

OHIO RESPIRATORY CARE BOARD

77 SOUTH HIGH STREET, 16TH FLOOR

COLUMBUS, OHIO 43215-6108

OFFICIAL BOARD MEETING MINUTES OF AUGUST 13, 2010

NOTE ON COMMITTEE MEETINGS

The Board's Scope of Practice Committee, Home Medical Equipment Committee, and Education Committee met after the regular business meeting in room WSS-G4A, Cuyahoga Community College, 11000 Pleasant Valley Road, Parma, Ohio. Official minutes of the Board's Scope of Practice Committee, Home Medical Equipment Committee, and Education Committee meetings were taken and are maintained separate of this journal.

August 13, 2010

Agenda items #1: CALL MEETING TO ORDER

Presiding: Marc Mays, President, called the meeting to order on August 13, 2010 at 9:05 a.m. in room WSS-G4A, Cuyahoga Community College, 11000 Pleasant Valley Road, Parma, Ohio. Mr. Marx took the roll. Present were Marc Mays, R.R.T., R.C.P., President, Susan M. Ciarlariello, R.R.T., R.C.P., Kenneth Walz, J.D., R.R.T., R.C.P., Robert Cohn, M.D., Anita Adams, M.B.A, R.C.P., Joel Marx, HME Member, Carol Gilligan, HME Member, and Esther L. Kester, R.R.T., R.C.P. Darrell L. Heckman, J.D., Public Member was not present, but was expected to be coming. Mr. Mays noted for the record that a quorum of the members of the board was present and that business could be conducted.

Members in attendance (Exhibit A):

Marc Mays, R.R.T., R.C.P., President

E. Lucille Kester, R.R.T., R.C.P.

Robert Cohn, M.D.

Carol Gilligan, HME Member

Joel Marx, HME Member

Kenneth Walz, J.D., R.R.T., R.C.P.

Susan Ciarlariello, M.B.A, R.R.T, R.C.P

Darrell L. Heckman, J.D.

Page 3
Ohio Respiratory Care Board
Meeting Minutes
August 13, 2010

Anita Adams, M.B.A, R.C.P.

Staff in attendance:

Christopher H. Logsdon, Executive Director

Anthony Isom, Investigator

Others in Attendance:

Yvonne Tertel, Assistant Attorney General

Douglas Oren, Director of Pulmonary Services, Cleveland Clinic Foundation

Elizabeth Murvine

Robert Slabodnick, Director of Respiratory Care Program, North Central State College

Ruth Ann O'Brien, Director of Respiratory Care Program, Miami-Jacobs Career College

Nancy Colletti, Director of Respiratory Care Program, Kettering College for Medical Arts

Cindy Beckett, Director of Respiratory Care Program, Sinclair Community College

Tish Hatfield, Director of Respiratory Care Program, Rhodes State Community College

Susan Donahue, Director of Respiratory Care Program, Columbus State Community College

Joseph Huff, Director of Respiratory Care Services, Mary Mount Hospital

David Lucas, Director of Respiratory Care Program, Cuyahoga Community College

Ray Sibberson, Director of Clinical Education, Akron University

Debbie Haslar

Mary Skowronski, Director of Clinical Education, Cuyahoga Community College

F. Herbert Douce, Associate Professor Emeritus, The Ohio State University

Catherine Kenny, Director of Clinical Education, Lakeland Community College

Michelle Gaffney, St. Vincent Charity Hospital

Creed Peters, St. Vincent Charity Hospital

Introduction of Agenda to Attendees:

Mr. Mays explained the agenda to the attendees, notifying them that some portions of the meeting are in executive session. Mr. Mays stated that the Board would consider the matter of amending OAC 4761-5-01 at approximately 10:00 a.m.

Agenda items #2: ADOPTION OF MEETING AGENDA AND MINUTES

Agenda item 2.1: Approval of Board Meeting Agenda (Exhibit B)

The proposed meeting agenda was mailed in advance of the meeting. Mr. Mays inquired if there were any amendments to the business agenda. Mr. Logsdon informed Mr. Mays that there was an error on item 2.2, which he stated should read "June 8, 2010" not January 10, 2010.

