

**WV BOARD OF RESPIRATORY CARE
BOARD MEETING MINUTES
APRIL 14, 2026, 11:00AM**

Presiding: Tracy Matthews, President
Present: Rodney Vest (Board Secretary), Christopher Henderson, Barbara Folden, Dr. Rayan Ihle, Eric Rodgers, Katherine Campbell (Assistant Attorney General), Amber Shawver Legg (Staff)
Guests: None
Absent: Franklin Chad Hamon
Recording: Amber Shawver Legg (Staff)

The Board President, Tracy Matthews, called the Board meeting to order at 11:02AM on Tuesday, April 14, 2026.

Proposed Agenda

Rodney Vest moved to approve the agenda. Eric Rodgers seconded the motion. Motion carried.

Board Minutes

Christopher Henderson moved to approve the minutes for the November 12, 2025, Board Meeting. Rodney Vest seconded the motion. Motion carried.

Executive Session

Rodney Vest moved to go into Executive Session at 11:03AM to discuss disciplinary matters, questionable renewal forms, self-reports, notifications from other state Boards, and personnel matters. Barbara Folden seconded the motion. Motion carried.

Discipline, Questionable Renewal Form, Self Report
Personnel – Consideration of Raise for Office Assistant, Nancy Massey

Return to Open Session

Barbara Folden moved to exit Executive Session at 11:29AM. Rodney Vest seconded the motion. Motion carried.

Discipline

25-0214: Rodney Vest moved to find no probable cause and dismiss the complaint. Christopher Henderson seconded the motion. Barbara Folden recused herself from the discussion and the vote. Motion carried.

25-0409: Christopher Henderson moved to proceed with further investigation of this case. Barbara Folden seconded the motion. Eric Rodgers recused himself from the discussion and the vote. Motion carried.

26-0114: Rodney Vest moved to proceed with further investigation and to assign Christopher Henderson as Lead Investigator. Barbara Folden seconded the motion. Motion carried.

26-0217: Barbara Folden moved to dismiss the complaint due to insufficient complainant information. Christopher Henderson seconded the motion. Motion carried.

26-0223: Rodney Vest moved to proceed with further investigation and to assign Tracy Matthews as the Lead Investigator. Eric Rodgers seconded the motion. Motion carried.

26-0224: Christopher Henderson moved to dismiss the complaint due to insufficient complainant information and lack of jurisdiction. Barbara Folden seconded the motion. Motion carried.

26-0331: Rodney Vest moved to proceed with further investigation and to serve as the Lead Investigator. Christopher Henderson seconded the motion. Motion carried.

Questionable Renewal Form: Barbara Folden moved to close the matter. Christopher Henderson seconded the motion. Motion carried.

Self-Report: Eric Rodgers moved to close the matter following the dismissal of any charges. Rodney Vest seconded the motion. Motion carried.

Notification from the State Medical Board of Ohio: Christopher Henderson moved to monitor the Ohio investigation and await final determination. Rodney Vest seconded the motion. Motion carried.

Personnel

Barbara Folden moved to increase Office Assistant Nancy Massey's hourly wage to \$20.00. Christopher Henderson seconded the motion. Motion carried.

New and Old Business

Consideration Next Leadership Meeting

Christopher Henderson moved to schedule the next Respiratory Leadership Meeting for May 13, 2026. Barbara Folden seconded the motion. Motion carried.

Dr. Rayan Ihle joined the meeting at 11:37AM.

Consideration of Spirometry Request

Barbara Folden moved to respond that the Board does not have jurisdiction over the requestor's business. Dr. Rayan Ihle seconded the motion. Motion carried.

Consideration of Scope Clarification Regarding IV Sticks

Dr. Rayan Ihle moved to respond that the IV sticks fall within the scope of practice, provided competency is maintained and employer policies define required competencies. Rodney Vest seconded the motion. Motion carried.

Consideration of Sleep Technologist Questions

Question #1:

Barbara Folden moved to respond that the Board currently does not have jurisdiction over this matter but that the Board is willing to review additional information if provided. Rodney Vest seconded the motion. Motion carried.

Question #2:

Dr. Rayan Ihle moved to have Tracy Matthews to contact the Office of Inspector

General Office of Investigations regarding sleep evaluation concerns. Rodney Vest seconded the motion. Motion carried.

Consideration of Oxygen Concentrators Sold Online

Rodney Vest moved to gather additional information regarding this inquiry. Barbara Folden seconded the motion. Motion carried.

Consideration of Updating Policies & Procedures

Barbara Folden moved to accept the proposed list of policies and procedures for review. Christopher Henderson seconded the motion. Motion carried.

NBRC Exam Update

Following discussion of upcoming changes to the NBRC examination process, Eric Rodgers moved to have Christopher Henderson contact the NBRC to obtain additional details regarding the January 2027 exam implementation and benchmark standards. Rodney Vest seconded. Motion carried.

Legislative Review

Consideration of the Respiratory Care Interstate Compact

The Executive Director provided a legislative update on HB5015, confirming the bill has passed and been signed into law by the Governor. The Executive Director outlined next steps, including implementation requirements and preparatory actions necessary for Compact integration. The Board will continue evaluating guidance and timelines to support a coordinated and compliant transition.

Consideration of Clinical Lab Practitioner Licensure and Certification Rules Change

Rodney Vest provided an update regarding the Clinical Lab Practitioner Licensure and Certification rules change that are anticipated to take effect on July 1, 2026. It was recommended that this item be placed on the agenda for the next Leadership Meeting.

Consideration of Revising and/or Updating Rules

No action taken. The Board will defer revisions pending additional information related to Compact implementation.

Update on Universal Licensing

No applications have been received through the Universal Licensing process to date.

Administrative Review

Licensure Update & Licensee Count

LRCA – 1

LRTC – 533

LRTR – 1,565

STP – 49

Inactive – 88

Total – 2,236

Office Area Health and Safety Inspection

The Safety Committee reported no identified concerns.

Consideration of the P-Card Purchases

Barbara Folden moved to approve the reviewed P-Card expenditures. Rodney Vest seconded the motion. Motion carried.

Budget Revenue Review

Eric Rodgers moved to approve the Budget Revenue documents. Christopher Henderson seconded the motion. Motion carried.

Consideration of Upcoming Conferences & Trainings

The Board discussed future conference and training opportunities.

Schedule Next Board Meeting

The next regular Board meeting will be held on July 21, 2026.

Adjournment

Eric Rodgers moved to adjourn the Board meeting at 12:44PM. Rodney Vest seconded the motion. Motion carried.

Minutes Recorded by:

Amber Shawver Legg
Executive Director