probation Reports (Board Update & Status)
4. 2018 Legislative Update (Discussion)
5. Executive Order 2018-2 (Review, Consideration & Possible Discussion)
6. E-Licensing Update

R-5 CALL TO THE PUBLIC

None

R-6 ITEMS TO BE PLACED ON A FUTURE AGENDA


CEU submission with renewals

R-7 ADJOURNMENT

Board Chairman Cagan adjourned the meeting at 11:48AM.

Dated this 16th day of March 2018.





Jack Confer
Executive Director

4-23-18