Motion #1: Mr. Walz moved to approve the meeting agenda for August 13, 2010. Ms. Ciarlarliello seconded the motion.
Discussion: None. Motion carried: 8 - 0.

Darrell L. Heckman, J.D., Public Member arrived at 9:26 a.m.

Agenda item #3: BOARD OFFICER AND STAFF REPORT

Agenda item 3.1: President's Report

None.

Agenda item 3.2: Executive Director's Report (Exhibit C collective)

Before beginning his report, Mr. Logsdon reported that he included several additional handouts for discussion:

1. Expenditures and disbursement report for FY 2010 and FY2011.
2. AARC 2015 and Beyond conference attendance list and AARC surveys to:
 - a. Deans of Colleges of Health Sciences
 - b. Deans of Health Sciences without RT Programs
 - c. Deans of Health Sciences with RT Programs
 - d. Respiratory Therapy Department Directors
 - e. Respiratory Therapy Program Directors

3. 2010/2011 Strategic Plan Update

Mr. Logsdon gave a verbal overview of his written report. The following was covered:

1. FY 2010 year end financial report. Mr. Logsdon reported that the year ended well and that the Board finished the year within the budget allocation.
2. FY 2011 financial report. Mr. Logsdon reported that the year had only just began and disbursements to date were unremarkable. He did present the challenges facing the state, in general, and discussed the impact upon the Board.
3. FY 2012/2013 budgeting. Mr. Logsdon reported that the new biennial budget was due on November 1, 2010. He stated that the Board is currently advised to budget at 100% of the FY 2011 allocation level. He advised the Board that circumstances could change as the State gets a better forecast of the economic conditions in FY 2012/2013. In addition, Mr. Logsdon reported that the outcome of the November elections could also affect the Board's next budget. Mr. Logsdon gave a brief overview of the priorities he would fund in the next budget.
4. Mr. Logsdon reviewed the financial disbursement activities for FY 2010 and FY 2011 as of 8/4/2010. He also reported on the Board's revenue collection for FY 2010 and 2011.
5. Next, Mr. Logsdon reported on the biennial renewal cycle that ended on June 30, 2010. Mr. Logsdon reported that 6540 respiratory care professionals renewed online, 386 respiratory care professionals renewed by paper application, 111 LP1 limited permit renewal applications, 44 L2 limited permits, 523 HME Certificate of Registration renewals, and 102 HME license renewal had been filed as of June 30, 2010. Mr. Logsdon reported that the single most common error made on renewals is continuing education reporting. The Board, he stated, issued 516 incomplete notices. Mr. Logsdon reported that seven respiratory care renewal applications remained incomplete and three HME renewal applications remained incomplete. Mr. Logsdon requested authorization to issue an Opportunity for Hearing Notice to those applicants that would address the application errors.
6. Mr. Logsdon reported on his attendance at the AARC 2015 and Beyond conference July 12, 2010 through July 14, 2010.
7. Last, Mr. Logsdon provided an update on the 2010/2011 strategic plan and progress toward meeting the objectives addressed in the plan.

Discussion: Mr. Marx noted that the staff was able to complete the workload, even though the office was one staff person short. Mr. Marx inquired if it was necessary to staff the office at the current level. Mr. Logsdon stated that office staff worked as a team to pick up more duties and responsibilities required to cover for the staff person on leave. Mr. Logsdon stated that staff, including him, did so by setting aside projects, prioritizing work, and by working extra hours. In addition, he stated, he hired a temporary staff person on May 1st, during the peak of the renewal to help working staff meet daily objectives. Mr. Logsdon justified current staffing levels, suggesting that staff is working at the upper level of capacity. Dr. Cohn questions the revenue collection. Mr. Logsdon stated that the assumptions used for FY 2010 and 2011 appear to be wrong. Mr. Logsdon stated that licensing, particularly renewals, have exceeded expectations. Mr. Marx asked if the Executive Director expected a surplus in FY 2011. Mr. Logsdon responded that he did expect a surplus. Mr. Marx asked if fees should be reevaluated. Mr. Logsdon stated that he will be evaluating the revenue projections during the budget process. Ms. Adams recommended that the Board be very careful about adjusting fee based upon a potential "blip" in the revenue. Mr. Logsdon agreed that the Board should proceed cautiously with fee changes.

