

# Board of Respiratory Care Examiners Board Meeting Minutes

Regularly Scheduled Meeting of April 18, 2019

**Board Members Present:**

Board Chairman: Tracy Cagan, RCP  
Vice Chairman: Jose Gonzales, RCP  
Michael Beller, Public Member  
Alan Crawford, RCP  
Leslie Easley, Dr.  
Kathy Rineer, RCP

**Board Members Absent:**

**Staff Present:**

Executive Director:  
Jack Confer  
Licensing Administrator:  
Kathy Stone

**Legal Counsel Present:**

Frankie Shinn-Eckberg, AAG

# Board of Respiratory Care Examiners Board Meeting Minutes

Regularly Scheduled Meeting of April 18, 2019

## I. CALL TO ORDER

The Meeting was called to order at 9:01AM by Board Chairman Cagan.

## II. 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 Crawford to approve items A – H. Seconded by Board Member Rineer.

**VOTE:** Motion passed (6-0).

### A. APPROVAL OF MINUTES

Recommended for Approval  
Regular Session Minutes from March 21, 2019

### B. ACTION ON APPLICATIONS FOR LICENSURE

Recommended for approval by the Executive Director

Jordan Austin	Marco Ayalagarcia	Saul Baraona	Stephanie Berg
Michael Burk	Vir Jerome Castanos	Tracey Cohoon	Ariel Davis
Rhys Dunham	Jessica Flitcroft	Stephanie Garza	Miranda Giambanco
Francis Gladysz	Merrissa Hassel	Freddy Hernandez	Astrid Jimenez
Erin Jorgenson	Ryan Langston	Andrea Lizarraga	Albino Lopez
Magda Marchan	Patrick McKeown	Anne Miller	Keith Murphy
Raymond Nguyen	Amelia Parra	Sazid Rabbani	Brittany Rowland
Cristian Vasquez	Freysa Verde Del Alcazar	Michelle Woodbury	

### C. ACTION ON ADMINISTRATIVE CLOSURE OF APPLICATION FILES

Recommended for closing of application files

Alexis Clarke-Orr	Cyerra Garrett	Angela Storms	Whitney Sumner
Catherine Salud	Randall Wolfe		

## D. ACTION ON ADMINISTRATIVE CLOSURE OF 90-DAY INACTIVE FILES

### Recommended for closing of inactive files

Robyn Anderson	Zita Deahl	Jeffrey Doucet	Esther Hall
Patricia Hesprich	Morgan Kula	Cyndee Kuttler	Laura Letowt
Suzanne MacColl	Sandra Mann	Adele Merrell	Adriana Redondo
Eric Testa	Kristen Ziegenbein		

## E. ACTION ON NOTICES OF LICENSE EXPIRATIONS

### Recommend sending notice of License Expirations to the following individuals:

Colleen Arseth	Patricia Brasher	T-Sabine Cast	Jamie Chandra
Lisa Cochrane	Susan Cook	Terrence Edgar	Joann Graham
Maria Hernandez	Kathryn Hughes	Laura Leinweber	Annette Lindell
William Markley	Daniel Morgan	Aislinn Reyes	Norman Vanderwall
Rasheeda Williams	Michael Zangrillo		

## F. ACTION ON RATIFICATION OF RENEWAL OF LAPSED LICENSES

### Recommended to ratify licenses issued by the Executive Director to individuals who met requirements for renewal:

Vincent Butler	Timothy Harmon	Stanford Higa	Lisa Huerta
Fhad Udjuni			

## G. DISCUSSION/ACTION ON RATIFICATION OF CONSENT AGREEMENTS

1.	Andrews, Karen	2019-RCE-0023
2.	Asriyan, Ruslan	2019-RCE-0024
3.	Biggs, Karlyn	2019-RCE-0026
4.	Capriles, Shawna	2019-RCE-0028
5.	Cassidy, Nicole	2019-RCE-0029
6.	Castro, Hope	2019-RCE-0030
7.	Drell, Sandra	2019-RCE-0032
8.	Jagpat, Aida	2019-RCE-0036
9.	Landis, Sylina	2019-RCE-0039
10.	Lane, Shamarr	2019-RCE-0040
11.	Lock, Shawna	2019-RCE-0042
12.	Miley, Rebeca	2019-RCE-0045
13.	Nelson, Philips	2019-RCE-0046
14.	Parker, Reuben	2019-RCE-0049
15.	Richards, Michael	2019-RCE-0058
16.	Reese, Elizabeth	2019-RCE-0055
17.	Reyes, Esmeralda	2019-RCE-0056
18.	Romo, Miguel	2019-RCE-0060
19.	Siqueiros, Rafael	2019-RCE-0063
20.	Smith, Daniel	2019-RCE-0064

