

**DEPARTMENT OF HEALTH
BOARD OF RESPIRATORY CARE
GENERAL BUSINESS MEETING
GENERAL RULES REVIEW
July 13, 2012
Minutes**

**Grand Hyatt Tampa Bay
2900 Bayport Drive
Tampa, FL 33607
(813) 874-1234**

Call the Meeting to Order and Roll Call:

Bayyinah Sherrod, RRT, Chair, called the general business meeting to order at 8:30 a.m. Those present for the meeting, included the following:

Members Present

Bayyinah Sherrod, RRT, Chair
Bradley Killion, RRT
Dick Fields, RRT
Kevin Barrett, CRT

Consumer Member

Shawnta Friday-Stroud, Ph.D., Vice Chair

Excused Absent Member

Peter Hendriksen, RRT

Court Reporter:

Dempster & Berryhill Court Reporting
Penny Appleton
501 E. Kennedy Blvd
Tampa, FL 33602
(813) 229-8225

Staff Present

Allen Hall, Executive Director
Jessica Sapp, Program Operations Administrator

Board Counsel

Rachel Clark, Board Counsel
Office of the Attorney General
Douglas Dolan, Board Counsel
Office of the Attorney General

Prosecuting Attorney

Cecilie Sykes, DOH,
Assistant General Counsel

Dr. Rivenbark was present on behalf of the Professionals Resource Network, Inc. (PRN).

To accommodate individuals wishing to address the Board, the Board Chair may adjust the sequence of the agenda items. The minutes reflect the actual sequence of events rather than the original agenda order.

DISCIPLINARY PROCEEDINGS

Due to participation in the Probable Cause Panel, Ms. Sherrod was recused from Tabs 10 and 11. Dr. Friday-Stroud was directed to chair said Tabs. Mr. Fields was recused from Tabs 1 through 9.

MOTION FOR BOARD'S FINAL ORDER AFTER HEARING NOT INVOLVING DISPUTED ISSUES OF MATERIAL FACT

TAB 1 Rainey Benton Brown, RRT, DOH Case No: 2011-19366

Informal Hearing, (PCP Members – Fields, Nunez)

Respondent was present and sworn in by the court reporter.

Ms. Sykes summarized the case for the Board. Respondent was charged with the following violations: Section 468.365 (1)(x), Florida Statutes (2011), through a violation of Rule 64B32-6.001(2), Florida Administrative Code, by failing to submit proof of participation in appropriate continuing education.

The case was presented as a Hearing Not Involving Disputed Issues of Material Fact, which requires the Board to impose whatever discipline upon the Respondent's license that the Board deems appropriated and to assess costs of the investigation.

MOTION: Ms. Sherrod made a motion to accept the investigative report into evidence for the purpose of imposing penalties. The motion was seconded by Mr. Barrett and carried 4/0.

MOTION: Ms. Sherrod made a motion to make a finding that the Respondent was properly served and has requested an informal hearing. The motion was seconded by Mr. Killion and carried 4/0.

MOTION: Ms. Sherrod made a motion to adopt the findings of fact as set forth in the Administrative Complaint. The motion was seconded by Mr. Killion and carried 4/0.

MOTION: Ms. Sherrod made a motion to adopt the conclusions of law as set forth in the Administrative Complaint and find that this constitutes a violation of the Respiratory Care Practice Act. The motion was seconded by Mr. Killion and carried 4/0.

MOTION: After discussion, Ms. Sherrod made a motion to impose the following penalties:

- Reprimand
- \$1, 200.00 fine to be paid within one (1) year of the filing of the Final Order
- Cost to be paid within one (1) year of the filing of the Final Order
- Respondent must submit proof of completion of two (2) hours of Medical Errors, two (2) hours of Emergency Preparedness and 20 general hours of continuing education within ninety (90) days of the filing of the Final Order

The motion was seconded by Mr. Barrett and carried 4/0.

