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BOARD OF RESPIRATORY CARE PUBLIC SESSION MINUTES

SOMERSET CONFERENCE ROOM

6th Floor

March 2, 2010

FINAL

The March meeting of the New Jersey State Board of Respiratory Care was convened in accordance with its notice to the Secretary of State, the Bergen Record, the Trenton Times, the Courier Post and the Star-Ledger and was conducted in accordance with the provisions of the Open Public Meetings Act.

Chairman, Capek convened the meeting at 10:00 a.m. A roll call was taken and the following attendance was recorded for these minutes.

In attendance: Kenneth Capek Philip Freeman (Arrived late)
Michael G. Brown Christopher Lange

Absent: Robert Malovany, M.D.
James Brophy
Janet Castronovo
Dorcas K. O'Neal, Executive Director

Also in attendance: Toby Palan, Deputy Attorney General and Bernadette Augustus, staff.

Public attendance: Joseph Goss.

I. APPROVAL OF MINUTES

The Board reviewed the Public Session Minutes of January 5, 2010. On a motion by Christopher Lange, seconded by Michael G. Brown, the Board approved the Public Session Minutes as submitted subject to ratification.

Approval of the Public Minutes was taken in Committee. On a motion by Michael G. Brown, seconded by Phillip Freeman, the Minutes were ratified.

II. OLD BUSINESS

None.

III. NEW BUSINESS

- a. **I/M/O MELINDA DICIURCIO** - The Board reviewed a fax from Ms. Diciurcio stating that she acquired approximately half the necessary credits and is inquiring as to what to expect this March, if she did not meet the requirements for CEU's. On a motion by Michael G. Brown, seconded by Christopher Lange, the Board determined that each matter is reviewed case by case and according to our rules respiratory therapists must acquire 30 CEU's by March 31, 2010, if not met she could be subject to a monetary penalty and discipline. The Board will also inform Ms. Diciurcio, that if she going through financial hardship, to request an extension of time.
- b. **I/M/O EDDIE L. WILLIAMS** - The Board reviewed a letter from Mr. Williams stating that he hoped to renew his license even though he has not completed the required CEU's for renewal and that he will not be employed in respiratory therapy. On a motion by Christopher Lange, seconded by Michael G. Brown, the Board determined that a copy of the Board of Respiratory Care rules and regulation, N.J.A.C. 13:44F-10.1, Continuing Education, be sent to Respondent and also advise him that he has the option put his license into inactive status.
- c. **I/M/O KEVIN FARLEY** - The Board reviewed fax from Mr. Farley, inquiring as to what he can he do to satisfy the Board, concerning 3 CEU's he completed before April 1, 2008, for which he cannot locate the certificates. On a motion by Christopher Lange, seconded by Michael G. Brown, the Board determined that Mr. Farley must have proof of the 15 CEU's for the period ending 2008.
- d. The Board reviewed a fax from Denise Mc Ginly, inquiring as to whether the respiratory scope of practice covers a respiratory therapist with intubation of the neonate. On a motion by Michael G. Brown, seconded by Christopher Lange, the Board determined that intubation is in the scope of practice of a respiratory therapist but must also be in accordance with hospital policy.
- e. The Board reviewed Respiratory Care Total Revenues for January 2010, as informational.
- f. The Board reviewed Respiratory Care FY20100 Budget Report (1st Half), as informational.

IV. INFORMATIONAL/FYI

None.

V. LEGISLATION/REGULATIONS

None.

VI. OTHER BUSINESS

None.

VIII. PUBLIC COMMENTS

None.

There being no other business to come before the Board in Public Session, on a motion by Michael G. Brown, seconded by Christopher Lange, the meeting was adjourned and the Board moved into Executive Session for the purpose of receiving counsel, to review six items of old business and seven item of new business.

The Board reconvened in Public Session. The following disciplinary action was taken in Executive Session.

DISCIPLINARY ACTION TAKEN.

- a. I/M/O MARK MANKEY - Filed Consent Order dated, January 28, 2010. On about April 7, 2009, Respondent reported to work at Ocean Medical Center, Brick, New Jersey and tested positive for alcohol. Mr. Mankey is hereby Reprimanded by the Board for engaging in conduct that relates adversely to the practice of respiratory care.
- b. I/M/O BONNIE STEVENS - Filed Consent Order, dated February 16, 2010. This matter was opened to the New Jersey State Board of Respiratory Care (Board) upon receipt of information directly from Respondent, Bonnie L. Stevens, and from her employer, Morristown Memorial Hospital, that on October 8, 2010, Respondent reported to work and was unable to fulfill her job responsibilities as she was impaired by the use of controlled substances.

Respondent, Bonnie L. Stevens' license to practice respiratory care in the State of New Jersey is surrendered and she shall cease and desist from the practice of respiratory Care immediately.

IX. ADJOURNMENT

The Next scheduled meeting is April 6, 2010. There being no other business to come before the Board, on a motion by Christopher Lange, seconded by Michael G. Brown, the Board adjourned the meeting at 12.00 p.m.

Respectfully submitted,

Dorcas K. O'Neal
Executive Director