- |     |                      |               |
|-----|----------------------|---------------|
| 21. | Sorenson, Bradley    | 2019-RCE-0066 |
| 22. | Stewart, Lauren      | 2019-RCE-0038 |
| 23. | Summers, Patrick     | 2019-RCE-0067 |
| 24. | Udjuni, Fhad         | 2019-RCE-0077 |
| 25. | Watkins, Stephanie   | 2019-RCE-0070 |
| 26. | Weller, Dana         | 2019-RCE-0072 |
| 27. | Westerfield, Jessica | 2019-RCE-0073 |
| 28. | Wilson, Naomi        | 2019-RCE-0074 |

#### **H. ESTABLISH DATE AND TIME OF NEXT BOARD MEETING**

##### **Scheduled date of next Board Meeting**

Thursday, May 16, 2019 at 9:00AM.

### III. REGULAR AGENDA

#### A. DISCUSSION/ACTION ON ITEMS REMOVED FROM THE CONSENT AGENDA

#### B. CONSIDERATION AND ACTION ON INFORMAL INTERVIEWS

1. Navarrette, Nicholas Case Number 2019-RCE-0007  
Chairman Cagan announced the case and commenced the interview at 9:07AM. RCP Navarrette was present. Executive Director Confer presented a summary of the case.

**MOTION:** Board Member Crawford to issue a non-disciplinary Letter of Concern for sleeping on the job and being non-attentive to patients. Seconded by Board Member Easley.

**VOTE:** Motion passed (6-0).

2. Lane, Shamarr Case Number 2019-RCE-0006  
Chairman Cagan announced the case and commenced the interview at 9:32AM. RCP Lane was not present. Executive Director Confer presented a summary of the case.

**MOTION:** Board Member Crawford to table this matter. Staff to obtain time cards and patient charting records from 12/28/18 and 1/11/19. Seconded by Board Vice Chairman Gonzales.

**VOTE:** Motion passed (6-0).

#### C. CONSIDERATION AND ACTION ON INVESTIGATIONS OF POSSIBLE UNPROFESSIONAL CONDUCT

1. Jackson, Sharcora Case# 2019-RCE-0017  
Chairman Cagan announced the case. RCP Jackson was not present. Executive Director Confer reviewed the allegations for the Board Members.

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

**VOTE:** Motion passed (6-0).

2. Wilson, Christina Case# 2018-RCE-0071  
Chairman Cagan announced the case. RCP Wilson was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to move this matter to an Informal Hearing. Seconded by Board Member Easley.

**VOTE:** Motion passed (6-0).

3. Spector, Stephanie Case# 2019-RCE-0003  
Chairman Cagan announced the case. RCP Spector was present with her Attorney, Scott King, who spoke on her behalf. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to dismiss. Seconded by Board Member Easley.

**VOTE:** Motion passed (6-0).

4. Leyva, Melinda Case# 2019-RCE-0041  
Chairman Cagan announced the case. RCP Leyva was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to offer a disciplinary consent order Decree of Censure for failure to comply with the CEU requirements. If not signed, move this matter to an Informal Hearing. Seconded by Board Vice Chairman Gonzales.

**ROLL CALL VOTE:** Motion passed (6-0).

### CONTINUING EDUCATION

5. Aguirre, Salvador Case# 2019-RCE-0022  
Chairman Cagan announced the case. RCP Aguirre was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to table this matter until CEUs are reviewed by staff. Seconded by Board Member Rineer.

**VOTE:** Motion passed (6-0).

6. Cameron, David Case# 2019-RCE-0027  
Chairman Cagan announced the case. RCP Cameron 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 Easley.

**VOTE:** Motion passed (6-0).

7. Erskine, Rhonda Case# 2019-RCE-0033  
Chairman Cagan announced the case. RCP Erskine 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 (6-0).

8. Hernandez, Ana Marie Case# 2019-RCE-0034  
Chairman Cagan announced the case. RCP Hernandez 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 (6-0).

9. McBee, Marc Case# 2019-RCE-0044  
Chairman Cagan announced the case. RCP McBee 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 (6-0).

10. O'Dowd, Linda Case# 2019-RCE-0047  
Chairman Cagan announced the case. RCP O'Dowd 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 (6-0).

11. Ottaway, Roween Case# 2019-RCE-0048  
Chairman Cagan announced the case. RCP Ottaway 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 (6-0).

12. Parson, Amanda Case# 2019-RCE-0050  
Chairman Cagan announced the case. RCP Parson 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 (6-0).

