

Board of Respiratory Care Examiners Minutes

Regularly Scheduled Meeting of August 18, 2022

Board Members Present:

Board Chair: Tracy Cagan, RCP
Vice Chair: Alan Crawford, RCP
Dr. Leslie Easley, D.O.
James Love, RCP
Kimberlee Cota, RCP

Board Members Absent:

Becky Brimhall

Legal Council:

Mary Williams, AAG

Staff Present:

Executive Director:
Dr. Charles Villafranca

Licensing Administrator:

Audrennia Duwyenie

Investigations:

Kanada Byrd

Compliance:

Karri Hernandez

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Board of Respiratory Care Examiners and to the public that the Board of Respiratory Care Examiners will hold a meeting open to the public on Thursday, **August 18, 2022 at 9:00AM at 1740 West Adams Street, Conference Room B in Phoenix, AZ 85007**. The Board may vote to go into Executive Session for any matter on the agenda to obtain legal advice from counsel pursuant to A.R.S. § 38-431.03(A)(3). In addition, the Board may vote to go into Executive Session to consider or review records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law pursuant to A.R.S. § 38-431.03 (A)(2) and may be convened on item numbers II (A thru C), and III (A thru I). Executive Sessions will not be open to the public.

The Board may address the agenda items in any order within the timeframe indicated, and may carry over matters to a later time when necessary. The Board reserves the right to change the order of items on the agenda, except for matters set for a specific time.

Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the Executive Director, Dr. Charles Villafranca, at (602) 542-5995. Requests should be made as early as possible to allow time to arrange the accommodation. This document can be made available in alternative formats.

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Board of Respiratory Care Examiners Minutes

August 18, 2022 Regular Board Meeting
9:00AM

1740 W. Adams Street, Conference Room B, Phoenix, AZ 85007

I. CALL TO ORDER

The Meeting was called to order at 9:14am by Tracy Cagan, Board Chairman.

II. ROLL CALL:

Board Chair: Tracy Cagan

Vice Chair: Alan Crawford

Dr. Leslie Easley

James Love

Kimberlee Cota

III. DECLARATION OF CONFLICT OF INTERESTS:

None.

IV. ESTABLISH DATE AND TIME OF NEXT BOARD MEETING:

A. NEXT SCHEDULED BOARD MEETING IS October 20, 2022

B. APPROVAL OF MINUTES

1. Regular Meeting Minutes June 16, 2022

MOTION: Board Vice Chair Alan Crawford to approve meeting minutes. Seconded by Board Member Dr. Lesley Easley.

VOTE: Motion passed (5-0)

V. REGULAR AGENDA

A. REVIEW, CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON FORMAL ADMINISTRATIVE HEARING PURSUANT TO A.R.S. § 32-3553(H) OR ALTERNATIVELY, CONSIDERATION AND POSSIBLE ACTION ON PROPOSED CONSENT AGREEMENTS IN LIEU OF ADMINISTRATIVE HEARINGS:

None.

B. REVIEW, DISCUSSION AND POSSIBLE ACTION ON INFORMAL INTERVIEWS:

1. Bush, Molly Case No. 2021-RCE-0253
Chairman Cagan announced the case. RCP Brown was present via telecom. Dr. Charles Villafranca reviewed the allegations for the Board Members.

MOTION: Vice Chair Crawford to Grant Dismissal. Seconded by Board Member Dr. Easley.
VOTE: Motion passed (5-0).

2. Norton, Shelby Case No. 2022-RCE-0039
Chairman Cagan announced the case. RCP Brown was present via telecom. Dr. Charles Villafranca reviewed the allegations for the Board Members.

MOTION: Board Member Love to Issue Letter of Concern allowing an RCP to work without a license. Seconded by Vice Chair Crawford.
VOTE: Motion passed (5-0).

3. Espinoza, Angelee Case No. 2022-RCE-0031
Chairman Cagan announced the case. RCP Brown was present via telecom. Dr. Charles Villafranca reviewed the allegations for the Board Members.

4. **MOTION:** Vice Chair Crawford to place RCP Espinoza on inter probation order for unprofessional conduct. Seconded by Board Member Love.
VOTE: Motion passed (5-0).

