

Board Meeting Minutes  
October 16, 2009

The Alabama State Board of Respiratory Therapy met on Friday, October 16, 2009, at 10:00 a.m. at the Board office in Montgomery, Alabama for the purpose of conducting Board Business. Those present were as follows: Fred Hill, Chairman; Linda Moore, Vice-Chair; and Vernon Johnson, Member. Also present were Paula Scout McCaleb, Executive Director; Bettie Carmack, Assistant Attorney General; Dr. Greg Skipper and Dr. Robert Thornhill of the Wellness Program; and Jessica Burdette, Licensing Agent.

The meeting was called to order at approximately 10:12 a.m., with a quorum present.

The meeting was advertised on the Board web site as well as the Secretary of State's web site in accordance with the Open Meetings Act.

A motion was made by Vernon Johnson to approve the minutes for July 17, 2009, as amended. The amendment to read as follows: in the first paragraph of the July 17, 2009, Minutes, change the phrase "for the purpose of conduction..." to now correctly read "for the purpose of conducting...". The motion was seconded by Linda Moore and passed unanimously.

Linda Moore nominated Fred Hill as Chairman of the Board. Vernon Johnson seconded the nomination. The motion passed unanimously.

Vernon Johnson nominated Linda More as Vice-Chair of the Board. Vernon Johnson seconded the nomination. The motion passed unanimously.

A motion was made by Linda Moore to discontinue the Wellness Program Contract expiring on October 31, 2009. The motion was seconded by Vernon Johnson and passed unanimously.

A motion was made by Vernon Johnson for Paula Scout McCaleb, Linda Moore and Bettie Carmack to produce and distribute consent orders to licensees currently enrolled in drug monitoring programs through the Wellness Program. The motion was seconded by Linda Moore and passed unanimously.

A motion was made by Linda Moore to approve out of state travel for the Board, its Staff and Legal Counsel to the Federation of Associations of Regulatory Boards 2010 conference. The motion was seconded by Vernon Johnson and passed unanimously.

A motion was made by Vernon Johnson that the Board enter into Executive Session to consider the general reputation and character, physical condition, professional competence, and mental

health of licensee “S.W.”, in accordance with Section VII (1) of the Open Meetings Act. The motion was seconded by Linda Moore. Voting “Aye” were Vernon Johnson, Linda Moore, and Fred Hill. Voting “Nay” were none. The motion passed and the Chairman announced that the Board would continue in Executive Session for approximately thirty (30) minutes. The time being 11:15 a.m.

A motion was made by Vernon Johnson for the Board to come out of Executive Session. The motion was seconded by Linda Moore. Voting “Aye” were Vernon Johnson, Linda Moore and Fred Hill. Voting “Nay” were none. The motion passed and the time being approximately 11:32 a.m.

A motion was made by Vernon Johnson for the Board to issue an emergency suspension of Stephen Arnold Wilson’s License for a period not exceeding ninety (90) days, pending request of hearing or revocation. Stephen Wilson will have thirty (30) days to request a hearing. The motion was seconded by Linda Moore. Voting “Aye” were Fred Hill, Vernon Johnson, and Linda Moore. Voting “Nay” were none. The motion passed.

A motion was made by Linda Moore to revise the current application to reflect the amendments made under the disclosure section and include additional criminal history questions. The motion was seconded by Vernon Johnson and passed unanimously.

A motion was made by Vernon Johnson to accept the proposed amendments to Rule and Regulation 798-X-7-.06 item number 3 to now state as follows: “ Has been convicted of, or has entered a plea of no contest, nolo contendere, nolo contender, or has entered a plea of guilt, regardless of court disposition (including adjudication withheld), to a charged criminal act involving moral turpitude or of gross immorality that would tend to bring reproach upon the respiratory therapy profession.” The motion was seconded by Linda Moore and passed unanimously.

A motion was made by Linda More for the Board to form a committee comprised of Fred Hill, Paula Scout McCaleb, and Bettie Carmack to seek remedies to constraints placed on the Board by Alabama Law 34-27B-6. The motion was seconded by Vernon Johnson and passed unanimously.

A motion was made by Vernon Johnson to adopt the proposed 2010 Board Meeting Calendar as follows: January 15<sup>th</sup>, April 16<sup>th</sup>, July 16<sup>th</sup>, and October 15<sup>th</sup>. The motion was seconded by Linda Moore and passed unanimously.

A motion was made by Linda Moore to accept the lowest qualified bid from Leadership Alliance, L.L.C. for contract administrative services. The motion was seconded by Vernon Johnson and passed unanimously.

A motion was made by Linda Moore to adjourn the Board Meeting. The motion was seconded by Vernon Johnson and passed unanimously. There being no further Board business, the Board adjourned, the time being approximately 12:32 p.m. The Chairman announced that the next meeting would be held January 15, 2010 in the Montgomery Board Office.

Respectfully Submitted,

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Fred Hill, Chairman

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Linda Moore, Vice-Chair

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Paula Scout McCaleb, Executive Director

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Jessica Burdette, Licensing Agent serving as Recording Secretary.