



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH CARE SERVICES

STEVE ARWOOD
DIRECTOR

MICHIGAN BOARD OF RESPIRATORY CARE

MAY 10, 2013 MEETING

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Respiratory Care met in regular session on May 10, 2013 at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 4, Lansing, Michigan.

CALL TO ORDER

Carl Haas, MLS, LRT, RRT, Chairperson called the meeting to order at 10:00 a.m.

ROLL CALL

Members Present: Carl Haas, MLS, LRT, RRT, Professional Member, Chairperson
John Rinck, LRT, RRT, Professional Member, Vice-Chairperson
Jeremy Bainbridge, LRT, RRT, Professional Member
Beverly Cherwinski, Public Member
John Darin, MS, LRT, RRT, Professional Member
Debra Dix, BS, LRT, RRT, CPFT, Professional Member
Patrick Monks, Public Member
Julia Prins, LRT, RRT, Professional Member
Richard Tooker, MD, Professional Member
Helene Wiltse, Public Member

Members Absent: John Hyka, LRT, RRT, Professional Member

Staff Present: Amy Schneider, Policy, Rules and Board Support Section
Norene Lind, Board Manager, Policy, Rules and Board Support Section
Joe Campbell, Director, Enforcement Division
Desmond Mitchell, Policy Analyst, Policy, Rules and Board Support Section
Eric St. Onge, Assistant Attorney General
Pamela Milben, Analyst, Enforcement Section
Joseph Yang, Departmental Analyst, Health Care Information Unit

Others Present: None

INTRODUCTION OF NEW BOARD MEMBERS

Haas welcomed the three new Board members and asked all staff and Board members to introduce themselves.

APPROVAL OF MINUTES

MOTION by Darin, seconded by Monks, to approve the November 9, 2012 meeting minutes as presented.

MOTION PREVAILED

APPROVAL OF AGENDA

MOTION by Rinck, seconded by Monks, to approve the agenda with the following corrections: move Elections and Committee Assignments to the last position under New Business.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Cassidy R. Kimball – Proposal for Decision

MOTION by Rinck, seconded by Tooker, to accept the Proposal for Decision and deny the application for license in the matter of Cassidy R. Kimball.

Discussion was held.

A roll call vote followed: Yeas: Bainbridge, Cherwinski, Darin, Dix, Monks,
Prins, Rinck, Tooker, Wiltse, Haas

MOTION PREVAILED

OLD BUSINESS

None

NEW BUSINESS

Resolutions

MOTION by Prins, seconded by Cherwinski, to provide departing Board Member, Ilene Abramson, with a Resolution recognizing her years of service.

MOTION PREVAILED

MOTION by Tooker, seconded by Monks, to provide departed Board Member, James Berry, with a Resolution recognizing his years of service.

MOTION PREVAILED

MOTION by Wiltse, seconded by Cherwinski, to provide departing Board Member, Randall Kehr, with a Resolution recognizing his years of service.

MOTION PREVAILED

Chairperson's Report

Haas summarized two LARA website reports i.e.: "Health Professions FY 2012 Annual report of Board Activities" and "The Health Professional Disciplinary Reform, FY 2012 Report to the Legislature." Haas also discussed the ORR Report for the new members. Lind informed the new Board members of the (ORR) Occupational Licensing Advisory Rules Committee report regarding the recommendation to deregulate licensees for 18 Occupations and 9 Boards. The (ORR) Report recommended Respiratory Therapists should be de-regulated. These are only recommendations at this time, pending introduction of legislation that would need to be passed through the Legislature and signed by the Governor in order for such legislation to become enacted. Lind provided Board members with a 2-page overview of the administrative rulemaking process and briefly explained the same.

Haas stated Board members may attend the State Licensure Liaison Group Meeting sponsored by the National Board for Respiratory Care (NBRC) and the American Association for Respiratory Care (AARC) scheduled for September 20-21, 2013, in Olathe, Kansas. The NBRC pays for one person from each state to attend, but encourages more to attend. Board member Julia Prins attended last year's event. She summarized topics of discussion.

Haas summarized related activity around the country (ie, Ohio and California to increase to RRT credential for license criteria; North Carolina to increase to RRT and BSRT).

R 333.16215 Delegation/Supervision

Darin raised concerns regarding what he believes to be the improper delegation of certain Respiratory Care functions to unlicensed persons. Mitchell clarified that MCL 333.16215 gives licensees the authority to delegate certain functions to unlicensed persons. Although we cannot take direct actions against unlicensed persons, complaints may be filed against licensees for improper delegation. Since the statute allows a board to write rules regarding the delegation of certain tasks and functions, Mitchell recommended the issue be tasked to the Rules Committee for further review.

Lind provided Board members with "A Citizens guide to Filing an Allegation against a Health Care Professional" for Board members to review.

Department Update

Lind reported that there are currently 5,178 Respiratory Care Therapists licensed in Michigan, and a total of four (4) Respiratory Care disciplinary actions thus far this year.

Mitchell informed the Board that he will not continue in the role of Policy Analyst for the Policy, Rules and Board Support Section, as he accepted a promotion within the Department. Haas thanked Mitchell for his service on the Board.

Elections

MOTION by Cherwinski, seconded by Darin, to elect Rinck as Chairperson.

MOTION PREVAILED

MOTION by Haas, seconded by Rinck, to elect Darin as Vice Chairperson.

MOTION PREVAILED

Committee Assignments

Rinck updated the Board members of the new appointments of Darin (Chair), Cherwinski, Prins, Hyka, and Dix to the Rules Committee.

Rinck updated the Board members of the new appointments of Monks (Chair), Haas, Wiltse, Tooker, and Bainbridge to the Disciplinary Subcommittee. Prins and Cherwinski are alternates.

PUBLIC COMMENT

None

ANNOUNCEMENTS

The next regularly scheduled meeting will be held August 9, 2013 at 10:00 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 4, Lansing, Michigan.

ADJOURNMENT

MOTION by Cherwinski, seconded by Prins, to adjourn the meeting at 11:45 a.m.

MOTION PREVAILED



Carl Blaas, Chairperson



Amy Schneider, Board Secretary

11-8-2013
Date Minutes Signed

5.9.13
Date Minutes Prepared