

Meeting Minutes  
IOWA BOARD OF RESPIRATORY CARE  
August 20, 2013  
Lucas State Office Building, 5<sup>th</sup> Floor Conference Room #526  
Des Moines, Iowa  
CONFERENCE CALL

**Call To Order:**

The Meeting was called to order by Mary Tyrrel, RCP at 10:00am

**Roll Call:**

Members Present:

Mary Tyrrel, RCP

Arlene Lee, Public Member

Gene Lilla, RCP

Members Absent:

Lisa Kingery, RCP

Dr. Mahadavia

Staff Present:

Tony Alden, Board Executive

Laura Cathelyn, AAG

Barb Huey, Bureau Chief

Marcia Spangler, Division Director

Karla Hoover, Licensure Specialist

Public Present:

Terry Flatt – Midwest Association for Medical Equipment Services (MAMES)

Julie Weidemann - MAMES

**Approval of Minutes:**

A motion was made by Arlene to approve the meeting minutes of May 21, 2013. A second was received from Mary. All ayes, opposed none, motion carried.

**Public Comment: None**

**Reports:-**

Chair: Mary reported on a federal house bill that would allow respiratory therapists to bill under a physician's supervision. The bill removes the need for a concurrent visit with a physician. One of the requirements for the therapist would be a requirement to have a bachelor's degree.

Board Executive: Tony Alden – Number of paper applications in the past year. 90 New applications. 1548 active licensees at the end of 2012 fiscal year. 1657 active licensees at the end 2013 fiscal year.

Bureau Chief – Barb Huey reported that she is working on fiscal reports by board. The AMANDA system for licensure is scheduled to go live in October.

AAG: Laura Cathelyn – No report

### **Old Business - None**

#### **New Business: Midwest Association for Medical Equipment Services (MAMES)**

Julie Weidemann and Terry Flatt addressed the Board expressing concern over the administrative rules regarding setup and delivery of respiratory care equipment. The Midwest Association for Medical Equipment Services represents medical equipment suppliers in the state of Iowa. There was concern over a portion of the rule that addresses fitting a device to a patient. Julie and Terry expressed concerns that requiring a respiratory therapist to fit a mask would be a financial hardship on companies. Julie and Terry proposed a revision to the rule that would allow unlicensed individuals to fit equipment with documented training. After discussion the Board felt the fitting of respiratory therapy equipment to the patient was the practice of respiratory therapy. The Board felt they lacked the authority to enact proposed language that would set standards for unlicensed personnel to fit with documented training. The Board discussed options and decided to keep the issue as an agenda item for its next meeting.

#### **Administrative Rules:**

Concurrent/Unattended Therapy ARC0681C – After discussion it was determined to let this rule making sunset. The Board is still interested in creating a rule to address the issue of concurrent/unattended therapy. The American Association for Respiratory Care is working on a revision to their white paper on this issue. The consensus of the Board was to create a committee with stakeholder involvement to look into this issue and start the rulemaking process over from the beginning after the committee submits a recommendation to the Board. Julie Weidemann volunteered to serve on the committee. Gene volunteered to continue to work on the committee. Tony will follow up with Lisa to determine if she would be able to continue to serve on the committee.

Continuing Education – clarification of “clinical in nature” - Continuing Education – The Board discussed two options. 1. Changing administrative code 645-262.3(2)a by removing the second and third sentence of the rule, or 2. Making clinical a category and allowing a certain amount of non-clinical per biennium. The consensus of the board was to go with option one. Tony will start the process of determining if a stakeholder group needs to be established and will draft proposed changes for the board to review for possible notice at their next meeting.

Practice Chapter - Scope of practice – The Board reviewed rules and code from other states. The consensus of the Board was to create an ad-hoc committee with representation from external stakeholders to review the practice chapter. Mary volunteered to serve on the committee.

#### **Closed Session:**

A motion was made by Tyrrel to go into closed session at 11:15 am to discuss complaints according to Iowa Code 21.5(1) a d and f. Lee seconded the motion. Roll call taken.

Tyrrel, aye  
Lee, aye  
Lilla, aye  
Motion Carried.

The Board returned to open session at 11:30 and took the following actions

A motion was made by Arlene to approve the combined notice of hearing, settlement agreement, and final order as presented in closed session for Gordon Holden. A second was received by Gene. All ayes, opposed none, motion carried.

A motion was made by Mary to approve the close session minutes for May 21, 2013. Second was received by Gene. All ayes, opposed none, motion carried.

Next board meeting November 19<sup>th</sup>

A motion to adjourn was made by Mary. Second was received by Arlene. All ayes, opposed none. Meeting adjourned at 11:32am

These minutes were approved by the Board on November 19<sup>th</sup>.