

WV BOARD OF RESPIRATORY CARE
BOARD MEETING MINUTES
March 26, 2025, 11:00AM

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

The Board President called the Board meeting to order at 11:06AM on Wednesday, March 26, 2025.

Board Minutes

Eric Rodgers motioned to approve the minutes for the December 11, 2024, Board meetings. Dr. Rayan Ihle seconded the motion. Motioned carried.

Executive Session – Barbara Folden motioned to go into Executive session at 11:04AM. Christopher Henderson seconded the motion. Motion carried.

Discipline, Reinstatement, & Continuing Education Violations

Exit Executive session – Rodney Vest motioned to exit Executive Session at 11:24AM. Christopher Henderson seconded the motion. Motion carried.

Discipline

Sauls; 23-214, Eric Rodgers recused himself from the discussion. Barbara Folden motioned to close the complaint as the Monitoring Agreement had been fulfilled. Franklin Chad Hamon seconded the motion. Motion carried.

Holbert; 23-523, Barbara Folden motioned to wait for the Administrative Law Judge's final decision for further discussion. Rodney Vest seconded the motion. Motion carried.

23-711, The Board will further investigate the complaint.

24-0509, Rodney Vest motioned to dismiss the case due to lack of probable cause. Christopher Henderson seconded the motion. Motion carried.

23-0214, The Board will wait for licensee's response.

Consideration of Disciplinary Action Regarding a Self-Report, The Board is awaiting final documentation.

Consideration of Reinstatement of a Previous Licensee who has Completed Disciplinary Terms in an Out-of-State Jurisdiction, Rodney Vest motioned to approve reinstatement of the license as the out-of-state disciplinary action has concluded and the license is in good standing. Franklin Chad Hamon seconded the motion. Motion carried.

Continuing Education Violations, Rodney Vest motioned to accept the Continuing Education Violation report as presented and to close the cases. Christopher Henderson seconded the

motion. Motion carried.

Consideration of Scheduling a Respiratory Leadership Meeting

Rodney Vest motioned to consider scheduling a Respiratory Leadership Meeting in July 2025. Dr. Rayan Ihle seconded the motion. Motion carried.

Consideration of STP Status When the Permittee is No Longer Active in a Respiratory Program

Rodney Vest motioned to discuss Series 9: Student Temporary Permit – Amended and make revisions as necessary. Eric Rodgers seconded the motion. Motion carried.

Legislative Review

Series 1: Criteria For Licensure - Update and Consideration of Procedure

Consideration of Series 10: Prior Criminal Convictions in Initial Licensure Determination

Consideration of Series 11: Telehealth Practice; Requirements; Definitions

Rodney Vest made a motion to final file Series 1, Series 10, & Series 11 based on the Governor's signature. Christopher Henderson seconded the motion. Motion carried.

Consideration of the Governor of WV's Executive Orders

An update was made regarding Executive Orders 4-25 & 5-25.

Rodney Vest motioned to respond to Executive Order 1-25 by submitting a report with the surrounding state's fees and requirements as compared to WV's fees and requirements to the Governor's office. Franklin Chad Hamon seconded the motion. Motion carried.

Rodney Vest motioned to respond to Executive Order 6-25 by submitting a report to the Governor's office to include the effective, reviewed, and revised dates of all the Board's rules. Barbara Folden seconded the motion. Motion carried.

Administrative Review

Renewal & Continuing Education Audit Update

242 licenses expired on December 31, 2024. The Board currently has the following number of licensees:

LRCA – 2

LRTC – 480

LRTR – 1502

STP – 39

TRTC – 18

Office staff provided an update on the 2022-2024 Continuing Education Audit. The Board office audited a total of 200 active licensees and has received 195 responses to date.

Christopher Henderson motioned to accept the Continuing Education Audit Report and to send certified letters requesting response to the audit to the 5 licensees who have not responded to the Audit Notification and Request.

Office Area Health and Safety Inspection

The WVBORC Safety Committee reports no safety concerns at this time. Barbara Folden made a motion to accept the safety report. Rodney Vest seconded the motion. Motion carried.

Consideration of the P-Card Purchases

Christopher Henderson made a motion to accept the P-Card purchases. Rodney Vest seconded the motion. The motion carried.

Budget Revenue Review

Rodney Vest motioned to approve the Budget Revenue documents. Barbara Folden seconded the motion. Motion carried.

Consideration of Upcoming Conferences & Trainings

Amber Legg attended the WV Society of Respiratory Care's Winter Conference and presented a booth with Board information.

Rodney Vest motioned to approve Board member's attendance to upcoming events if they are available. Franklin Chad Hamon seconded the motion. Motion carried.

Adjourn

Rodney Vest motioned to adjourn the Board meeting at 12:22PM. Franklin Chad Hamon seconded the motion. Motion Carried.

Recording -



Amber Shawver Legg
Executive Director