

Board of Respiratory Care Examiners Board Meeting Minutes

Regularly Scheduled Meeting of November 21, 2019

Board Members Present:

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

Board Members Absent:

Alan Crawford, RCP
Kathy Rineer, RCP

Staff Present:

Executive Director:
Jack Confer
Licensing Administrator:
Kathy Stone
Administrative Secretary:
Rachael Fowkes

Legal Counsel Present:

Frankie Shinn-Eckberg, AAG
Mary Williams, AAG

Board of Respiratory Care Examiners Board Meeting Minutes

Regularly Scheduled Meeting of November 21, 2019

I. CALL TO ORDER

The Meeting was called to order at 9:00AM 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 Chairman Cagan to amend October's regular session minutes. Seconded by Board Member Easley.

VOTE: Motion passed (4-0).

MOTION: Board Vice Chairman Gonzales to approve items A – H. Seconded by Board Member Beller.

VOTE: Motion passed (4-0).

A. APPROVAL OF MINUTES

Recommended for Approval

Regular Session Minutes from October 17, 2019

Executive Session Minutes from October 17, 2109

B. ACTION ON APPLICATIONS FOR LICENSURE

Recommended for approval by the Executive Director

Odile Andrianarisolotoandro	Rebeka Bauer	Ashley Beery	Lisa Callahan
Inna Chuvilin	Betsy Cochran	Gwendolyn Cook	Matthew Curtis
Liane Davis	Anna Fry	Amanda Getz	Kimberley Gundu Sekeso
Nichole Hodge	David Humphrey	Godi Jashu	Henry Johnson
John Lewis	Remus Lucaciu	Lisa Middleton	Paige Molinari
Ginger Moore	Jennifer Palmer	Brooke Peters	Courtney Placko
Josue Powell	Wendy Ray	Taylor Reffler	Nicole Reveles

Jennifer Robinson
Daniel Smart
Christopher Walker
Ryan Zamora

Jerald Ruybalid
Ismael Torres
Catharyne Welch

Gerald Schmitt II
Fabian Valenzuela, Jr.
Roger Willcoxon

Dallas Scott
Christina Vignery
Jeremy Williams

C. ACTION ON ADMINISTRATIVE CLOSURE OF APPLICATION FILES

Recommended for closing of application files

Michelle Castruita
John Hughes
Andrew Robinson

Keith Crawley
Benjamin Low
Jade Slone

Erika Diaz
Kylie Mackay

Skip Guziejka
Samantha Nez

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

Recommended for closing of inactive files

Steven Cooper
Toni Harris
Michael Meadows
Elizabeth Riedl

Joel Donenfeld
James Heil
Robert Minnich
R. Michelle Terrell

Steven Duenes
Johnny Hively
Dennis Nordquist
Jason Vanloo

Tiffany Hackett
Elli Lopez
Doreen Rick
Tara Weber

E. ACTION ON NOTICES OF LICENSE EXPIRATIONS

Recommend sending notice of License Expirations to the following individuals:

Jonathan Angello
Robert Canales
Dale Eiser
Amy-Dawn Gasho
Jessica Hill
Julie Kincheloe
William McClendon
Katherine Rauch
Patrick Smith
Tristan Townsend
Jamie Worden

Ariel Aragon
Brittany Clark
Amanda Ernst
Joseph Goll
Melinda Huff
Katherine Kougl
Suzie Olson
Jennifer Russell
William Smith
Ellen Tudor
Christine Young

McKenzie Bangasser
David Contreras
Jodi Fisher
Roberta Grizovic
Pietros Jacob
Deanna Kreeck
Carlos Ortiz
Christine Simmons
Craig Tambatamba
Michelle White

Latoya Burley
Richard Edmiston
Max Ford
Jessica Hensley
Ryan Keller
Alicia Matthews
Samuel Petra
Frances Simon
Marisa Teasley
Roberta White

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:

Monroe Stewart

G. ACTION ON RATIFICATION OF CONSENT AGREEMENTS

1. Slusher, Robbi
2. Rolando, David

Case# 2019-RCE-0289
Case# 2019-RCE-0288

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|-----|---------------------|---------------------|
| 3. | Stress, Sharlene | Case# 2019-RCE-0291 |
| 4. | Escalante, Iris | Case# 2019-RCE-0277 |
| 5. | Anderson, Steven | Case# 2019-RCE-0269 |
| 6. | Soderberg, Lindsey | Case# 2019-RCE-0290 |
| 7. | Teschner, Jamie | Case# 2019-RCE-0229 |
| 8. | Hartenberg, Jeffrey | Case# 2019-RCE-0308 |
| 9. | Hernandez, Erika | Case# 2019-RCE-0213 |
| 10. | Coffey, Stacey | Case# 2019-RCE-0273 |
| 11. | Navarette, Vaunae | Case# 2019-RCE-0310 |
| 12. | Baitsell, Daniel | Case# 2019-RCE-0270 |
| 13. | Malachowsky, Lisa | Case# 2019-RCE-0303 |
| 14. | Goldberg, Candice | Case# 2019-RCE-0279 |
| 15. | Coonts, Stephanie | Case# 2019-RCE-0305 |
| 16. | Montano, Raul | Case# 2019-RCE-0285 |
| 17. | Busby, Debi | Case# 2019-RCE-0271 |
| 18. | Nickell, Michael | Case# 2019-RCE-0286 |
| 19. | Messer, Samantha | Case# 2019-RCE-0284 |
| 20. | Schwartz, Samantha | Case# 2019-RCE-0214 |
| 21. | Wells, Jordan | Case# 2019-RCE-0294 |
| 22. | Stoops, Tracy | Case# 2019-RCE-0292 |
| 23. | Brady, Jeremy | Case# 2019-RCE-0247 |

