

**WV BOARD OF RESPIRATORY CARE
PROPOSED BOARD MINUTES
MARCH 13, 2018, 11:00 AM**

Call to Order – Eric Hawkins, Vice President

Attending: William Boring, Barbara Folden, Regina Gillispie, Dr. Rayan Ihle, Len Picha

Absent: Tracy Matthews

Review and Approval of Proposed Agenda – William Boring motioned to accept the proposed agenda. Len Picha seconded. Motion carried.

Review and Approval of December 20, 2017 Minutes – William Boring motioned to accept the proposed minutes from the December 20, 2017 meeting. Len Picha seconded. Motion carried.

Jonathan Neal – Reinstatement of License

Mr. Neal spoke to the board in his endeavor to be reinstated to active status. He provided his statement of events and answered questions from the board. He spoke of the Reformers Unanimous Program he voluntarily entered and completed a 180 day stay. Further, he spoke of his continuing faith based addiction counseling and family support.

Executive Session – Disciplinary Actions

Regular Session

Decision – Jonathan Neal

Dr. Ihle motioned the board offer Mr. Neal a Consent Agreement to include a pathway for him to regain his license to practice and to protect the public. Terms include;

- Complete a Drug Addiction Rehabilitation Program approved by the board.
- 1 year license suspension beginning 3/25/18
- 3 years of probation with drug counseling and monthly progress reports provided directly to the board, random drug screens, (blood or urine) at his costs to begin on signature date of the consent agreement.
- Mr. Neal may apply for reinstatement after 3/26/2019 and successful ongoing compliance with terms of the consent agreement.

Regina Gillispie seconded. Motion carried. The board instructed staff to prepare the consent agreement and Attorney General's office approve prior to board official signature.

Respiratory Therapists Need in WV - Tracy Matthews (tabled)

Reed Smith, LLC; Scope of Practice Inquiry – Tracy Matthews (tabled)

New Board Attorney to review and provide language for response

Legislative Review – Nancy Massey provided the board with updates on the following bills:

SB313 - Waiving occupational fees and licensing requirements for certain low-income individuals, military families, and young workers (Passed with amendments) Governor could veto.

HB4014 – Reorganizing WVDHHR (Died in Finance 2/28/18)

SB288 – Eliminating Funeral Board and placing operations under Secretary of State. (Passed)

HB4597 - Relating to the procedure to determine if an occupation or profession should be regulated. (Died in Judiciary 2/19/18)

HB – CNA's delivery of meds in nursing facilities. Discussion ensued. *It is officially noted that this board was not consulted nor involved, and this could be potentially dangerous for our most vulnerable citizens.*

Administrative Issues – Nancy Massey

YTD Budget/Expenditure Review – Copies were provided to each board member.

P-Card Purchases for Board Approval; Barbara Folden motioned to approve the board purchases. Regina Gillispie seconded. Motion carried.

NEW BUSINESS

Eric Hawkins provided each Board Member with a copy of the FY2017 Annual Report and copies of Discipline and Consent Agreement information from the Auditor's Seminar.

Dr. Ihle reported the American Thoracic Society has contacted her regarding restarting a chapter in the State of West Virginia. Discussion ensued. Dr. Ihle states she is very interested in following up on this issue.

Adjourn – Dr. Ihle motioned. Regina Gillispie seconded. Motion carried.

Recording,

A handwritten signature in cursive script that reads "Nancy Massey". The signature is written in black ink and is positioned below the typed name "Recording,".