MOTION: Dr. Friday-Stroud made a motion to assess the costs of \$103.70 to be paid within one (1) year of the filing of the Final Order. The motion was seconded by Ms. Sherrod and carried 4/0.

TAB 2 Max Geotina Abellana Jr., RRT, DOH Case No: 2011-20345
Informal Hearing, (PCP Members – Fields, Nunez)

Respondent was present and sworn in by the court reporter.

Ms. Sykes summarized the case for the Board. Respondent was charged with the following violations: Section 468.365 (1)(x), Florida Statutes (2011), through a violation of Rule 64B32-6.001(2), Florida Administrative Code, by failing to submit proof of participation in appropriate continuing education.

The case was presented as a Hearing Not Involving Disputed Issues of Material Fact, which requires the Board to impose whatever discipline upon the Respondent's license that the Board deems appropriated and to assess costs of the investigation.

MOTION: Ms. Sherrod made a motion to accept the investigative report into evidence for the purpose of imposing penalties. The motion was seconded by Dr. Friday-Stroud and carried 4/0.

MOTION: Ms. Sherrod made a motion to make a finding that the Respondent was properly served and has requested an informal hearing. The motion was seconded by Mr. Killion and carried 4/0.

MOTION: Ms. Sherrod made a motion to adopt the findings of fact as set forth in the Administrative Complaint. The motion was seconded by Mr. Killion and carried 4/0.

The Chair allowed Mr. Abellana to address the Board regarding this matter. He expressed his hardship during this period.

MOTION: Ms. Sherrod made a motion to adopt the conclusions of law as set forth in the Administrative Complaint and find that this constitutes a violation of the Respiratory Care Practice Act. The motion was seconded by Mr. Barrett and carried 4/0.

MOTION: After discussion, Ms. Sherrod made a motion to impose the following penalties:

- \$800.00 fine to be paid within one (1) year of the filing of the Final Order
- Cost to be paid within one (1) year of the filing of the Final Order
- Respondent must submit proof of completion of two (2) hours of Medical Errors, two (2) hours of Emergency Preparedness and 12 general hours of continuing education within ninety (90) days of the filing of the Final Order

The motion was seconded by Mr. Killion and carried 4/0.

MOTION: Dr. Friday-Stroud made a motion to assess the costs of \$80.67 to be paid within one (1) year of the filing of the Final Order. The motion was seconded by Ms. Sherrod and carried 4/0.

TAB 3 **Gwen D. Dexter, RRT**, DOH Case No: 2011-21002
Informal Hearing, (PCP Members – Fields, Nunez)

Respondent was not present nor represented by Counsel.

This tab was tabled until the next scheduled Respiratory Care General Business meeting.

TAB 4 **Terrill Mark Taylor, CRT**, DOH Case No: 2011-18863
Informal Hearing, (PCP Members – Fields, Nunez)

Respondent was present and sworn in by the court reporter.

Ms. Sykes summarized the case for the Board. Respondent was charged with the following violation: Section 468.365 (1)(i), Florida Statutes (2011), by violating a lawful order of the Board or Department previously entered in a disciplinary hearing.

The case was presented as a Hearing Not Involving Disputed Issues of Material Fact, which requires the Board to impose whatever discipline upon the Respondent's license that the Board deems appropriated and to assess costs of the investigation.

MOTION: Ms. Sherrod made a motion to accept the investigative report into evidence for the purpose of imposing penalties. The motion was seconded by Mr. Killion and carried 4/0.

MOTION: Ms. Sherrod made a motion to make a finding that the Respondent was properly served and has requested an informal hearing. The motion was seconded by Mr. Barrett and carried 4/0.

MOTION: Ms. Sherrod made a motion to adopt the findings of fact as set forth in the Administrative Complaint. The motion was seconded by Mr. Killion and carried 4/0.

The Chair allowed Mr. Taylor to address the Board regarding this matter. He stated this was an over site on his part and has completed the H.I.P.P.A. course since.

