



**Government of the District of Columbia  
Department of Health  
Board of Respiratory Care**

**899 NORTH CAPITOL ST. NE – 2<sup>ND</sup> FLR.  
WASHINGTON, DC 20002**

**October 5, 2015**

**9:00 am - 12:00 pm**

**MEETING AGENDA**



OPEN SESSION: Call to Order

OS-1005-01	<b>SENIOR DEPUTY DIRECTOR'S REPORT</b>	
OS-1005-02	<b>EXECUTIVE DIRECTOR'S REPORT</b>	
OS-1005-03	<b>BOARD ATTORNEY'S REPORT</b>	
OS-1005-04	<b>CHAIRPERSON'S REPORT</b>	
OS-1005-05	<b><u>OPEN SESSION MINUTES</u></b> <b>Board Action:</b> To consider the Open Session Minutes of the August 10, 2015 meeting.	
OS-1005-06	<b><u>THERAPIST DRIVEN PROTOCOLS</u></b> <b>Board Action:</b> To discuss this issue again in light of previous Board minutes and a February 2012 letter from the Board to the Washington Hospital Center announcing its stance on this matter.  <b>Background:</b> At the June 8 Board meeting, Board Member Timothy Mahoney, sponsor of the Therapist Driven Protocols initiative, asked staff to look back at past communications taken on this issue. Staff has found an October 7, 2011 Board letter and a February 13, 2012 draft of a Board letter to the Washington Hospital Center (WHC), as well as Board Minutes from the January 9, 2012 Open Session, on this topic.  In addressing this issue, all of these documents are clear that the Board itself does not create or sponsor specific protocol initiatives. Rather, as stated in the January 9, 2012 Minutes, the Board has clarified that it will generally support "all protocols that incorporate and adhere to the DC Municipal Regulations for Respiratory Care Therapists and Joint Commission [on Accreditation of Healthcare Organizations (Joint Commission)] standards. In those Minutes, the Board said that it "will not approve WHC protocols." Instead, it agreed to send WHC a "general statement indicating that the Board has no objection to	



	<p>the use of protocols that have been approved by the appropriate governing body and the hospital medical director as long as they comply with the DC Municipal Regulations, District and Federal Regulations, Joint Commission Standards, and American Association for Respiratory Care (AARC) standards.” Indeed, this very language was included in the October 2011 letter and the February 2012 draft letter (and presumably the final version) sent to WHC’s Pulmonary Services Director Joseph Lynott, MS, RRT.</p>	
--	---	--

**TO BE READ BY THE CHAIRPERSON PRIOR TO THE END OF THE  
PUBLIC SESSION**

This concludes the public open session meeting and pursuant to the DC Official Code 2-575B and for the purposes set forth therein, the Board will now move into the closed executive session portion of the meeting.



**Government of the District of Columbia  
Department of Health  
Board of Respiratory Care**

**899 NORTH CAPITOL ST. NE – 2<sup>ND</sup> FLR.  
WASHINGTON, DC 20002**

**August 10, 2015**

**9:00 am - 12:00 pm**

**OPEN SESSION  
MEETING MINUTES**



ATTENDANCE: June 2015

BOARD MEMBERS:		
	CAROLYN WILLIAMS, CHAIRPERSON	Present
	JEAN WILLIAMS, BOARD MEMBER	Present
	TIMOTHY MAHONEY, BOARD MEMBER	Absent
STAFF:	ROBIN Y. JENKINS, EXECUTIVE DIRECTOR	Absent
	ERIC YEAGER, HEALTH LICENSING SPECIALIST	Present
	REBECCA ODRICK, INVESTIGATOR	Present
	PANRAVEE VONGJAROENRAT, ASSISTANT GENERAL COUNSEL	Present



OPEN SESSION August 2015

OS-0810-01	<b>SENIOR DEPUTY DIRECTOR'S REPORT</b> There was no report.	
OS-0810-02	<b>EXECUTIVE DIRECTOR'S REPORT</b> There was no report.	
OS-0810-03	<b>BOARD ATTORNEY'S REPORT</b> There was no report.	
OS-0810-04	<b>CHAIRPERSON'S REPORT</b> <b><u>Board Action:</u></b> The Board announced that she attended the ethics training for all Allied and Behavioral Health Board Members on July 26, 2015. She also noted that she recently attended the funeral service for Dr. Forrest Byrd, a famous pioneer in the field of Respiratory Care. The Board Chair called Dr. Byrd "the father of modern respiratory care" and said that his innovative inventions have saved countless lives. Finally, the Board Chair noted that both Capitol Hill Hospital and Hadley Hospital were recently purchased by BridgePoint Hospital.	
OS-0810-05	<b><u>OPEN SESSION MINUTES</u></b> <b><u>Board Action:</u></b> The June 8, 2015 Open Session minutes were approved.	
	<b>OPEN SESSION CLOSED AT 9:44 a.m.</b>	

