

**COMMONWEALTH OF MASSACHUSETTS  
BOARD OF RESPIRATORY CARE**

**THIS AGENDA CONSTITUTES NOTICE OF THE REGULARLY SCHEDULED  
MEETING OF THE BOARD OF RESPIRATORY CARE  
IN COMPLIANCE WITH THE OPEN MEETING LAW, G.L. c. 30A, § 20**

Wednesday, July 18, 2012  
1 p.m. – 3 p.m.  
239 Causeway Street, Room 418  
Boston, MA

**Agenda**

- I. Call to Order
- II. Approval of Agenda
- III. Approval of Minutes
  - A. June 20, 2012 Regularly Scheduled Meeting
- IV. Adjudicatory Session (closed session)  
None
- V. M.G.L. c. 112, § 65C Session (closed session)  
None
- VI. Limited Permit Applications  
None
- VII. Full License Applications  
None
- VIII. License Reactivation Applications
  - A. Lisa Christman                      RT2685                      Expired 5-31-2010
  - B. Doreen Brennan                      RT4254                      Expired 5-31-2002
- IX. Staff Assignments
  - A. SA-INV-2814                      Swift, Jamie                      RT6047 (expires 5-31-2014)
  - Allegation: Unprofessional Conduct
- X. Complaints
  - A. REP-2012-007                      Carter, Stephen                      RT3376 (expires 5-31-2014)
  - Allegation: Misrepresentation of Academic Credentials
  
  - B. REP-2012-005                      Hurd, David                      RT3171 (expired 5-31-2012)
  - Signed Consent Agreement

XI. Scope of Practice Inquiries

A. Query from Ventus Medical: Does Home Sleep Apnea Device Require Services of a Respiratory Therapist ?

XII. Other Business/Announcements

A. Nomination and Election of Officers

Armand Riendeau: Chair (current)

Carol Mack: Vice-Chair (current)

B. *Frequently Asked Questions About the Practice of Respiratory Care*: Board review and discussion

C. Regulations Review

D. Renewal of Executive Director's authority to sign board documents

E. 2013 Respiratory Care Board Meeting Dates

F. 2012 Renewal Update

XIII. Adjourn

COMMONWEALTH OF MASSACHUSETTS

BOARD OF RESPIRATORY CARE

BOARD MEETING  
Wednesday, July 18, 2012  
239 Causeway Street  
Room 419  
Boston, MA 02114

MINUTES

Board Members Present: Armand Riendeau, RT, RN, Chair  
Edward Burns, RT, Member  
Carol Mack, RT, Vice-Chair

Staff Present: Sally Graham, Executive Director  
Joelle Stein, Board Counsel, OGC, DPH  
Anson Chu, Administrative Assistant

- I. Call to Order  
Mr. Riendeau, Board Chair, called the meeting to order at 1:15 p.m.
- II. Approval of the Agenda  
The meeting agenda was reviewed. Mr. Riendeau made a motion to approve the agenda as presented; Ms. Mack seconded the motion. The motion passed unanimously.  
  
Document: July 18, 2012 Meeting Agenda
- III. Review and Approval of Minutes
  - A. June 20, 2012 Regularly Scheduled Board Meeting  
The minutes of the June 20, 2012 Regularly Scheduled Board Meeting were reviewed. Mr. Riendeau made a motion to approve the minutes as presented; Mr. Burns seconded the motion. The motion passed unanimously.  
  
Document: Minutes of June 20, 2012 Regularly Scheduled Board Meeting
- IV. Adjudicatory Session  
None.
- V. M.G.L. c. 112, § 65C Session (closed session)  
None.

VI. Limited Permit Applications

None.

VII. Full License Applications

None.

VIII. License Reactivation Applications

A. Lisa Christman RT2685(expired 5-31-2010) Approve

B. Doreen Brennan RT4254(expired 5-31-2002) Approve

Mr. Riendeau made a motion to approve the license reactivation applications; Ms. Mack seconded the motion. The motion passed unanimously.