Discussion: MOTION: After discussion, Ms. Sherrod made a motion to impose the following penalties:

- Reprimand
- \$300.00 fine to be paid within one (1) year of the filing of the Final Order
- Cost to be paid within one (1) year of the filing of the Final Order

The motion was seconded by Dr. Friday-Stroud and carried 4/0.

MOTION: Ms Sherrod made a motion to assess the costs of \$299.00 to be paid within one (1) of the filing of the Final Order. The motion was seconded by Dr. Friday-Stroud and carried 4/0.

TAB 5 James Chalker Saunders, RRT, DOH Case No: 2011-09841
Informal Hearing, (PCP Members – Fields, Nunez)

TAB 10 James Chalker Saunders, RRT, DOH Case No: 2012-02062
Informal Waiver/Default, (PCP Members –Sherrod, Nunez)

Respondent was not present nor represented by Counsel.

Respondent submitted a request asking to table his cases until the next regularly scheduled respiratory care general business meeting.

Ms. Sherrod made a motion to grant the respondent's request for continuance to Cases 2011-09841 and 2012-02062, until the next meeting. The motion was seconded by Dr. Friday-Stroud and carried 4/0.

MOTION FOR BOARD'S FINAL ORDER BY SETTLEMENT AGREEMENT

TAB 6 Christine Ann Wolfe, RRT, DOH Case No: 2011-19320
Settlement Agreement, (PCP Members – Fields, Nunez)

Respondent was present and sworn in by the court reporter.

Ms. Sykes summarized the case for the Board. Respondent was charged with the following violations: Section 468.365 (1)(x), Florida Statutes (2011), through a violation of Rule 64B32-6.001(2), Florida Administrative Code, by failing to submit proof of participation in appropriate continuing education.

The case was presented as a Settlement Agreement that would impose the following penalties:

- Appearance
- Fine of \$100.00 to be paid within one(1) year of the filing of the Final Order
- Costs of \$ \$446.17 to be paid within one (1) year of the filing of the Final Order
- 2 hours of continuing Education in Prevention of Medical Errors, completion and submit proof of completion to the compliance officer within 90 days of the filing of the Final Order

MOTION: Ms. Sherrod made a motion to accept the Settlement Agreement. The motion was seconded by Mr. Barrett and carried 40.

TAB 7 Tommy Memolo, CRT, DOH Case No: 2012-01522
Settlement Agreement, (PCP Members – Fields, Nunez)

Mr. Memolo was present and sworn in by the court reporter.

Ms. Sykes summarized the case for the Board. Respondent was charged with the following violations: Section 468.365 (1)(a), Florida Statutes (2007), by obtaining a license by fraudulent misrepresentation.

The case was presented as a Settlement Agreement that would impose the following penalties:

- Appearance
- Fine of \$1,000.00 to be paid within one(1) year of the filing of the Final Order
- Costs of \$314.29 to be paid within one (1) year of the filing of the Final Order
- Probation for a period of one year from the date of the filing of the Final Order

MOTION: Ms. Sherrod made a motion to accept the Settlement Agreement. The motion was seconded by Mr. Barrett and carried 40.

TAB 8 Steven Givens, RRT, DOH Case No: 2011-19376
Settlement Agreement, (PCP Members – Fields, Nunez)

Respondent was not present nor represented by counsel.

Ms. Sykes summarized the case for the Board. Respondent was charged with the following violations: Section 468.365 (1)(x), Florida Statutes (2011) through a violation of Rule 64B32-6.001(2), Florida Administrative Code, by failing to submit proof of participation in appropriate continuing education.

The case was presented as a Settlement Agreement that would impose the following penalties:

- Appearance
- Fine of \$1,200.00 to be paid within one (1) year of the filing of the Final Order

- Costs of \$339.89 to be paid within one (1) year of the filing of the Final Order
- 20 hours of General Continuing Education: 2 hours in emergency preparedness, 2 hours of continuing Education in Prevention of Medical Errors, completion and submit proof of completion to the compliance officer within 90 days of the filing of the Final Order

MOTION: Dr. Friday-Stroud made a motion to waive the personal appearance and accept the Settlement Agreement. The motion was seconded by Mr. Fields and carried 4/0.

