

## MINUTES

### Board Meeting Minutes

April 17, 2009

The Alabama State Board of Respiratory Therapy met on Friday, April 17, 2009, at 10:10 a.m. in Montgomery, Alabama for the purpose of conducting Board business. Those present were as follows: Fred Hill, Chairman; Linda Moore, Vice-Chair; Vernon Johnson, Member, and Ron Stansell, 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. Due to a family emergency, Dr. Bill Saliski was not present.

The meeting was called to order at approximately 10:08 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 from January 16, 2009, as presented. The motion was seconded by Linda Moore and passed unanimously.

A motion was made by Ron Stansell that in order to protect Board staff, complaints made against the Board and staff from applicants and licensees regarding processing and service errors shall be included in the Executive Director's Report. The motion was seconded by Linda Moore and passed unanimously.

At approximately 11:25 a.m., the Chair announced that the Board would take a brief recess, and that the Board would reconvene in approximately ten (10) minutes.

At approximately 11:31 a.m. the Board reconvened into Open Session.

A motion was made by Vernon Johnson to approve the Request For Proposal for Administrative Services as presented. The motion was seconded by Linda Moore and passed unanimously.

A motion was made by Ron Stansell to accept changes made to Chapter 798-X-3-.13 of the Rules and Regulations to now read as follows:

(2) After the first three full fiscal years from May 17, 2004 and every three years, thereafter, if a surplus of funds exists which is greater than two year's operating expense, which is the prior two year's annual budgets, the funds shall be distributed to the general fund. (Pursuant to Section 34-27B-6, et seq., Code of Alabama (1975)).

The motion was seconded by Linda Moore and passed unanimously.

A motion was made by Vernon Johnson to entertain a deadline of April 30, 2009 for determining up to two Board members to attend the Citizen Advocacy Center Conference in San Francisco, California on June 16 through June 18 2009. The motion was seconded by Linda Moore and passed unanimously.

A motion was made by Ron Stansell to accept the consent order of Lou Ann Whitaker to suspend her Respiratory Therapy License for 30 days of employment beginning May 1, 2009 and ending May 30, 2009. Ms. Whitaker may resume working on May 31, 2009. The motion was seconded by Linda Moore and passed unanimously.

A motion was made by Vernon Johnson to accept the settlement agreement of Christopher Hinson. The motion was seconded by Linda Moore and passed unanimously.

A motion was made by Vernon Johnson for the Board to go into Executive Session to consider the general reputation and character, physical condition, professional competence, and mental health of Applicant "A" in accordance with Section VII(1) of the Open Meetings Act. The motion was seconded by Linda Moore. Voting "Aye" were Ron Stansell, Fred Hill, Linda Moore, and Vernon Johnson. Voting "nay" were none. The chair announced that the Board would be in executive session for approximately ten (10) minutes.

A motion was made by Ron Stansell for the Board to come out of Executive Session. The motion was seconded by Linda Moore. Voting "Aye" were Ron Stansell, Fred Hill, Linda Moore and Vernon Johnson. Voting "Nay" were none. The time being approximately 11:52 a.m.

A motion was made by Vernon Johnson for the emergency suspension of Brandy Channell and to notify the licensee of intended action. The motion was seconded by Linda Moore and passed unanimously.

A motion was made by Linda Moore to adjourn the meeting. The motion was seconded by Vernon Johnson and passed unanimously. There being no further Board business, the Board adjourned at approximately 12:25 p.m.; the Chair announced that the next meeting would be held July 17th, 2009 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)