H. ESTABLISH DATE AND TIME OF NEXT BOARD MEETING

Scheduled date of next Board Meeting

Thursday, December 19, 2019 at 9:00AM.

III. REGULAR AGENDA

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

B. HEARINGS PURSUANT TO A.R.S. § 32-3553(H)

1. Huerta, Lisa Case# 2019-RCE-0020

Chairman Cagan announced the case and commenced the interview at 9:19AM. RCP Huerta was not present. Assistant Attorney General, Frankie Shinn-Eckberg represented the State of Arizona in this proceeding. Assistant Attorney General, Mary Williams appeared as the Independent Advisor to the Board.

MOTION: Board Member Easley to approve a non-disciplinary consent agreement with a civil penalty of \$50.00 to be paid within 90 days. Seconded by Board Member Beller.

ROLL CALL VOTE: Motion passed (4-0).

2. Evander, Serena Case# 2019-RCE-0268

Chairman Cagan announced the case and commenced the interview at 9:47AM. RCP Evander was not present. Assistant Attorney General, Frankie Shinn-Eckberg represented the State of Arizona in this proceeding. Executive Director Confer was called as a witness and testified in this matter. Assistant Attorney General, Mary Williams appeared as the Independent Advisor to the Board.

MOTION: Board Member Easley to deem the Parties, Jurisdictional Statements and Factual Allegations contained in the Complaint and Notice of Hearing as the Findings of Fact. Seconded by Board Member Beller.

VOTE: Motion passed (4-0).

MOTION: Board Member Easley to adopt the Alleged Violations as Conclusions of Law. Seconded by Board Member Beller.

VOTE: Motion passed (4-0).

MOTION: Board Member Easley to revoke the license held by Serena Evander. Seconded by Board Vice Chairman Gonzales.

ROLL CALL VOTE: Motion passed (4-0).

C. CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON REQUEST TO APPEAL A PREVIOUS BOARD DECISION:

1. Watson, Johnathan Case# 2019-RCE-0125

Chairman Cagan announced the case and commenced the interview at 9:14AM. RCP Watson was not present. Assistant Attorney General, Frankie Shinn-Eckberg represented the State of Arizona in this proceeding. Assistant Attorney General, Mary Williams

appeared as the Independent Advisor to the Board.

MOTION: Board Vice Chairman Gonzales to deny petition for rehearing. Seconded by Board Member Easley.

VOTE: Motion passed (4-0).

D. CONSIDERATION, DISCUSSION AND POSSIBLE ACTION ON INFORMAL INTERVIEWS:

1. Kilgore, Teri Case# 2019-RCE-0134
Chairman Cagan announced the case and commenced the interview at 9:22AM. RCP Kilgore was present. Executive Director Confer presented a summary of the case.

MOTION: Board Vice Chairman Gonzales to issue a Letter of Concern regarding her actions for not meeting the requirement of care, including not inspecting equipment prior to working a shift. Seconded by Board Member Beller.

VOTE: Motion passed (4-0).

2. Larsen, Faith Case# 2019-RCE-0142
Chairman Cagan announced the case and commenced the interview at 9:58AM. RCP Larsen was present with her attorney, Sara Stark. Executive Director Confer presented a summary of the case.

MOTION: Board Member Easley to dismiss. Seconded by Board Member Beller.

VOTE: Motion passed (4-0).

3. Johnson (Kaercher), Kiara Case# 2019-RCE-0217
Chairman Cagan announced the case and commenced the interview at 10:21AM. RCP Johnson was not present. Executive Director Confer presented a summary of the case.

MOTION: Board Vice Chairman Gonzales to offer an amended non-disciplinary consent agreement. If not signed, move this matter to a Formal Hearing. Seconded by Board Member Beller.

VOTE: Motion passed (4).

4. Clarke, John Case# 2019-RCE-0175
Chairman Cagan announced the case and commenced the interview at 10:07AM. RCP Clarke was present with his attorney, Jessica Miller. Executive Director Confer presented a summary of the case.

See agenda item G1.

5. Crozier, Terry Case# 2019-RCE-0248
Chairman Cagan announced the case and commenced the interview at 10:18AM. RCP Crozier was not present. Executive Director Confer presented a summary of the case.