MOTION FOR BOARD'S FINAL ORDER BY HEARING NOT INVOLVING DISPUTED ISSUES OF MATERIAL FACT AND DETERMINATION OF RESPONDENT'S WAIVER OF RIGHT TO REQUEST A FORMAL HEARING

TAB 9 Marjorie L. Koberstine, CRT, DOH Case No: 2012-00033
 Informal Waiver/Default, (PCP Members –Fields, Nunez)

Respondent was not present nor represented by Counsel.

Ms. Sykes summarized the case for the Board. Respondent was charged with the following violations: **Count 1)** Section 456.365 (1)(l), Florida Statutes (2010-2011), by failing to report her current residential address with the department; **Count 2)** Section 468.365 (1)(w), Florida Statutes (2010-2011), by being unable to deliver respiratory care services with reasonable skill and safety to patients due to illness, a mental or physical condition; and **Count 3)** Section 468.365 (1)(x), by violating Section 456.072 (1)(hh), Florida Statutes (2010-2011), by being terminated from a treatment program for impaired practitioners and failing to comply with the terms of the monitoring or treatment contract, or not successfully completing a drug or alcohol treatment program.

The case was presented as a Hearing Not Involving Disputed Issues of Material Facts and determination of Respondent's waiver of right to request a formal hearing by default.

MOTION: Ms. Sherrod made a motion to accept the investigative report and exhibits into evidence for the purposes of imposing penalty. The motion was seconded by Mr. Barrett and carried 4/0.

MOTION: Ms. Sherrod made a motion to find that the Respondent was properly served and has waived his right to a formal hearing. The motion was seconded by Dr. Friday-Stroud and carried 4/0.

MOTION: Ms. Sherrod made a motion to adopt the findings of fact and conclusions of Law as set forth in the Administrative Complaint and that this constitutes a violation of the Florida Statutes, as set forth in the Administrative Complaint. The motion was seconded by Dr. Friday-Stroud and carried 4/0.

Dr. Rivenbark was sworn in by the court reporter and addressed the board confirming Ms. Koberstine's failure to comply with her PRN contract.

MOTION: After discussion, Ms. Sherrod made a motion to revoke Respondent's license. The motion was seconded by Mr. Barrett and carried 4/0.

MOTION: Ms. Sherrod made a motion to access the costs of \$574.47 to be paid within one (1) year of the filing of the Final Order. The motion was seconded by Mr. Killion and carried 4/0.

TAB 11 Jamel Amele Rucker, RRT, DOH Case No: 2011-11154
Informal Waiver/Default, (PCP Members –Sherrod, Nunez)

Respondent was not present nor represented by Counsel.

Ms. Sykes summarized the case for the Board. Respondent was charged with the following violations: Section 468.365 (1)(x), Florida Statutes (2011), through a violation of Section 456.072(1)(q), Florida Statutes (2010), by violating a lawful order of the board.

The case was presented as a Hearing Not Involving Disputed Issues of Material Facts and determination of Respondent's waiver of right to request a formal hearing by default.

MOTION: Dr. Friday-Stroud made a motion to accept the investigative report and exhibits into evidence for the purposes of imposing penalty. The motion was seconded by Mr. Killion and carried 4/0.

MOTION: Dr. Friday-Stroud made a motion to find that the Respondent was properly served and has waived his right to a formal hearing. The motion was seconded by Mr. Killion and carried 4/0.

MOTION: Dr. Friday-Stroud made a motion to adopt the findings of fact and conclusions of Law as set forth in the Administrative Complaint and that this constitutes a violation of the Florida Statutes, as set forth in the Administrative Complaint. The motion was seconded by Mr. Killion and carried 4/0.

