



TEXAS BOARD OF RESPIRATORY CARE

BOARD MEETING MINUTES SEPTEMBER 27, 2018

The meeting was called to order September 27, 2018 at 10:49 a.m. by Latana Jackson, RCP, Other board members present were Timothy R. Chappell, M.D.; Sam G. Marshall, Ph.D., RCP; Shad J. Pellizzari, RCP; and James M. Stocks, M.D. were present. Joe Ann Clack, Presiding Officer, Debra E. Patrick, RCP, Kandace D. Pool and Sonia K. Sanderson were absent. Brint Carlton, J.D., Executive Director, Scott Freshour, J.D., General Counsel; Megan Goode, Governmental Affairs and Public Information Manager; Monique Johnston, Licensure Manager; Assistant General Counsels Yvette Yarbrough, J.D.; and various other staff were present.

There were no items for Agenda item #2.

Agenda item #3, Executive Director Report. Mr. Carlton gave a brief summary on the budget and introduced Brandy Corrales, Finance Manager.

Budget Update. Ms. Corrales reported the FY18 budget ended in good standing and the projected expenditures, and revenues that are on track for the year.

Legislative Update. Mr. Carlton reported the process was started this summer for the biennium and Legislative Appropriation Request (LAR). The Exceptional Items included in the LAR are broken down into funding for information technology projects, additional staffing, and funding for personnel retention. Ms. Goode provided an overview of the (LAR) for FY 20-21 and referenced that the Texas State Comptroller reports positive revenue projections for the state budget and upcoming legislative session.

Audit Update. Ms. Goode presented the Audit update.

There were no items for Agenda items #4.

Agenda item #5, Consideration and possible action regarding pending litigation. Mr. Freshour discussed pending litigation. No action was taken.

Agenda item #6, Consideration and approval of Determination of Default.

- **Stephanie P. McCorkle, RCP, SOAH #503-18-3691.RCP**

Ms. Susan Rodriguez gave a brief background. Stephanie P. McCorkle, RCP, did not appear. No one appeared on her behalf. After discussion, **Dr. Stocks moved, Dr. Chappell**

seconded, and the motion passed to approve the Determination of Default for Stephanie P. McCorkle, RCP, for revocation.

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

Agenda item #9, Discussion, recommendation, and possible action regarding Agreed Orders. After discussion, **Dr. Chappell moved, Dr. Stocks seconded, and the motion passed to approve the Agreed Orders en masse for Karen N. Clemetson, RCP; Winter J. Owens, RCP; Alicia L. Saffold, RCP; Edward LaRoy Simpson, III, RCP; Derrick Sylvester, RCP; and Mark Trisolini, RCP.**

There were no items for Agenda items #10-16.

Agenda item #17, Report of Temporary Suspension. A report was presented on the Temporary Suspension Without Notice for Scott D. Walsh, RCP, and Carlo Carreon, RCP.

Agenda item #18, Discussion, recommendation, and possible action regarding proposed rules to 22 T.A.C. Chapter 186. Respiratory Care Practitioners.

- a. **§186.4 Procedural Rules and Qualifications for Certificate Applicants**
- b. **§186.10 Continuing Education Requirements**
- c. **§186.28 Retired Certificate**

Ms. Yarbrough presented an overview of rule §186.4. After discussion, **Dr. Stocks moved, Dr. Chappell seconded, and the motion passed to publish in the Texas Register for public comment the proposed amendments and §186.4 Procedural Rules and Qualifications for Certificate Applicants.**

Ms. Yarbrough presented an overview of rule §186.28. After discussion, **Dr. Stocks moved, Mr. Pellizzari seconded, and the motion passed to publish in the Texas Register for public comment the proposed amendments §186.28 Retired Certificate**

Ms. Yarbrough presented an overview of rule §186.10. After discussion, **Dr. Chappell moved, Mr. Marshall seconded, and the motion passed to publish in the Texas Register for public comment the proposed amendments §186.10 Continuing Education Requirements.**

There were no items for Agenda item #19.

Agenda item #20, Open forum for public comments. No one signed in to present oral comments.

Agenda item #21, Consideration and Approval of the June 28, 2018 Respiratory Care Board Meeting Minutes. After consideration, **Dr. Chappell moved, Dr. Stocks seconded, and the motion passed to approve the June 28, 2018 Respiratory Care Board Meeting Minutes and action items.**

Agenda item #22, Committee reports and the consideration and approval of minutes and action items of committees meeting during the board meeting.

After consideration, **Dr. Stocks moved, Dr. Chappell seconded, and the motion passed to approve the Discipline and Ethics Committee minutes and action items.**

After consideration, **Dr. Stocks moved, and Dr. Pellizzari seconded, and the motion passed to approve the Ad Hoc Committee minutes and action items.**

After consideration, **Dr. Stocks moved, Dr. Pellizzari seconded, and the motion passed to approve the Practice Authorization Committee minutes and action items.**

Agenda item #23, Adjourn. There being no further agenda items, **Dr. Chappell moved, Dr. Stocks seconded, and the motion passed to adjourn the meeting at 11:37am**