**BOARD OF RESPIRATORY CARE  
MINUTES OF BOARD MEETING**

**Monday, January 9, 2012**

**Health Regulation and Licensing  
Administration  
899 North Capitol Street, NE 2<sup>nd</sup> Floor  
Washington, D.C. 20002**

---

**OPEN SESSION**

**CALL TO ORDER:** A meeting of the District of Columbia Board of Respiratory Care was called to order at 9:24 a.m.

**PRESIDING:** Carolyn Williams, RRT, Chairperson

**MEMBERS PRESENT:** Timothy Mahoney, RRT, Board Member  
Jean Williams, RRT, Board Member

**MEMBER ABSENT:** Andrew Williams, Consumer Member

**QUORUM:** There was quorum at the meeting. There continues to be one (1) vacancy on the Board.

**STAFF PRESENT:** Bonnie Rampersaud, Executive Director  
Fatima Abby, Health Licensing Specialist  
Rebecca Odrick, Investigator  
Dr. Sharon Lewis, Program Manager  
Dr. Feseha Woldu, Senior Deputy Director

**VISITORS:** Gene Colice, MD  
Joseph Lynott, RRT  
Bettye Carnathan, RRT  
Edward Palmer, RRT  
Gail Drescher, RRT

**BOARD COUNSELOR:** Carla Williams, Assistant Attorney General

**SENIOR DEPUTY DIRECTOR'S REPORT:** There was no report from the Senior Deputy Director.

**EXECUTIVE DIRECTOR'S REPORT:** There was no report from the Executive Director.

**BOARD COUNSELOR'S REPORT:** There was no report from the Board Counselor.

**CHAIRPERSON'S REPORT:** Ms. Carolyn Williams, Chairperson, wished everyone a Happy New Year.

MD/DC Society for Respiratory Care will have their Annual Dinner and Installation of the 2012 Board of Directors on January 13, 2012. The event will be held at the Hilton Garden Inn White Marsh in Baltimore, Maryland.

Mr. Timothy Mahoney, Board Member, informed the Board that Georgetown University Hospital will host a Symposium on HIV Transmission. This conference will be held on April 11, 2012.

AARC Political Advocacy Contact Team (PACT) will meet in the DC area March 5-7, 2012. Ms. Carolyn Williams will be attending.

**UNFINISHED BUSINESS:**

None

**NEW BUSINESS:**

**0109-01** Todd Moody - Questions regarding licensure requirement for Apnea Monitor Set-Up

The Board reviewed the questions regarding the apnea monitor set up and conserving device evaluations.

These questions will be also forwarded to the Board of Medicine.

The Board stated that an individual who engages in the performance of any of the functions defined as the practice of respiratory care must be licensed in the District of Columbia as a respiratory therapist. In the meantime, AAG Carla Williams will respond to his email.

The Board will continue to review the questions and gather more information. Once the Board gathers more information, a written response will be provided to Mr. Moody. **Tabled for the next Board meeting.**

**READING OF MINUTES:**

This item was for Board review and approval.

**0109-02** Open Session Minutes from the December 12, 2011 Board meeting.

Ms. Jean Williams, Board Member, made a motion to approve the Open Session minutes from the December 12, 2011 meeting with the correction. Mr. Timothy Mahoney, Board Member, seconded that motion. The motion was passed unanimously.

**THIS CONCLUDES THE OPEN SESSION OF THE MEETING**

**EXECUTIVE SESSION**

**READING OF MINUTES:**

This item was for Board review and approval/ FYI.

**0109-03** Executive Session Minutes from the December 12, 2011 Board meeting.

Mr. Timothy Mahoney, Board Member, made a motion to approve the Executive Session minutes from the December 12, 2011 meeting with the correction. Ms. Jean Williams, Board Member, seconded that motion. The motion was passed unanimously.

**UNFINISHED BUSINESS:**

These items were for Board's review, decision and/or action.

**0109-04** Washington Hospital Center (WHC)-Patient-Driven Protocols

The Board voted to re-invite Joseph Lynott, RRT, Director of Pulmonary Services and the staff at Washington Hospital Center for discussion to their Board meeting.

Mr. Lynott along with Dr. Gene Colice, MD, Ms. Bettye Carnathan, RRT, Mr. Edward Palmer, RRT, and Ms. Gail Drescher, RRT, attended the January Board meeting.