MOTION: After discussion, Mr. Barrett made a motion to impose the following penalties:

- Reprimand
- \$300.00 fine to be paid within one (1) year of the filing of the Final Order
- License shall be suspended until Respondent complies with the terms of his previous Final Order, in Case Number 2010-13305. Respondent shall in no way participate in the delivery of respiratory care services during suspension.

MOTION: Dr. Friday-Stroud made a motion to assess the costs of \$891.30 to be paid within one (1) year of the filing of the Final Order. The motion was seconded by Mr. Barrett and carried 4/0.

MOTION FOR BOARD'S FINAL ORDER BY VOLUNTARY RELINQUISHMENT OF LICENSE

TAB 12 Lori Anne Recchie, CRT, DOH Case No: 2012-02980
Voluntary Relinquishment, (PCP -Waived)

Respondent was not present nor represented by Counsel.

Ms. Sykes summarized the case for the Board. Respondent was charged with the following violations: Section 456.365 (1)(i), Florida Statutes (2011) by violating a lawful order of the board or department previously entered in a disciplinary hearing; Section 456.365 (1)(w), Florida Statutes (2011) by being unable to practice respiratory care with reasonable skill and safety to patients by reason of illness or use of alcohol, drugs, narcotics, chemicals, or any other type of material as a result of any mental or physical condition; Section 468.365 (1)(x), Florida Statutes (2011) by violating Section 456.072 (1)(hh), Florida Statutes (2011), by being terminated from a treatment program for impaired practitioners and failing to comply with the terms of the

monitoring or treatment contract, or not successfully completing a drug or alcohol treatment program.

MOTION: After discussion, Ms. Sherrod made a motion to accept the Voluntary Relinquishment. The motion was seconded by Dr. Friday-Stroud and carried 5/0.

REQUEST TO VACATE A CITATION

TAB 13 David S. Bothwell, RRT, DOH Case No:2011-20298

Respondent was not present nor represented by Counsel.

Ms. Sykes summarized the case for the Board. She is requesting the citation for case number 2011-20298 filed with the Department of Health on April 6, 2012, be vacated.

MOTION: After discussion, Dr. Friday-Stroud made a motion to accept the request to vacate the Order. The motion was seconded by Mr. Sherrod and carried 5/0.

TAB 14 Prosecuting Attorney – Cecilie Sykes

- PSU Respiratory Care Inventory

Respiratory Care Inventory older than 1 year = 2 (see below)

PSU Inventory = 32

Pre-Probable Cause Complaints

Under Legal Review	3
Agendaed for August 2012 PCP	6
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Subtotal	9
Priority One Cases (EAU)	5

Post-PCP Complaints

Presented at Current Board	12
Awaiting Proper Service/Diligent Search	6
<hr/>	
Subtotal	18

Total Cases 32

Total Number of Cases Older Than One Year:

2011: 2 Both cases are on the present board agenda with one being continued until the next meeting.

MOTION: Ms. Sherrod made a motion to allow prosecution to continue prosecuting the year old cases. The motion was seconded by Dr. Friday-Stroud and carried 6/0.

ADMINISTRATIVE PROCEEDINGS

PERSONAL APPEARANCE PURSUANT TO §456.013(3)(c), F.S.

TAB 15 Cheryl Lynn Drowne, Registered Respiratory Therapist

Ms. Drowne was present and sworn in by the court reporter.

She was requested to appear before the board due to the “yes” answers in the disciplinary history section of her application.

MOTION: After discussion, Ms. Sherrod made a motion to deny Ms. Drowne’s licensure due to not meeting the statutory requirements for licensure.

The motion was seconded by Mr. Barrett and carried 5/0.

TAB 16 Lenna Teresa Cuadrado, Certified Respiratory Therapist

Ms. Cuadrado was present and sworn in by the court reporter.

She was requested to appear before the board due to the “yes” answers in the disciplinary history section of her application.

