



BOARD OF RESPIRATORY CARE
BOARD MEETING MINUTES
JULY 28, 2017

The meeting was called to order July 28, 2017 at 11:22 a.m. by Joe Ann Clack, Presiding Officer. Board members Latana T. Jackson-Woods, RCP, Assistant Presiding Officer; Timothy R. Chappell, M.D.; Sam G. Marshall, PhD., RCP; James M. Stocks, M.D.; and Sonia K. Sanderson were present. Debra E. Patrick, RCP, Secretary/Treasurer; Kandace D. Pool; Shad J. Pellizzari, RCP were absent. Board staff Scott Freshour, J.D., Interim Executive Director; Megan Goode, Governmental Affairs and Public Information Manager; Assistant General Counsels Yvette Yarbrough, J.D., and Sarah Tuthill, J.D., Monique Johnston, Licensure Manager; and various other staff were present.

Agenda item #6, at 11:00 a.m. Consideration and approval of Determinations of Default:

- a. Brandie L. Smith RCP, SOAH #503-17-1157, RCP.** Christopher Palazola, J.D., staff attorney, gave a procedural background and a brief presentation. Brandie L. Smith was not present and no one appeared representing Ms. Smith. **Dr. Chappell moved, Dr. Marshall seconded, and the motion passed to approve the Determination of Default Order for revocation of the certificate of Brandie L. Smith, RCP.**
- b. Gwendolyn Price, RCP, SOAH #503-17-1141.** Christopher Palazola, J.D., staff attorney, gave a procedural background and a brief presentation. Gwendolyn Price was not present and no one appeared representing Ms. Price. **Dr. Chappell moved, Dr. Marshall seconded, and the motion passed to approve the Determination of Default Order for revocation of the certificate of Gwendolyn Price, RCP.**
- c. Robin D. Harris, RCP, SOAH #503-17-1457.** Scott Freshour, J.D., Interim Executive Director gave a procedural background and a brief presentation. **Dr. Chappell moved, Ms. Jackson-Woods seconded, and the motion passed to dismiss the case entirely and to remove the notice on the public verification of the SOAH complaint being filed for Robin D. Harris, RCP.**

There were no items for Agenda item #2.

Agenda item #3, Executive Director Report.

Budget Update. Ms. Corrales reported the budget remains stable and on track.

Audit Update. Ms. Goode reported at the March meeting the Medical Board approved the audit plan recommending Litigation be the audit topic for FY 17. A response and final report will be presented at the August board meeting.

Legislative Update. A special session for sunset legislation started July 18, 2017; several recommendations passed. Primary topic for discussion was prescription management programs; recommendations passed and have been amended to the pharmacy board's Sunset Bill. The date has been pushed back to 2019 in order to provide more education. Appropriation and FTEs for FY 18-19 biennium were reduced but not by the full 4%. Exceptional items funding were requested for two FTEs in the call center and IT projects.

There were no items for Agenda item #4.

Agenda item #5, Consideration and possible action regarding pending litigation. Mr. Freshour gave an overview of pending litigation of interest involving the Medical Board.

There were no items for Agenda item #7-8.

Agenda item #9, Discussion, recommendation, and possible action regarding Agreed Orders. After discussion, **Dr. Stocks moved, Dr. Chappell seconded, and the motion passed to approve the Agreed Orders for Aaron Brown, RCP; Marquita J. Carter, RCP; Carlos O. Garcia, RCP; Jamie L. McLamb, RCP; David R. Oltremari, RCP and Bungelyn A. Stevenson, RCP.**

Agenda item #10, Discussion, recommendation, and possible action regarding Mediated Settlement Agreed Orders. After discussion, **Dr. Stocks moved, Dr. Chappell seconded, and the motion passed to approve the Mediated Settlement Agreed Order for Bridget McGowan, RCP.**

There were no items for Agenda item #11.

Agenda item #12, Discussion, recommendation, and possible action regarding Remedial Plans. After discussion, **Dr. Marshall moved, Dr. Stocks seconded, and the motion passed to approve the Remedial Plans for Gwendolyn L. Logan, RCP and Shenita Russell, RCP.**

There were no items for Agenda item #13.

Agenda item #14, Discussion, recommendation, and possible action regarding proposed rules to 22 T.A.C. Chapter 186. Respiratory Care Practitioners. Board directed staff to bring any further revisions to the rules back to the board at the next meeting for consideration. The Board also directed staff to gather input from stakeholders and present this at the next meeting.

There were no items for Agenda item #15

Agenda item #17, Consideration and Approval of the February 24, 2017 Board minutes. After consideration, **Dr. Chappell moved, Dr. Marshall seconded, and the motion passed to approve the February 24, 2017 board minutes and action items.**

Agenda item #18, Consideration reports and the consideration and approval of minutes and action items of committees meeting during the board meeting

Dr. Stocks gave a report of the Discipline and Ethics Committee. **Dr. Chappell moved, Dr. Marshall seconded and the motion passed to approve the Discipline and Ethics Committee minutes and action items.**

Ms. Jackson-Woods gave a report of the Practice Authorization Committee. **Dr. Stocks moved, Dr. Chappell seconded, and the motion passed to approve the Practice Authorization Committee minutes and action items.**

Agenda item #17, Adjourn. There being no further agenda items, the meeting adjourned at 12:54 p.m.