Agenda item 2.2: Approval of previous Board Meeting Minutes (Exhibit D)

Mr. Mays asked the membership if they had the opportunity to review the June 8, 2010 minutes. All answered affirmatively. Ms. Ciarlariello addressed non-substantive errors on page 8 and page 11. Ms. Kester also addressed non-substantive errors on page 9. Mr. Logsdon informed the Board the errors would be corrected before posting as complete.

Motion #2: Ms. Ciarlariello moved to approve the meeting minutes from June 8, 2010 with the noted corrections on page 8, 9, and 11. Ms. Kester seconded the motion. Discussion: None. The question was called. Motion carried: 9-0.

Agenda item 3.3: Assistant Attorney General's Report

None provided.

HME Manager's Report (Exhibit E collective)

Ms. Tatum issued a written report. Ms. Tatum was not in attendance at the meeting, but Mr. Logsdon made himself available to review the report and address any questions concerning the HME Manager's report. Mr. Logsdon reported:

1. That the HME program issued 7 new HME licenses, 50 new HME Certificate of Registrations.
2. The HME Manager reports having 4 pending applications.
3. The FY 2011 inspection schedule has been developed and assignments are being sent out to the contract inspectors.
4. On July 13, 2010, the HME Manager held a training day with contract inspectors. All five inspectors attended: Mark Kemerer, Tim Pontius, Kris Ravotti, Steve DeGenaro, and Jamie Blair. The meeting was an all day conference that reviewed ethics requirements, contract provisions, HME inspection standards, report writing, and invoicing. The group identified several needed revisions in the inspector guidance manual. Ms. Tatum reports that the guidance has been updated. The group also discussed rating definitions to improve consistency. Mr. Logsdon stated that he is working with Mr. Marx to come up with a better methodology and will have Ms. Tatum present the draft solutions at the next HME Committee meeting.
5. The renewal cycle is now complete and was a great success. Mr. Logsdon reported that Ms. Tatum mailed two reminders during the cycle, but in the end, it seemed to come together.
6. FY 2011 revenue

Discussion: Ms. Marx commented that Ms. Tatum did a great job on the training day preparation.

Motion #3: Mr. Walz moved to approve the Executive Director's report. Dr. Cohn seconded the motion. Discussion: None. Motion carried: 9 - 0.

Motion #4: Mr. Walz moved to approve the HME Manger's report. Ms. Kester seconded the motion. Discussion: None. Motion carried: 9 - 0.

Motion #5: Ms. Adams moved to approve the issuance of Opportunity for Hearing Notices to renewal applicants that have filed incomplete renewal applications and that the notices be attached to the minutes as exhibits. Ms. Kester seconded the motion. Discussion: None. Motion carried: 9 - 0. (Exhibit F collective)

Agenda item #4: PROBABLE REVIEW COMMITTEE REPORT

Motion #6: Mr. Marx moved to enter Executive Session for the purpose of discussing proposed disciplinary action against licensees, which is pending or imminent court action under R.C. 121.22(G)(3) and involves matters that are required to be kept confidential under R.C. 149.43(A)(2) and R.C. 4761.031 and 4752.08 (B). Mr. Walz seconded the motion. Discussion: None. Roll Call vote:

Darrell L. Heckman - Yes Carol Gilligan - Yes

Marc Mays -	Yes	Esther Lucile Kester -	Yes
Anita Adams -	Yes	Kenneth Walz -	Yes
Susan Ciarlariello -	Yes	Robert Cohn, M.D. -	Yes
Joel Marx -	Yes		

Motion carried.