MOTION: After discussion, Dr. Friday-Stroud made a motion to grant licensure with no conditions. The motion was seconded by Mr. Barrett and carried 5/0.

TAB 17 Spencer Ford Sommers, Registered Respiratory Therapist

Mr. Sommers was present and sworn in by the court reporter.

Mr. Fields recused himself from the discussion due to personal knowledge of the applicant.

He was requested to appear before the board due to the “yes” answers in the disciplinary history section of his application.

MOTION: After discussion, Ms. Sherrod made a motion to grant licensure with no conditions. The motion was seconded by Mr. Killion and carried 5/0.

TAB 18 Matthew David Chapman, Registered Respiratory Therapist

Mr. Chapman was present and sworn in by the court reporter.

He was requested to appear before the board due to the “yes” answers in the disciplinary history section of his application.

MOTION: After discussion, Mr. Killion made a motion to grant licensure with no conditions. The motion was seconded by Mr. Barrett and carried 5/0.

TAB 19 Marilyn J. Merritt, Certified Respiratory Therapist

Ms. Merritt was present and sworn in by the court reporter.

She was requested to appear before the board due to the "yes" answers in the disciplinary history section of her application.

MOTION: After discussion, Dr. Friday-Stroud made a motion to grant licensure with no conditions. The motion was seconded by Mr. Fields and carried 5/0.

TAB 20 Amanda Smith, Registered Respiratory Therapist

Ms. Smith was present and sworn in by the court reporter.

She was requested to appear before the board due to the "yes" answers in the disciplinary history section of her application.

MOTION: After discussion, Dr. Friday-Stroud made a motion to grant licensure with no conditions. The motion was seconded by Mr. Killion and carried 4/1. Mr. Fields opposed.

TAB 35 Joann Lenay Elswick, Registered Respiratory Therapist

Ms. Elswick was present and sworn in by the court reporter.

She was requested to appear before the board due to the "yes" answers in the personal history section of her application.

MOTION: After discussion, Dr. Friday-Stroud made a motion to grant licensure with no conditions. The motion was seconded by Mr. Fields and carried 5/0.

REQUEST FOR CONSIDERATION OF EXEMPTION FOR DISQUALIFICATION FROM EMPLOYMENT

TAB 21 Stacy J. Mercado, TT11653

- Request for Exemption of Disqualification Application

Ms. Mercado was not present nor represented by Counsel.

She has submitted an application for Exemption from Disqualification to seek employment in a health care facility licensed under Chapter 400, Florida Statutes. Ms. Mercado has a Clear/Active Florida license with no discipline history.

MOTION: After discussion, Dr. Friday-Stroud made a motion to grant Ms. Mercado's request for an Employment Exemption. The motion was seconded by Mr. Fields and carried 5/0.

TAB 22 Timothy Gill, TT13857

- Request for Exemption of Disqualification Application

Mr. Gill was not present nor represented by Counsel.

She has submitted an application for Exemption from Disqualification to seek employment in a health care facility licensed under Chapter 400, Florida Statutes. Mr. Gill has a Clear/Active Florida license with no discipline history.

MOTION: After discussion, Dr. Friday-Stroud made a motion to grant Mr. Gill's request for an Employment Exemption. The motion was seconded by Mr. Fields and carried 5/0.

TAB 23 Ronald Leon Sumler, TT6355

- Request for Exemption of Disqualification Application

Mr. Sumler was not present nor represented by Counsel.

He has submitted an application for Exemption from Disqualification to seek employment in a health care facility licensed under Chapter 400, Florida Statutes. Mr. Sumler has a Clear/Active Florida license with no discipline history.

MOTION: After discussion, Ms. Sherrod made a motion to grant Mr. Sumler's request for an Employment Exemption. The motion was seconded by Mr. Fields and carried 5/0.

TAB 24 Jeffrey Hulme, RT4118

- Request for Exemption of Disqualification Application

Mr. Hulme was present and sworn in by the court reporter.

