

TEXAS BOARD OF RESPIRATORY CARE
PRACTICE AUTHORIZATION COMMITTEE MEETING MINUTES
February 24, 2017

The meeting was called to order 9:40 a.m. by Chair, Latana Jackson-Woods, RCP. Committee members present were Joe Ann Clack, Timothy Chappell, M.D., Debra Patrick, RCP, and Shad Pellizzari, RCP.

Agenda Item 2 - Discussion, recommendation and possible action regarding applicants appearing concerning eligibility.

Applicant #1883 reappeared before the Committee to appeal the committee's prior determination to privately refer the applicant to the Texas Physician's Health Program. The applicant presented a brief summary and the Committee members asked questions. Following discussion, **Dr Chappell moved to grant a Respiratory Care Practitioner certificate subject to an Agreed Order due to the applicant's inability to practice due to a physical condition and time out of practice.**

The Agreed Order will have the following conditions:

- **Yearly reports from the applicant's primary care physician.**
- **Quarterly reports from the applicant's employer that confirms the applicant has completed orientation and an introduction to the applicant's re-entry in practicing in an intensive care unit.**
- **The order will automatically terminate after 1 year if the reports are favorable and the applicant complies with all requirements.**
- **If the reports are not favorable or new issues arise, the applicant will be required to personally appear in a Board ISC proceeding.**

Mr. Pellizzari seconded the motion.

Ms. Patrick made an amendment to add that the applicant complete 20 hours of shadowing due to the time out of active practice.

Dr. Chappell seconded the amendment to the motion. Ms. Patrick, Dr. Chappell and Ms. Clack voted in favor. Ms. Jackson-Woods and Mr. Pellizzari voted nay. The amendment to the original motion was approved.

Dr. Chappell withdrew his initial motion. Dr. Chappell made a new motion to grant a Respiratory Care Practitioner certificate subject to an Agreed Order due to the applicant's inability to practice due to a physical condition and time out of practice.

The Agreed Order will have the following conditions:

- **Yearly reports from the applicant's primary care physician.**
- **Quarterly reports from the applicant's employer that confirms the applicant has completed orientation and an introduction to the applicant's re-entry in practicing in an intensive care unit.**
- **The order will automatically terminate after 1 year if the reports are favorable and the applicant complies with all requirements.**
- **If the reports are not favorable or new issues arise, the applicant will be required to personally appear in a Board ISC proceeding.**

Mr. Pellizzari seconded the motion. All voted in favor. The motion passed.

Applicant #1978 appeared before the Committee to appeal the Executive's Director Determination to withdraw their application and reapply with correct responses due submitting a false statement on their application to the Board. The applicant presented a brief summary and the Committee members asked questions. Following discussion, **Dr. Chappell moved that the committee recommend to the full Board that the applicant's appeal is denied and the original determination stands. Mr. Pellizzari seconded the motion. All voted in favor. The motion passed.**

Applicant #1985 appeared before the Committee on referral by the Executive Director. The applicant presented a brief summary and the Committee members asked questions. Following discussion, **Dr. Chappell moved that the committee recommend to the full Board that the applicant be granted a Respiratory Care Practitioner certificate. Ms. Patrick seconded the motion. All voted in favor. The motion passed.**

Applicant #1986 appeared before the Committee on referral by the Executive Director. The applicant presented a brief summary and the Committee members asked questions. Following discussion, **Dr. Chappell moved that the committee recommend to the full Board that a determination be deferred until such time the applicant provides satisfactory completion of the following requirements that will need to be completed in a twelve month period from the date of this meeting:**

- **Passage of the voluntary National Board for Respiratory Care certification examination.**
- **Shadow a Texas licensed Respiratory Care Practitioner who is certified as a Registered Respiratory Therapist or physician actively licensed in Texas for 20 hours a week for 6 weeks (to be completed within twelve months).**

Upon submission of documentation confirming successful completion of all requirements the applicant can be issued a Respiratory Care Practitioner certificate upon approval by the Executive Director. This recommendation is due to the applicant's failure to meet active practice within the last 12 month period preceding the date of application. Ms. Patrick seconded the motion. All voted in favor. The motion passed.

Applicant #1977 was requested to appear before the Committee on referral by the Executive Director. The applicant did not appear and had requested the Committee to make a determination in their absence. Following discussion, Dr. Chappell moved that the committee recommend to the full Board that the applicant be determined ineligible for a Respiratory Care Practitioner certificate due to the applicant's time out of practice. Ms. Patrick seconded the motion. All voted in favor. The motion passed.

Applicant #1975 appeared before the Committee on referral by the Executive Director. The applicant presented a brief summary and the Committee members asked questions. Following discussion, **Ms. Patrick moved that the committee recommend to the full Board that a determination be deferred until such time the applicant provides satisfactory completion of the following requirements that will need to be completed in a one year period from the date of this meeting:**

- **Passage of the voluntary National Board for Respiratory Care certification examination.**
- **Shadow a Texas licensed Respiratory Care Practitioner who is certified as a Registered Respiratory Therapist or a physician actively licensed in Texas for 20 hours a week for 6 months (to be completed within twelve months).**

Upon submission of documentation confirming successful completion of all requirements the applicant can be issued a Respiratory Care Practitioner certificate upon approval by the Executive Director. This recommendation is due to the applicant's failure to meet active practice within the last 12 months period preceding the date of application. Dr. Chappell seconded the motion. Ms. Patrick, Ms. Jackson-Woods, Ms. Clack, and Dr. Chappell voted in favor. Mr. Pellizzari voted nay. The motion passed.