The board entered executive session at 10:03 a.m. and returned to regular, public session at 10:52 a.m. All nine Board Members, Mr. Isom, Ms. Tertel and Mr. Logsdon were present during Executive Session.

**Names and identifying information was redacted from discussion and proposed notices and consent agreements during the course of executive session deliberation. Matters were referred to only by case number. Identifying information was added during the writing of the minutes based upon the correlating case number.*

Agenda item 4.1: Approval of Opportunity for Hearing Notices (Exhibit G - J)

Motion #7: Mr. Walz moved to issue an opportunity for hearing notice as presented to the Board in the matters of:

RCB Opportunity for Hearing Notices

<u>Case no./Respondent</u>	<u>Allegation</u>	<u>ORC Code</u>
1. 2010ORCB032 (Daniel K. Sell RCP.6585)	Standard of Care violation	ORC 4761.09 (A)(2) &(5)
2. 2010ORCB041 (Shana L. Slaughter RCP.7387)	Felony	ORC 4761.09 (A)(1)
3. 2010ORCB042 (John E. Lease - License not issued)	Concealment of Facts	ORC 4761.09 (A)(4)

HME Opportunity for Hearing Notices

<u>Case no./Respondent</u>	<u>Allegation</u>	<u>ORC Code</u>
1. 2010HME024 (MSC Group, Inc. HMEL.11422)	Unlicensed Practice	ORC 4752.09 (A)(2)

Ms. Gilligan seconded the motion. Discussion: None. Motion carried: 6 – yes, 3 – abstained (Mr. Mays, Dr. Cohn, Ms. Gilligan).

Agenda item 4.3: Closed Investigations

Motion #8: Mr. Walz moved to close the following probation cases as compliance met and others as unfounded/nonjurisdictional:

1. 2007ORCB072
2. 2009ORCB053
3. 2010ORCB019
4. 2010ORCB031
5. 2010ORCB039
6. 2010ORCB040
7. 2010ORCB044
8. 2010ORCB045

9. 2010ORCB046
10. 2010ORCB047
11. 2010ORCB048
12. 2010ORCB049
13. 2010HME020
14. 2010HME022
15. 2011HME002

Mr. Marx seconded the motion. Discussion: None. Motion carried: 6 – yes, 3 – abstained (Mr. Mays, Dr. Cohn, Ms. Gilligan).

Motion #9: Dr. Cohn moved to not rescind the Opportunity for Hearing Notice in the matter of 2008ORCB031.

No second. Discussion: Mr. Heckman stated that the motion is not clear. He stated that the motion should logically be to rescind the notice. Dr. Cohn agreed and offered a friendly amendment to the motion.

Amendment: motion to rescind the Opportunity for Hearing Notice in the matter of 2008ORCB031. Mr. Heckman seconded the motion. Motion failed: 2 - Yes, 5 - No, 2 - abstained.

Agenda item #5: NEW BUSINESS

Agenda item 5.1: Discussion on amending OAC 4761-5-01

Mr. Mays opened the meeting for comment on a proposed action of the Board to amend OAC 4761-5-01 to require the passage of the RRT examination as the minimum examination required for licensure in Ohio. The following is a list of persons who chose to speak and a summary of their comments:

Doug Orens - Mr. Orens stated that the issue has been discussed for years and that he applauds the Board for being at the forefront of the discussion. Mr. Orens stated that the proposal would improve the quality of the profession and that he supports the proposal.

Liz Murvine - Ms. Murvine agreed with Mr. Oren's comments.

Robert Slabodnick - Mr. Slabodnick stated that he would like to express his gratitude to the Board for making a bold proposal and leading the way in country. Mr. Slabodnick stated that the Board must make this move to lead the recognition of respiratory therapy as a genuine profession. He stated that he supports the proposal.