He has submitted an application for Exemption from Disqualification to seek employment in a health care facility licensed under Chapter 400, Florida Statutes. Mr. Hulme has a Clear/Active Florida license with no discipline history.

MOTION: After discussion, Ms. Sherrod made a motion to grant Mr. Hulme's request for an Employment Exemption. The motion was seconded by Dr. Friday-Stroud and carried 5/0.

APPLICANT RATIFICATION LISTS

TAB 25 Ratification of Certified Respiratory Therapists

MOTION: Ms. Sherrod made a motion to ratify the list of 68 names (Exhibit A), beginning with Gaelle Sylien and ending with Kayann Roopchan for CRT licensure by endorsement. The motion was seconded by Mr. Barrett and carried 5/0.

TAB 26 Ratification of Registered Respiratory Therapists

MOTION: Ms. Sherrod made a motion to ratify the list of 273 names (Exhibit B), beginning with Hermione Thomas Azor and ending with Scott John Callahan for RRT licensure by endorsement. The motion was seconded by Dr. Friday-Stroud and carried 5/0.

TAB 27 Ratification of Continuing Education Providers

MOTION: Ms. Sherrod made a motion to ratify the one (1) provider (Exhibit C), John Campbell, for Continuing Education Providership. The motion was seconded by Mr. Killion and carried 5/0.

RULES REVIEW AND/OR DEVELOPMENT

TAB 28 Rules Review- 64B32-2.001, F.A.C., Licensure by Endorsement

HB 653 (2012) modifies s. 456.0635, F.S., revising the grounds under which DOH or corresponding boards are required to refuse to admit a candidate to an examination and refuse to issue or renew a license, certificate, or registration of a health care practitioner. All MQA Boards and Councils are required to update their licensure applications to include revised 456.0635 History questions in accordance with these modifications.

MOTION: After discussion, Ms. Sherrod made a motion to accept the changes to the licensure applications to include the revised history questions. The motion was seconded by Mr. Barrett and carried 5/0.

MOTION: Ms. Sherrod made a motion to approve the proposed rule language and direct counsel to open Rule 64B17-2.001 for development and proceed with rule promulgation. The motion was seconded by Mr. Barrett and carried 5/0.

MOTION: Ms. Sherrod made a motion to find the proposed revisions to Rule 64B32-2.001 do not have an adverse impact on small businesses and will not be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one (1) year after the implementation of the rule. The motion was seconded by Dr. Friday-Stroud and carried 5/0.

REPORTS

TAB 29 Assistant Attorney General

- Annual Regulatory Form – *Informational*

Ms. Clark formally introduced Mr. Dolan as the board's new Counsel.

TAB 30 Board Chair, Bayyinah Margaret Sherrod

None.

TAB 31 Executive Director, Allen Hall

- Expenditures by Function - *Informational*
- Cash Balance Report – *Informational*

Mr. Hall gave a brief overview of the function and cash balance, reporting there were another cash sweep from the trust fund, however, the Board of Respiratory Care is financially in good conditions.

OLD BUSINESS

TAB 32 April 13, 2012 General Business Meeting Minutes

Motion: After Discussion, Ms. Sherrod made a motion to approve the April 13, 2012, minutes as presented. The motion was seconded by Mr. Killion and carried 5/0.

NEW BUSINESS

TAB 33 National Board for Respiratory Care Annual Meeting

The National Board for Respiratory Care (NBRC) has invited one person to the 2012 annual meeting. The meeting will be held September 7-8, 2012 at the NBRC Executive Office in Olathe, Kansas.

Ms. Sherrod made a motion to appoint Mr. Peter Hendriksen as the representative for the NBRC annual meeting. The motion was seconded by Dr. Friday-Stroud and carried 5/0.

OTHER BUSINESS AND INFORMATION

TAB 34 Staff Recognition Correspondences (*Informational*)

There being no further business before the Board, the meeting was adjourned at 11:20 a.m.