Applicant #1983 appeared before the Committee on referral by the Executive Director. The applicant presented a brief summary and the Committee members asked questions. Following discussion, **Ms. Patrick moved that the committee recommend to the full Board that the applicant granted a Respiratory Care Practitioner subject to an Agreed Order due to time out of practice.**

The Agreed Order will have the following conditions:

- **Shadow a Texas licensed Respiratory Care Practitioner who is certified as a Registered Respiratory Therapist or a physician actively licensed in Texas for 20 hours a week for 6 months (to be completed within twelve months).**

- Completion of 24 hours of continuing education to be completed within twenty four months.

The motion received no second.

Mr. Pellizzari made a new motion that the committee recommend to the full Board that the applicant granted a Respiratory Care Practitioner subject to an Agreed Order due to time out of practice.

The Agreed Order will have the following conditions:

- Completion of 24 hours of continuing education to be completed within twenty four months.
- Quarterly reports from the applicant's employer/supervisor for 1 year.
 - During this period of quarterly reports, the applicant is required to notify the Board within 30 days of a change in employer/supervisor or of a change of work site.
 - The employer/supervisor must be a certified Registered Respiratory Therapist or a physician actively licensed in Texas.
- The order will automatically terminate after 2 years if the reports are favorable and the applicant complies with all requirements.
- If the reports are not favorable or new issues arise, the applicant will be required to personally appear in a Board ISC proceeding.

This recommendation is due to the applicant's failure to meet active practice within the last 12 month period preceding the date of application. Dr. Chappell seconded the motion. All voted in favor. The motion passed.

Applicant #1987 appeared before the Committee on referral by the Executive Director. The applicant presented a brief summary and the Committee members asked questions. Following discussion, Ms. Patrick moved that the committee recommend to the full Board that a determination be deferred until such time the applicant provides satisfactory completion of

the following requirements that will need to be completed in a twelve month period from the date of this meeting:

- **Passage of the voluntary National Board for Respiratory Care certification examination.**
- **Shadow a Texas licensed Respiratory Care Practitioner who is certified as a Registered Respiratory Therapist or a physician actively licensed in Texas for 20 hours a week for 6 months (to be completed within twelve months).**

Upon submission of documentation confirming successful completion of all requirements the applicant can be issued a Respiratory Care Practitioner certificate upon approval by the Executive Director. This recommendation is due to the applicant's failure to meet active practice within the last 12 month period preceding the date of application and his practice plans to perform invasive procedures. **Mr. Pellizzari seconded the motion. All voted in favor. The motion passed.**

Applicant #1979 appeared before the Committee on referral by the Executive Director. The applicant presented a brief summary and the Committee members asked questions. Following discussion, **Ms. Patrick moved that the committee recommend to the full Board that a determination be deferred until such time the applicant provides satisfactory completion of the following requirements that will need to be completed in a twelve month period from the date of this meeting:**

- **Completion of 24 hours of continuing education to be completed within twelve months (only 12 hours of the continuing education completed can be online courses).**

Upon submission of documentation confirming successful completion of all requirements the applicant can be issued a Respiratory Care Practitioner certificate upon approval by the Executive Director. This recommendation is due to the applicant's failure to meet active practice within the last 12 month period preceding the date of application. **Mr. Pellizzari seconded the motion. All voted in favor. The motion passed.**

Applicant #1984 appeared before the Committee on referral by the Executive Director. The applicant presented a brief summary and the Committee members asked questions. Following discussion, **Ms. Patrick moved that the committee recommend to the full Board that the applicant be granted a Respiratory Care Practitioner certificate. Mr. Pellizzari seconded the motion. All voted in favor. The motion passed.**

Agenda Item 3. Discussion, recommendation and possible action regarding proposed orders offered by the Executive Director.

Ms. Johnston reported on **4** remedial plans offered by the Executive Director and accepted by applicants. **Dr. Chappell moved to recommend to the full Board that the 4 remedial plans be approved. Ms. Patrick seconded. All voted in favor. The motion passed.**

Agenda Item 4 - There being no further business, the meeting was adjourned at 12:23p.m.

February 2017

Agenda Item 03 – Proposed orders offered by the Executive Director

<u>Applicant #</u>	<u>Type of Application</u>	<u>Type of Order</u>
1844	Certification as a Respiratory Care Practitioner	Remedial Plan
1912	Temporary Certification as a Respiratory Care Practitioner	Remedial Plan
1918	Certification as a Respiratory Care Practitioner	Remedial Plan
1945	Temporary Certification as a Respiratory Care Practitioner	Remedial Plan