Documents: License Reactivation Applications and related materials

IX. Staff Assignments

None.

X. Complaints

A. REP-2012-007 Carter, Stephen RT3376 (expires 5-31-2014)  
Allegation: Misrepresentation of academic credentials (AS)

Ms. Mack made a motion request additional information from Mr. Carter's most recent employer and to request licensee to submit a response to the allegation of misrepresentation of his academic credentials and documentation of CEUs for the 2010-2012 CEU period; Mr. Burns seconded the motion. The motion passed unanimously.

Documents: Complaint investigation and related documents

B. REP-2012-005 Hurd, David RT3171 (expired 5-31-2012)  
Update: Signed Consent Agreement

Ms. Graham informed the Board that the licensee signed the Consent Agreement for Reprimand offered in resolution of the complaint identified as Docket No. REP-2012-005.

Document: Copy of signed Consent Agreement for Reprimand

C. REP-2012-009 Swift, Jamie RT6047 (expires 5-31-2014)  
Allegation: Inadequate/falsification of documentation

Ms. Graham summarized the circumstances giving rise to the complaint and informed the Board that the investigation of the allegations continues.

Documents: Complaint investigation and related materials

XI. Scope of Practice Inquiries

- A. Query from Ventus Medical: Does home sleep apnea device require services of a respiratory therapist?

After discussion, Mr. Riendeau made a motion to inform Ventus Medical that the single use, disposable device for the treatment of sleep apnea that Ventus wishes to distribute to Massachusetts residents who have a prescription for the device does not require the expertise of a licensed respiratory therapist to ensure the proper placement and use of the device; Ms. Mack seconded the motion. The motion passed unanimously.

Documents: Copy of email from Ventus Medical, letter of inquiry, and information printed from [www.proventtherapy.com](http://www.proventtherapy.com).

XII. Other Business/Announcements

A. Nomination and Election of Officers

Armand Riendeau: Chair (current)  
Carol Mack: Vice-Chair (current)

Mr. Riendeau made a motion to nominate Ms. Mack as the Chair and Mr. Burns as the Vice-Chair of the Board; Ms. Mack seconded the motion. The motion passed unanimously.

B. **Draft: Frequently Asked Questions About the Practice of Respiratory Care: Board Review and Discussion**

The Board reviewed and discussed the draft, which Board staff had revised in accordance with the direction provided by the Board at its last meeting. Ms. Mack raised an additional question, the answer to which Board staff will provide at the next Board meeting.

Document: Draft of *Frequently Asked Questions About the Practice of Respiratory Care*

C. Regulations Review

The Board discussed the review of the Board's regulations. Mr. Burns volunteered to obtain the regulations governing the licensure of respiratory therapists in the New England states for Board review.

D. Renewal of Executive Director's Authority to Sign Board Documents

Ms. Mack made a motion to renew the authority of the Executive Director to sign Board documents; Mr. Riendeau seconded the motion. The motion passed unanimously.

E. 2013 Respiratory Care Board Meeting Dates

Ms. Graham distributed the 2013 Board Meeting schedule.

Document: 2013 Board Meeting Schedule

F. 2012 Renewal Update

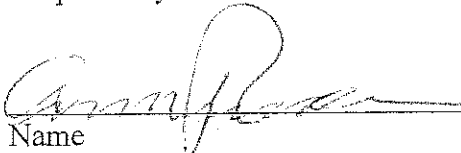
Ms. Graham gave an update on the 2012 license renewal cycle.

XIII. Adjourn

There being no other business before the Board, Mr. Riendeau made a motion to adjourn the meeting; Mr. Burns seconded the motion. The motion passed unanimously. The meeting adjourned at 2:50 p.m.

The next meeting of the Board of Respiratory Care is scheduled for Wednesday, September 12, 2012, 10:00 a.m. in Northampton, Massachusetts.

Respectfully submitted:

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|---|--------------|----------------|
|  | <u>CHAIR</u> | <u>9/12/12</u> |
| Name  | Position     | Date           |