**CERTIFIED RESPIRATORY THERAPISTS
LIST FOR RATIFICATION**

1. Sylieu, Gaelle	TT	15286
2. Toussaint, Stefanie Fabienne	TT	15287
3. Marcelin, Carole	TT	15288
4. Florestal-Michel, Junelle	TT	15289
5. Pardo, Manuel	TT	15290
6. Pelo, Lisa Ann	TT	15291
7. Barthelemy, Gladumide	TT	15292
8. Martinez, Selba Virgen	TT	15293
9. Louis-Jeune, Kenan	TT	15294
10. Cadely, Vladimir	TT	15295
11. Tully, Ann Margaret	TT	15296
12. Gomez, Liuba	TT	15297
13. Acosta Otero, Eduardo	TT	15298
14. Bush, Terri Redlus	TT	15299
15. Buck, Laura Anne	TT	15300
16. Yates, Derrick Shawn	TT	15301
17. Charles, Bethie	TT	15302
18. Christian, Sherly	TT	15303
19. Olaechea, Antonio E	TT	15304
20. Jacob, Tony	TT	15305
21. Howald, Janet Marie	TT	15306
22. Perry, Diane Margaret	TT	15307
23. Joseph, Eyob	TT	15308
24. Pratt, Summer Elise	TT	15309
25. Dogul, Sharon Lee	TT	15310
26. Colastin, Marie L	TT	15311
27. Infante, Cathy Amanda	TT	15312
28. Grady, Patricia Dawn	TT	15313
29. Barbara, Terra Marie	TT	15314
30. Free, Shirley Denise	TT	15315
31. Steelman, Christina M	TT	15316
32. Dereus, Alina	TT	15317
33. Antoine, Mirlime	TT	15318
34. Perry, Stanley M	TT	15319
35. Graham, Crystal Denise	TT	15320
36. Reaves, Samuel Jr	TT	15321
37. Fastow, Cindy Morissa	TT	15322
38. Acebo, Yanirys	TT	15323
39. Cassagnol, Carline S	TT	15324
40. Mullin, Carol Ann	TT	15325
41. Ray, Tomoko	TT	15326
42. McLendon, Kathryn Suzanne	TT	15327
43. Dean, Malinda Kay	TT	15328
44. Everton, Marion Charlotte	TT	15329
45. Sisco, Michele Leigh	TT	15330
46. Reed, Kevin Patrick	TT	15331

47. McDonald, Kendra Jean	TT	15332
48. Bush, Richard Gary	TT	15333
49. Hierrezuelo, Mildrey	TT	15334
50. Hicks, Linsey Alanna	TT	15335
51. Cherevko, Natalia	TT	15336
52. McNeil, Deanna Lynette	TT	15337
53. Storm, Travis Jay	TT	15338
54. Delva, James M	TT	15339
55. Amaro, Perla Maria	TT	15340
56. Davis, Nathan Ezekiel	TT	15341
57. Wheeler, Angela Lucille	TT	15342
58. Jones, Felicia Latreas	TT	15343
59. Gallagher, Stacy Michelle	TT	15344
60. Kovacevic, Nemanja	TT	15345
61. Escarmant, Sidney Samson	TT	15346
62. Cruz, Archivald M	TT	15347
63. Rohde, Anne-Marie	TT	15348
64. Hill, Contessa Rene	TT	15349
65. Kovacevic, Snjezana	TT	15350
66. Fitzgerald, Frances Ellen	TT	15351
67. Berube, Angela Lee	TT	15352
68. Roopchan, Kayann	TT	15353

**REGISTERED RESPIRATORY THERAPISTS
LIST FOR RATIFICATION**

1. Azor, Hermione Thomas	RT	11801
2. Elkins, Kaleigh Erin	RT	11802
3. Mathews, Jeffery Alan	RT	11803
4. Drouillard, Vickee Lynn	RT	11804
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