MOTION: Board Member Easley to move this matter to a Formal Interview. Seconded by Board Vice Chairman Gonzales.

VOTE: Motion passed (4-0).

6. Espinoza, Angelee Case# 2019-RCE-0242
Chairman Cagan announced the case and commenced the interview at 10:18AM. RCP Espinoza was not present. Executive Director Confer presented a summary of the case.

MOTION: Board Member Easley to move this matter to a Formal Interview. Seconded by Board Vice Chairman Gonzales.

VOTE: Motion passed (4-0).

7. Melendrez, Karina Case# 2019-RCE-0220
Chairman Cagan announced the case and commenced the interview at 10:18AM. RCP Melendrez was not present. Executive Director Confer presented a summary of the case.

MOTION: Board Member Easley to move this matter to a Formal Interview. Seconded by Board Vice Chairman Gonzales.

VOTE: Motion passed (4-0).

8. Perez, Juan Case# 2019-RCE-0225
Chairman Cagan announced the case and commenced the interview at 10:18AM. RCP Perez was not present. Executive Director Confer presented a summary of the case.

MOTION: Board Member Easley to move this matter to a Formal Interview. Seconded by Board Vice Chairman Gonzales.

VOTE: Motion passed (4-0).

9. Martin, Thomas Case# 2019-RCE-0258
Chairman Cagan announced the case and commenced the interview at 10:18AM. RCP Martin was not present. Executive Director Confer presented a summary of the case.

MOTION: Board Member Easley to move this matter to a Formal Interview. Seconded by Board Vice Chairman Gonzales.

VOTE: Motion passed (4-0).

E. DISCUSSION/ACTION ON APPLICATION INTERVIEW FOR LICENSURE

1. Bozzola, Melissa Case# 2019-RCE-0134
Chairman Cagan announced the case. RCP Bozzola was/was not present. Executive Director Confer reviewed the allegations for the Board Members.

Tabled to December Board Meeting

F. REVIEW, CONSIDERATION AND POSSIBLE ACTION ON A PRIOR BOARD DECISION; [COMPLIANCE & PROBATION]

1. Madrigal, Jose Case# C003754-17-012329
Chairman Cagan announced the case. RCP Madrigal was/was not present. Executive Director Confer reviewed the allegations for the Board Members.

Tabled to December Board Meeting

2. Grajeda, John Case# 2018-RCE-0064
Chairman Cagan announced the case. RCP Grajeda was/was not present. Executive Director Confer reviewed the allegations for the Board Members.

Tabled to December Board Meeting

3. Heredia, Jr., Salvador Case# 2018-RCE-0038
Chairman Cagan announced the case. RCP Heredia was present. Executive Director Confer reviewed the allegations for the Board Members.

Discussion was held with RCP regarding compliance to his probation order.

G. CONSIDERATION AND ACTION ON INVESTIGATIONS OF POSSIBLE UNPROFESSIONAL CONDUCT

1. Clarke, John Case# 2019-RCE-0175
Chairman Cagan announced the case. RCP Clarke was present with his attorney, Jessica Miller. 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 Easley.

VOTE: Motion passed (4-0).

2. Khong, Sarah Case# 2019-RCE-0283
Chairman Cagan announced the case. RCP Khong 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 Easley.

VOTE: Motion passed (4-0).

3. Coghlan, Ann Case# 2019-RCE-0274
Chairman Cagan announced the case. RCP Coghlan 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 Easley.

VOTE: Motion passed (4-0).

4. Estrada, Arturo Case# 2019-RCE-0278
Chairman Cagan announced the case. RCP Estrada 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 Easley.

VOTE: Motion passed (4-0).

5. Gorman, Anthony Case# 2019-RCE-0280
Chairman Cagan announced the case. RCP Gorman 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 Easley.

VOTE: Motion passed (4-0).

6. Oswald, Debra Case# 2019-RCE-0287
Chairman Cagan announced the case. RCP Oswald 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 Easley.

VOTE: Motion passed (4-0).

H. DISCUSSION/ACTION ON EXECUTIVE DIRECTOR'S REPORT

Tabled to December Board Meeting

1. Application, Investigation & Probation Reports (Board Update & Status)
2. FY20 Budget Status
3. Customer Satisfaction Survey Summary
4. National Practitioner Databank, Discussion on New Programs

4. 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)

I. CALL TO THE PUBLIC

None

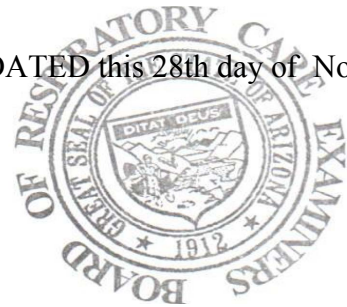
J. ITEMS TO BE PLACED ON A FUTURE AGENDA

None

K. ADJOURNMENT

Chairman Cagan adjourned the meeting at 10:28AM.

DATED this 28th day of November 2019.





Jack Confer, Executive Director