

**TEXAS BOARD OF RESPIRATORY CARE  
MINUTES OF THE  
DISCIPLINE AND ETHICS COMMITTEE**

February 14, 2019 - 9:00 a.m.

Presiding officer James Stocks, M.D. called the meeting to order at 9:01 a.m. Other members present were Shad Pellizzari, RCP, and Kandi Pool. Sam Marshall, RCP, PhD, and Sonia Sanderson were not in attendance.

Stephen Brint Carlton, J.D. Executive Director, Scott Freshour, J.D. General Counsel and various other staff were also present.

**Agenda Item #2.** Discussion, recommendation, and possible action regarding referrals and reports from the Texas Physician Health Program.

**Mr. Pellizzari moved and Dr. Stocks seconded that TX PHP Case #1 be referred back to the Texas Board of Respiratory Care. Motion carried.**

**Agenda Item #3.** Reports and discussion regarding the Investigation, Litigation and Compliance Departments.

**Mr. Carlton presented the Enforcement Activity Report for FY19, a copy of which is attached. This was an informational item only and no vote was necessary.**

**Agenda Item #4.** Discussion, recommendation, and possible action regarding Rule Review and proposed changes to the following chapters in Title 22 of the Texas Administrative Code:<sup>3</sup>

**It was announced by staff that there were no proposed rules to be presented to the D & E Committee under Agenda Item #4**

**Agenda Item #5** Consideration of approval of membership of the Expert Panel.

**It was announced by staff that there were no membership of the Expert Panel to be presented for Agenda Item #5.**

**Agenda Item #6.** Review, discussion and possible action regarding appeals of dismissed complaints.

**It was announced by staff that there were no appeals of dismissed complaints to be presented for Agenda Item #6.**

**Agenda Item #7.** Discussion, recommendation, and possible action regarding routine follow-up on investigative files previously referred from the D & E Committee for follow-up action.

**It was announced by staff that there were no follow-up files to be presented for Agenda Item #7.**

**Agenda item #8.** Review, discussion, and possible action regarding selected files and cases.

**Mr. Pellizzari moved, and Ms. Pool seconded that the investigations, and cases reviewed by the committee be resolved as noted and that they be listed along with each resolution as part of the minutes of this Committee. Motion carried.**

**Agenda item #9.** Adjourn

**There being no other business to discuss, Mr. Pellizzari moved that the meeting adjourn. Ms. Pool seconded.**

**Motion carried at 9:16 a.m.**

**Texas Board of Respiratory Care  
Disciplinary & Ethics Committee  
TXPHP - Participant Case Review  
February 14, 2019**

<b>Case #</b>	<b>Remain with PHP</b>	<b>RCP Accepted</b>	<b>Continue</b>
1		X	



**DISCIPLINARY COMMITTEE & DECISIONS REGARDING COMPLAINTS REVIEWED**

**ISC PANEL RECOMMENDATIONS – Texas Respiratory Care Board**      February 14, 2018

**ISC Dismissal's**

CASE #    CLOSE    CONT.    TO ISC

18-0993	X		
19-0152	X		
19-0172	X		
18-0531	X		
18-0776	X		
18-0785	X		
19-0007	X		
18-0801	X		
18-0957	X		
18-0491	X		
18-0892	X		
18-0827	X		
18-0744	X		
19-0041	X		
19-0146	X		
19-0148	X		
18-0778	X		
18-0546	X		
19-0137	X		

Total = 19

**COMPLAINTS REVIEWED PURSUANT TO STAFF**

CASE #    CLOSE    CONT.    TO ISC

19-0037	X		
19-0215	X		
19-0204	X		
19-0123	X		
18-0968	X		

Total = 5