

**ADVISORY BOARD ON RESPIRATORY CARE
MINUTES**

February 11, 2004

The Advisory Board on Respiratory Care met on February 11, 2004 at 1:00 p.m. at the Department of Health Professions, 6603 West Broad Street, Richmond, Virginia. Bonnie McQuaid, RCP, Chair, called the meeting to order. A quorum was declared.

MEMBERS PRESENT: Bonnie L. McQuaid, RRT
Brian K. Walsh, RRT
John P. Osborn, MD

MEMBERS ABSENT: Brian P. Wilson, RRT
William F. Egelhoff

STAFF PRESENT: William L. Harp, M.D., Executive Director
Ola Powers, Deputy Executive Director of Licensing
Elaine Yeatts, Senior Regulatory Analyst

GUESTS PRESENT: Tom Malinowski, RRT, Inova Fairfax Hospital
Scott Dralle, RRT, Virginia Society of Respiratory Care

APPROVAL OF MINUTES OF SEPTEMBER 11, 2003

Mr. Walsh moved to approve the minutes dated September 11, 2003. The motion was seconded, discussed and carried.

ADOPTION OF AGENDA

Dr. Osborn moved to adopt the agenda as presented. The motion was seconded, discussed and carried.

PUBLIC COMMENT ON AGENDA ITEMS

There was no public comment.

#1. Chart of Regulatory Action

There was no chart presented at this time.

#2. Review of Draft Proposed Regulations for Professional Ethics

Ms. Yeatts presented the draft regulations regarding standards of professional conduct as developed by the Ad Hoc Committee on Ethics. She explained the process necessary for the Advisory Board to draft regulations for their profession. After a lengthy review Ms. Yeatts stated that she would provide a draft to the Advisory Board at their next meeting on May 19, 2004.

#3. Bylaws Amendments

Ms. Yeatts explained that the bylaws of the Advisory Board on Respiratory Care required changes to conform to law and to be consistent with the other advisory board bylaws. Upon review, Mr. Walsh moved to recommend to the full Board to adopt the amended bylaws. The motion was seconded and carried.

#4. Practice of Respiratory Care by Unlicensed Personnel in Sleep Laboratories

Mr. Walsh informed the Board of his concern that polysomnographers possibly were performing respiratory care functions in sleep labs. The topic was discussed with no immediate resolution. Recommendations were made regarding how to educate licensees regarding unlawful practice such as placing an article in the Board's newsletter and including information on the Advisory Board's website. It was also suggested that unlawful practice should be reported to the Department of Health Professions.

#5. Legislative Report

Ms. Yeatts provided the Advisory Board with current pending legislation and highlighted bills relevant to the practice of respiratory care. She stated that HB870, authorization to administer controlled substances within scope of practice, was withdrawn. She suggested it be rewritten and submitted at the May 2004 meeting for next year. There was no action necessary.

ANNOUNCEMENTS

The next Advisory Board meeting was scheduled for May 19, 2004.

ADJOURNMENT

The meeting of the Advisory Board on Respiratory Care was adjourned.

Bonnie McQuaid, RRT,
Chair

William L. Harp, M.D.
Executive Director

Ola Powers,
Deputy Executive Director, Licensing