13. Pepic, Ranko Case# 2019-RCE-0052  
Chairman Cagan announced the case. RCP Pepic 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 (6-0).

14. Pfaff, Melissa Case# 2019-RCE-0053  
Chairman Cagan announced the case. RCP Pfaff was/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. If remaining 3 CEU hours are received, dismiss. Seconded by Board Vice Chairman Gonzales.

**VOTE:** Motion passed (6-0).

15. Pelayo, Edgar Case# 2019-RCE-0051  
Chairman Cagan announced the case. RCP Pelayo 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 Vice Chairman Gonzales.

**VOTE:** Motion passed (6-0).

16. Phillips, Mark Case# 2019-RCE-0054  
Chairman Cagan announced the case. RCP Phillips 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 (6-0).

17. Ricchetti, Joseph Case# 2019-RCE-0057  
Chairman Cagan announced the case. RCP Ricchetti 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 (6-0).

18. Ross, Amber Case# 2019-RCE-0061  
Chairman Cagan announced the case. RCP Ross 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 (6-0).

19. Salazar, Abigail Case# 2019-RCE-0062  
Chairman Cagan announced the case. RCP Salazar was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Vice Chairman Gonzales to move this matter to an Informal Interview. Seconded by Board Member Rineer.

**VOTE:** Motion passed (6-0).

20. Snipes, Kerianne Case# 2019-RCE-0065  
Chairman Cagan announced the case. RCP Snipes 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 (6-0).

21. Taylor, Tina Case# 2019-RCE-0068  
Chairman Cagan announced the case. RCP Taylor was/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. If consent signed, dismiss. Seconded by Board Member Rineer.

**VOTE:** Motion passed (6-0).

22. Wallace, Sylvia Case# 2019-RCE-0069  
Chairman Cagan announced the case. RCP Wallace 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 (6-0).

23. Webb, Dawn Case# 2019-RCE-0071  
Chairman Cagan announced the case. RCP Webb 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 Vice Chairman Gonzales.

**VOTE:** Motion passed (6-0).

**D. INITIAL REVIEW, CONSIDERATION AND ACTION ON INVESTIGATION OF POSSIBLE UNPROFESSIONAL CONDUCT & POSSIBLE SUMMARY SUSPENSION PURSUANT TO A.R.S. §32-3553(E)**

1. Warner, Karen Case # 2019-RCE-0078  
Chairman Cagan announced the case. RCP Warner was not present. Executive Director Confer reviewed the allegations for the Board Members.

**MOTION:** Board Member Crawford to issue a Summary Suspension. Seconded by Board Member Easley.

**ROLL CALL VOTE:** Motion passed (6-0).

**E. REVIEW, CONSIDERATION AND POSSIBLE ACTION ON A PRIOR BOARD DECISION**

1. Aquino, Troy Case#2018-RCE-0076  
Chairman Cagan announced the case. RCP Aquino was present. Executive Director Confer reviewed the allegations for the Board Members.

RCP Aquino was requesting to drop AA/NA classes from order. The order remained the same.

**F. REVIEW, CONSIDERATION AND POSSIBLE ACTION ON SUBSTANTIVE POLICY STATEMENT CLARIFYING DEFINITION OF "LIVE COURSES OR ACTIVITIES" IN A.A.C. R4-45-209**

1. Draft Substantive Policy Statement

**MOTION:** Board Vice Chairman Gonzales to approve the policy. Seconded by Board Easley.

**VOTE:** Motion passed (6-0).

**G. DISCUSSION/ACTION ON EXECUTIVE DIRECTOR'S REPORT**

Updates were given by John Confer, Executive Director

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

2. 2019 Legislation (Discussion & Possible Vote)  
SB1086; HB2569; HB2118; HB2463; SB1086
3. FY19 Budget & Update (Board Update & Status)
4. AZSRC Student Conference Tucson
5. Approval of Board Policy for Failure to Respond to Complaints
6. NBRC: Licensure Meeting Friday, August 23, 2019 – Saturday, August 24, 2019
7. 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 affecting the Board)
8. Customer Satisfaction Survey Summary
9. Review, Consideration and Possible Discussion on Fingerprint Clearance Cards with Possible Direction to Staff for Follow-up

**H. CALL TO THE PUBLIC**

None

**I. ITEMS TO BE PLACED ON A FUTURE AGENDA**

None

**J. ADJOURNMENT**

Chairman Cagan adjourned the meeting at 10:58AM.

DATED this 19<sup>th</sup> day of April, 2019.



A handwritten signature in black ink, appearing to read "Jack Confer".

Jack Confer, Executive Director