C. DISCUSSION/ACTION ON APPLICATION INTERVIEW FOR LICENSURE

1. Cartwright, Grayson
Chairman Cagan announced the case. RCP Cartwright was present. Audrennia Duwylene reviewed the details of the application for the Board Members.

MOTION: Vice Chair Crawford to grant license. Seconded by Board Member Dr. Easley.
VOTE: Motion passed (5-0).

2. Polydor, Reginald
Chairman Cagan announced the case. RCP Polydor was present via telecom. Audrennia Duwylene reviewed the details of the application for the Board Members.

MOTION: Vice Chair Crawford to grant license. Seconded by Board Member Dr. Easley.
VOTE: Motion passed (5-0).

3. Brauet-Jimenez, Eric

Chairman Cagan announced the case. RCP Brauet-Jimenez was present. Audrennia Duwyenie reviewed the details of the application for the Board Members.

MOTION: Vice Chair Crawford to Grant License. Seconded by Board Member Dr. Easley.

VOTE: Motion passed (5-0).

4. Brown, Taylor

Chairman Cagan announced the case. RCP Brown was present. Audrennia Duwyenie reviewed the details of the application for the Board Members.

MOTION: Board Member Love to Grant License. Seconded by Vice Chair Crawford.

VOTE: Motion passed (5-0).

5. Hernandez III, Joe

Chairman Cagan announced the case. RCP Hernandez III was not present. Audrennia Duwyenie reviewed the details of the application for the Board Members.

MOTION: Board Member Love to Grant License. Seconded by Vice Chair Crawford.

VOTE: Motion passed (5-0).

6. Kim, Timothy

Chairman Cagan announced the case. RCP Kim was not present. Audrennia Duwyenie reviewed the details of the application for the Board Members.

MOTION: Board Member Love to Grant License. Seconded by Board Member Cota.

VOTE: Motion passed (5-0).

7. Van Hilsen, Meghan

Chairman Cagan announced the case. RCP Van Hilsen was present. Audrennia Duwyenie reviewed the details for the application for the Board Members.

MOTION: Vice Chair Crawford to Grant License. Seconded by Board Member Dr. Easley.

VOTE: Motion passed (5-0).

8. White, James

9. Chairman Cagan announced the case. RCP White was not present. Audrennia Duwyenie reviewed the details for the application for the Board Members.

MOTION: Board Member Love to Grant License. Seconded by Vice Chair Crawford.

VOTE: Motion passed (5-0).

D. CONSENT AGENDA

Consent agenda items may be considered for approval as a single action unless a Board member or interested party wishes to remove an item for discussion.

1. CASES RECOMMENDED FOR ISSUING NON-DISCIPLINARY ORDER FOR CONTINUING EDUCATION. The Board will review, discuss, and may vote to take action on the following cases:

- | | |
|---------------------------|------------------------|
| 1. Buchmann, Sherri | Case No. 2022-RCE-0091 |
| 2. Donovan, Anita | Case No. 2022-RCE-0113 |
| 3. Hanley-Griswold, Debra | Case No. 2022-RCE-0094 |
| 4. Ikeda, Princess | Case No. 2022-RCE-0115 |
| 5. Jimenez, Steven | Case No. 2022-RCE-0102 |
| 6. Kanoza, Mikel | Case No. 2022-RCE-0095 |
| 7. Lasher, Maria | Case No. 2022-RCE-0103 |
| 8. Leos, Gilbert | Case No. 2022-RCE-0117 |
| 9. McCabe, Lindsay | Case No. 2022-RCE-0119 |
| 10. Norton, Shelby | Case No. 2022-RCE-0107 |
| 11. Osborne, John | Case No. 2022-RCE-0109 |
| 12. Powell, Ludmila | Case No. 2022-RCE-0097 |
| 13. Rose, Christina | Case No. 2022-RCE-0098 |

MOTION: Vice Chair Crawford motioned to issue Non-Disciplinary Orders and Letters of Concern for failing to meet CEU requirements. Seconded by Board Member Love.

VOTE: Motion passed (5-0).

E. INITIAL REVIEW, CONSIDERATION AND ACTION ON INVESTIGATIONS OF POSSIBLE UNPROFESSIONAL CONDUCT:

1. Brown, Leslie Case# 2022-RCE-0122

Chairman Cagan announced the case. RCP Brown was present via telecom. Dr. Charles Villafranca reviewed the allegations for the Board Members.