Herb Douce - Mr. Douce stated that he was representing the faculty of the Ohio State University's Respiratory Care Program. Mr. Douce stated that he supports the proposal and reminded the Board that a recent survey conducted by the Board of Ohio Respiratory Care Managers found that 79% stated that the RRT credential met their current needs and that 40% actually require the RRT credential. Mr. Douce stated that the Board's proposal would close the gap. Mr. Douce stated that he fully supports to proposal and encouraged the Board to not wait until the nation implements such a change. Also, Mr. Douce suggested that the Board require the RRT examination for renewal of existing licenses. Last, Mr. Douce stated that the Ohio State University plans to seek amendments to the law to propose a practitioner level program in respiratory therapy. Mr. Douce stated that perhaps it might be opportune to change the law requiring a CRT credential for a limited permit.

Nancy Colletti - Ms. Colletti stated that she also supports the proposal. Ms. Colletti requested clarification on whether the Board was proposing the passage of the RRT written examination or obtaining an RRT credential. Mr. Mays asked what her recommendation would be and Ms. Colletti recommended obtaining the RRT credential as the basis for licensure.

Ruth Ann O'Brien - no comment

Cynthia Beckett - Ms. Beckett stated that she supports the proposal, but voiced concern over the implementation. She stated that the Board should be clear on how long a graduate had to complete the RRT examination. Ms. Beckett asked about the scenario where a person could not pass the RRT examination. Could they fall back on the CRT credential with a limited scope of practice? Ms. Ciarlariello stated that Board could change OAC 4761-5-01 to require the RRT examination for licensure. Ms. Ciarlariello stated that the current law only provides one-year post graduation to complete all examination requirement. Ms. Ciarlariello also expressed some concern over the problem. Ms. Beckett stated that a year should be long enough.

Tish Hatfield - Ms. Hatfield stated that Ms. Beckett brought up some good points and recommended that the Board wait to implement such a change until the NBRC has an opportunity to combine the CRT and RRT written examinations. Ms. Hatfield stated that the Board would eliminate all the concern and confusion. Ms. Hatfield also recommended eliminating the limited permit for students.

Sue Donahue - Ms. Donahue stated that she supports the concept of obtaining the RRT credential to obtain a license. Ms. Donahue stated that she did have a concern about new graduates and how soon the RRT examination could be taken. Ms. Donahue asked the Board to review the history of the proposal. Ms. Donahue also stated her hope that the long-term positives from implementing this change would be greater assistance for two-year colleges to access four-year colleges to obtain a Bachelor's degree.

Catherine Kenny - Ms. Kenny would like to know what the effect on employers would be. Ms. Kenny stated that she would like see grandfathering of current licensees. Mr. Mays stated that persons currently licensed would remain licensed. Ms. Kenny stated that the Board needs to determine how the proposal would affect Certified Respiratory Care Practitioners. Ms. Ciarlariello stated that the Board has some experience with the grandfathering issue.

Michelle Gaffney - Ms. Gaffney voiced support for the proposal.

Creed Peters - Mr. Peters voiced support for the proposal.

Mary Skowronski - Ms. Skowronski stated that she supports the proposal, but believes the concern about students and the length of time needed to pass the examination is a responsibility of the graduate.

Debbie Haslar - Ms. Haslar stated that she supports the written RRT examination as the entry-level licensure examination. Ms. Haslar stated that the profession should be more similar to the nursing credential.

Ray Sibberson - Mr. Sibberson stated that he supports having the RRT credential as the basis for licensure.

Dave Lucas - Mr. Lucas voiced his support of the proposal, stating that the Board is only trying to raise the bar.

Mary Zavernick - Ms. Zavernick voice support, but also concern over those that could not pass the examination within one of graduation.

Mr. Slabodnick added that the graduate, on average, will complete the RRT examination within the first year after graduation. Graduates that wait longer will have greater difficulty passing the examination, he stated.

Ms. Beckett added that the employers have some accountability in this issue. Employers have bi-level pay scales that do not require graduates to become registered.

Mr. Sibberson added that the education program report the three-year pass rate for the registry examination to CoARC. He stated that 20% of the graduates do not complete the exam in the three year period after graduation.

Mr. Douce added that the reason 20% of graduates do not take the RRT examination is because it is not required.

Mr. Heckman stated that the law profession has one examination and there are no learner permits. Mr. Heckman stated that the discussion was very helpful.