Ms. Carolyn Williams, Chairperson, informed the staff of Washington Hospital Center that the Board supports all protocols that incorporate and adhere to the DC Municipal Regulations for Respiratory Care Therapists and Joint Commission standards.

The Board also addressed some of their questions and concerns to WHC staff.

Dr. Sharon Lewis, Program Manager for the Health Care Division, spoke with the Board after their meeting with the WHC staff.

The Board will not approve WHC protocols. The Board will send a letter with a general statement

**MINUTES—DC Board of Respiratory Care**  
**Board Meeting**  
**January 9, 2012**  
**Page 4**

indicating that the Board has no objection to the use of protocols that have been approved by the appropriate governing body and the hospital medical director as long as they comply with DC Municipal Regulations for Respiratory Care Therapists, District and Federal Regulations, Joint Commission standards and American Association for Respiratory Care (AARC) standards.

**Government of the District of Columbia**  
**Department of Health**



Health Regulation and Licensing Administration  
Board of Respiratory Care

October 7, 2011

Joseph P. Lynott, MS, RRT  
Director, Pulmonary Services  
The Washington Hospital Center  
110 Irving Street, NW  
Washington, DC 20010

Dear Mr. Lynott:

First, let me apologize for the delay in responding to your request for information regarding Washington Hospital Center's *Patient-Driven Protocols* for respiratory care. Please know that the Board of Respiratory Care (The Board) has taken the review of your submitted documents very seriously and examined and researched every aspect of your protocols. Since the Board is not vested with the oversight for facilities, the review of the *Respiratory Therapy Services/Patient Driven Protocols* was conducted in conjunction with the Health Care Facilities Division (HCFD) of the Health Care Regulation and Licensing Administration of the Department of Health.

The Board concurs with HCFD's support and recognition of the evidence based protocols and standards as presented by professional organizations such as, the American Association for Respiratory Care. During their regulatory review of hospitals and other provider types, surveyors conduct interviews, record reviews and observations to determine compliance based on laws that come under the purview of HCFD (Licensure Title 22 DCMR Chapter 20 Hospitals and Federal 42 CFR §482.11 – 482.55 Hospitals). References to compliance with professional standards, as indicated in laws, are also a component of the review including the Joint Commission (TJC) standards, an accrediting organization, for the specific provider type.

The Board then is in support of the Respiratory Therapy Board maintaining its regulatory reference in Title 17 DCMR Chapter 76, item 7609 STANDARDS OF CONDUCT AND ETHICS that requires the Respiratory Therapy practitioner to abide by the most current published nationally accepted guideline/standards. In short, the Board supports all protocols that incorporate and adhere to the DC Municipal Regulations for Respiratory Care Therapists and Joint Commission standards.

Thank you for contacting the Board, and if you have additional questions in this area, please contact Bonnie Rampersaud, Executive Director for the Board, she can be reached on (202) 724-7332 or at [Bonnie.Rampersaud@dc.gov](mailto:Bonnie.Rampersaud@dc.gov).

Sincerely,

Carolyn Williams, RRT  
Chair, Board of Respiratory Care

Enclosure

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**

**Department of Health**

**Board of Respiratory Care**



February 13, 2012

Joseph P. Lynott, MS, RRT  
Director, Pulmonary Services  
The Washington Hospital Center  
110 Irving Street, NW  
Washington, DC 20010

**Re.: Patient Driven Protocols**

Dear Mr. Lynott:

Thank you for meeting with the District of Columbia Board of Respiratory Care at our monthly meeting on January 9, 2012. We greatly appreciate having an opportunity to better understand your request of the Board with respect to Washington Hospital Center's use of patient driven protocols in the provision of respiratory care services. Following the discussion with you and the other representative from Washington Hospital Center, the Board met with representatives of the Department of Health's Health Care Facilities Division. Based upon the insight gained from these discussions, the Board now provides to you its response to your inquiry as set forth below.

The District of Columbia Board of Respiratory Care has no objection to the use of patient driven protocols that have been approved and authorized for use by a facility's governing body and medical director as long as the protocols comply with District and federal regulations and the standards set by the Joint Commission. In utilizing protocols, it is the expectation of the Board that the facility will fully comply with the provisions set forth in the protocols, including ensuring timely co-signature of orders.

Thank you for contacting the Board regarding this matter. If you have any additional questions, please contact Bonnie Rampersaud, Executive Director for the Board, she can be reached on (202) 724-7332 or at [Bonnie.Rampersaud@dc.gov](mailto:Bonnie.Rampersaud@dc.gov).

Sincerely,

---

Carolyn Williams, RRT  
Chair, Board of Respiratory Care