MOTION: Vice Chair Crawford motioned to order hair follicle and urine drug test & Interim Order and to have testing results within 5 days. Seconded by Board Member Dr. Easley.

VOTE: Motion passed (5-0).

2. Duck, Gina Case# 2021-RCE-0254

Chairman Cagan announced the case. RCP Duck was present. Dr. Charles Villafranca reviewed the allegations for the Board Members.

MOTION: Vice Chair Crawford motioned to Dismiss. Seconded by Board Member Dr. Easley.

VOTE: Motion passed (5-0).

3. Duvall, David Case# 2021-RCE-0198

Chairman Cagan announced the case. RCP Duvall was not present. Dr. Charles Villafranca reviewed the allegations for the Board Members.

MOTION: Board Member Love motioned to Dismiss Case. Seconded by Vice Chair Crawford.

VOTE: Motion passed (5-0).

4. Gifford, Johnathan Case# 2022-RCE-0090

Chairman Cagan announced the case. RCP Gifford was not present. Dr. Charles Villafranca reviewed the allegations for the Board Members.

MOTION: Board Member Love motioned to Dismiss Case. Seconded by Vice Chair Crawford.

VOTE: Motion passed (5-0).

5. Gregory, John Case# 2021-RCE-0255

Chairman Cagan announced the case. RCP Gregory was not present. Dr. Charles Villafranca reviewed the allegations for the Board Members.

MOTION: Vice Chair Crawford motioned to Dismiss the current case. Seconded by Board Member Love, but to open a new compliant case for not notifying the Board of his current residence in the substantive timeframe of 10 days. This motion was seconded by member Love.

VOTE: Motion passed (5-0).

6. Hodge, Nichole Case# 2022-RCE-0088

Chairman Cagan announced the case. RCP Hodge was present. Dr. Charles Villafranca reviewed the allegations for the Board Members.

MOTION: Vice Chair Crawford motioned to dismiss, seconded by Board Member Cota.

VOTE: Motion passed (5-0).

7. Larson, Suzanne Case# 2022-RCE-0089

Chairman Cagan announced the case. RCP Larson was present. Dr. Charles Villafranca reviewed the allegations for the Board Members.

MOTION: Vice Chair Crawford motioned dismiss which was seconded by Board Member Love.

VOTE: Motion passed (5-0).

8. Murphy, Keith Case# 2020-RCE-0072
Chairman Cagan announced the case. RCP Murphy was not present. Dr. Charles Villafranca reviewed the allegations for the Board Members.

MOTION: Board Member Dr. Easley motioned to dismiss and was seconded by Board Member Cota.

VOTE: Motion passed (5-0).

9. Thies, Stephanie Case# 2022-RCE-0028
Chairman Cagan announced the case. RCP Thies was not present. Dr. Charles Villafranca reviewed the allegations for the Board Members.

MOTION: Vice Chair Crawford to issue Non-Disciplinary Order and a Letter of Concern for working 1 shift on an expired license that was seconded by Board Member Love.

VOTE: Motion passed (5-0).

F. REVIEW, CONSIDERATION AND POSSIBLE TERMINATION OF PRIOR ORDER

None.

G. DISCUSSION/ACTION ON EXECUTIVE DIRECTOR'S REPORT

Update was given by Charles Villafranca Executive Director.

1. Application, Investigation & Probation Reports (Board Update & Status)
2. FY23 Budget Status

H. SUMMARY OF CURRENT EVENTS THAT AFFECT THE ARIZONA BOARD OF RESPIRATORY CARE EXAMINERS (THIS IS THE TIME FOR THE BOARD CHAIR, BOARD MEMBERS OR STAFF TO GIVE A BRIEF SUMMARY OF CURRENT UPDATES AFFECTING THE BOARD)

None.

I. CALL TO THE PUBLIC

J. ITEMS TO BE PLACED ON A FUTURE AGENDA

K. ADJOURNMENT

Chairman Cagan adjourned the meeting at 11:09 AM

DATED this 18th day of August 2022.



Dr. Charles Villafranca, Executive Director