Mr. Logsdon stated that the majority of those attending are educators. Mr. Logsdon suggested that the perspective might be different from employers. Mr. Logsdon addressed the question about the Board's motivation for the proposal being discussed. Mr. Logsdon stated that the new outcome standards being implemented by Co ARC are understandable, because programs cannot be held to RRT outcome measures that are beyond the control of the program. On the other hand, Mr. Logsdon continued, the failure to have a measure that holds programs accountable to the educational level for which they purport to prepare students is not acceptable. Mr. Logsdon stated that the concept of moving toward the RRT examination as the minimum entry level for license began approximately one year ago. Mr. Logsdon stated that the underlying discussions he was hearing at the AARC 2015 conference clearly seemed to point to a single exam expectation for graduate therapists. Mr. Logsdon stated that he has counseled the Board to be deliberative in this process.

Mr. Mays closed discussion on the matter. Mr. Mays then asked for discussion among the members of the Board on the proposal.

Ms. Ciarlariello state that the current rule states that the Board recognizes either the CRT or RRT examination as meeting the requirements for licensure. Ms. Ciarlariello stated that the OAC rule 4761-5-01 could be amended to remove the CRT examination. Mr. Walz stated that the law speaks to an examination. Mr. Logsdon reminded the Board that the rule only amplifies the law. Mr. Walz noted that the statute states examination requirements for licensure, not credential. Ms. Colletti then stated that the Board should then look at the RRT written examination or the Clinical Simulation examination. Ms. Ciarlariello reminded attendees that the Board is held to the specifics provided in law and the limitations of the limited permit holders would likely need to be amended to address the one-year post graduation limitation on the permit. Mr. Mays expressed his opinion that the limited permit issue was a side issue. Mr. Mays asked Ms. Ciarlariello if she was suggesting graduates need more than one year to pass the examination. Mr. Logsdon stated that the Ms. Ciarlariello is pointing out that the NBRC will continue to require the CRT examination to become eligible for the RRT examination. Mr. Mays stated that one year should be sufficient.

Mr. Heckman asked what percentage of licensees are CRT only. Mr. Logsdon stated that he would need to research the issue.

Ms. Ciarlariello inquired about the state examined persons who are licensed in Ohio. Ms. Ciarlariello asked if the state could give a RRT equivalent examination to these persons. Mr. Mays stated that he believes licensed persons would be grandfathered. Mr. Logsdon stated that persons are licensed and the Board cannot take a persons license away without grounds. Ms. Gilligan agrees with the grandfathering concept to move the issue forward. Ms. Ciarlariello stated that protocol based care should be performed RRT credentialed therapists. Ms. Ciarlariello stated that implementation of protocol language would seem to reduce healthcare costs by improving efficiency and utilization of healthcare resources.

Mr. Mays asked Mr. Logsdon to prepare some draft rules for the next meeting as a starting point for further discussion. Mr. Marx stated that he feels the Board would be moving to fast on an important issue. Ms. Gilligan suggested sending a survey to employers. Ms. Kester stated that a draft rule would only help the committee with a starting point.

The board took a break from 11:50 a.m. to 11:57 a.m.

Agenda item 5.2: Investigation Policy Manual Updates

Mr. Logsdon informed the Board that he recently obtained a few recommendations from the Board's legal counsel and that he would like to review the drafts to incorporate the additional changes. Mr. Mays then directed that the agenda item be tabled until the next meeting.

Agenda item 5.3: HIPDB Conference

Mr. Logsdon presented a conference being sponsored by the Health Integrity Protection Database. Mr. Logsdon stated that he was considering sending a staff person to the conference. Mr. Marx inquired if the agency had the budget for the travel. Mr. Logsdon stated that the conference was free and the costs would be for lodging, transportation and meals. Mr. Logsdon stated that it was also within the Board's budget.

Motion #10: Mr. Walz moved to authorize the Executive Director to send a person to the HIPDB conference. Ms. Adams seconded the motion. Motion carried: 9 - 0.

Agenda item 5.4: FY 2010 Annual Report Goals and Content Discussion

Mr. Logsdon stated that staff would be drafting the Board's annual report. He stated that much of the report is a summary of the prior year's activities, but one part of the report addresses the recommendations to the Ohio General Assembly on the improvement of the practice of respiratory care. Mr. Logsdon recommended that the Board address the proposal to seek statutory language to address protocols and the Board's current move toward the RRT examination for licensure. Mr. Mays agreed with the recommendations. There were no other comments on the respiratory care licensing program.

Mr. Logsdon asked HME Members to give him some guidance on HME objectives for FY 2011. Mr. Logsdon reminded the members of gaps in the Board's authority to address certificate of registration holder still remains on the Board's radar. Ms. Gilligan asked for trending statistics from staff on the number of issues that are deferred to accrediting organization. Ms. Ciarlariello agreed that statistics would be helpful. Mr. Marx stated that the Board should have greater outreach to the accrediting organizations. Mr. Marx suggested a training session should be held for accrediting organizations. Mr. Marx stated that the Board has a goal to improve relations with accrediting organizations. Mr. Mays agreed.

Agenda item 5.5: Application ratification for licenses and limited permits (Exhibit K)

Motion #11: Mr. Heckman moved to place upon the minutes of the August 13, 2010 meeting, the names of respiratory therapists and limited permit applicants who met the qualifications for their respective authorization, pursuant to Sections 4761.04 and 4761.05 of the Revised Code and associated rules there under, and who were issued a license or limited permit by the Executive Director of the Board on the following dates:

(Limited Permit) June 10, 2010, June 18, 2010, June 24, 2010, June 30, 2010, July 1, 2010, July 2, 2010, July 8, 2010, July 9, 2010, July 15, 2010, July 16, 2010, July 22, 2010, July 23, 2010, and August 5, 2010.

(RCP) June 10, 2010, June 18, 2010, June 24, 2010, June 30, 2010, July 1, 2010, July 2, 2010, July 8, 2010, July 9, 2010, July 16, 2010, July 22, 2010, and August 5, 2010.

Ms. Kester seconded the motion. Discussion: None. Motion carried: 9 - 0.

Agenda item 5.6: Application ratification for HME Certificates of Registration and Licenses (Exhibit L)

Motion #12: Mr. Marx moved to ratify HME licenses and certificates of registration issued on the following dates:

HMEL

June 7, 2010, June 18, 2010, June 24, 2010, and June 30, 2010.

HMER

June 7, 2010, June 14, 2010, June 18, 2010, June 23, 2010, June 25, 2010, June 28, 2010, June 30, 2010, July 1, 2010, July 9, 2010, July 16, 2010, and July 20, 2010. Ms. Gilligan seconded the motion. Discussion: None. Motion carried 9 - 0.

Agenda item #6: OLD BUSINESS

Agenda item 6.1: Response to CoARC Notice on Amended Program Outcomes (Exhibit M)

Motion #13: Mr. Heckman moved to approve the draft CoARC letter. Ms. Kester seconded the motion. Discussion: None.
Motion carried: 9 - 0.

Agenda item #7: OPEN FORUM

None.

Agenda item #8: FOR THE GOOD OF THE BOARD

Ms. Kester reported that she is working on some language to have protocols addressed in the respiratory care law. She stated that her employer seems to have some interest in the issue and may help lobby specific language. Ms. Kester provided the members with a copy of her draft. The members discussed the draft and provided Ms. Kester with recommendations on improving the language. Dr. Cohn recommended removing terms like, "associated aspects of other system functions," because it was too broad.

Mr. Heckman announced that he would be retiring from the Ohio Respiratory Care Board effective September 30, 2010.

Agenda item #9: ADJOURNMENT

Hearing no further matters, Mr. Mays adjourned the business meeting at 1:00 p.m.

Secretary's Certification: These are a true account of the proceedings in accordance with Section 121.11 of the Ohio Revised Code, approved by a majority of a quorum of the membership of the Board on October 13, 2010.

Secretary

Witness