

OHIO RESPIRATORY CARE BOARD

77 S. HIGH STREET, 16TH FLOOR

COLUMBUS, OHIO 43215-6108

Contents

MEMBERS IN ATTENDANCE (Exhibit A).....2

CALL THE MEETING TO ORDER.....3

 Agenda item 1: Adoption of Proposed Meeting Agenda (Exhibit B).....3

 Agenda item 2: Approval of Previous Meeting Minutes (Exhibit C).....3

OFFICER AND STAFF REPORTS.....4

 Agenda item 3.a: President’s Report4

 Agenda item 3.b: Executive Director’s Report (Exhibit D).....4

 Agenda item 3.c: HME Manager’s Report (Exhibit E).....6

COMMITTEE REPORTS.....6

 Agenda item 4.a: Rules Committee Report.....6

 Agenda item 4.b: HME Committee Report.....7

ADMINISTRATIVE HEARINGS7

 Agenda item 5.a: In the matter of Brian T. Manning, Case #2016 ORCB 22.....7

 Agenda item 5.b: In the matter of Cindy J. Miller, Case #2015 ORCB 35.....8

 Agenda item 5.c: In the matter of Rebecca S. McMillan, Case #2014 ORCB 56.....9

DELIBERATIONS IN QUASI-JUDICIAL SESSION.....10

 Agenda item 6: Deliberation in Quasi-Judicial Session – Brian T. Manning.....10

 Agenda item 6: Deliberation in Quasi-Judicial Session – Cindy J. Miller.....10

 Agenda item 6: Deliberation in Quasi-Judicial Session – Rebecca S. McMillan10

FINDINGS OF FACT, CONCLUSION OF LAW & ORDER OF THE BOARD

(EXHIBITS F, G & H).....10

 Agenda item 7.a: In the matter of Brian T. Manning, Case #2016 ORCB 22.....10

 Agenda item 7.b: In the matter of Cindy J. Miller, Case #2015 ORCB 35.....13

 Agenda item 7.c: In the matter of Rebecca S. McMillan, Case #2014 ORCB 56.....16

PROBABLE REVIEW COMMITTEE REPORTS

(Exhibits I – Enforcement Report & J – Probable Review Committee Report).....19

 Agenda item 8.a: Enforcement Report19

 Agenda item 8.b: Approval of Consent/Surrender Agreement (Exhibits K, L, & M).....20

Agenda item 8.c: Approval of Notices of Opportunity for Hearing (Exhibit N).....20
Agenda item 8.d: Approval to Close Investigations.....20
Agenda item 8.e: Probation Compliance Report.....20
OLD BUSINESS.....20
 Agenda item 9.a: Legislative Update (Exhibit O).....20
NEW BUSINESS.....21
 Agenda item 10.a: Acknowledgement of RCP Licenses and Limited Permits issued since the last
 Board meeting (Exhibit P).....21
 Agenda item 10.b: Acknowledgement of Home Medical Equipment Licenses and Certificates of
 Registration issued since the last Board meeting (Exhibit Q).....21
 Agenda item 10.c: FY18-FY19 Biennial Budget (Exhibit R).....21
 Agenda item 10.d: 2016 Annual Report21
FOR THE GOOD OF THE BOARD.....22
ADJOURNMENT.....22

OFFICIAL BOARD MEETING MINUTES OF AUGUST 10, 2016.

REGULAR BUSINESS MEETING

MEMBERS IN ATTENDANCE (Exhibit A):

Kenneth Walz, J.D., R.R.T., R.C.P., President

Steven Pavlak, R.R.T., R.C.P., Secretary

Michael C. Aquillo, Public Member

Dr. Nancy Colletti, Ph.D., R.R.T., R.C.P.

Melissa Cross, HME Member

Carol Gilligan, HME Member

Marc Mays, M.S., R.R.T., R.C.P.

Dr. Madhu Sasidhar, M.D., FCCP, Physician Member

Andrea Yagodich, R.R.T., R.C.P.

Staff in attendance:

Corey C. Schaal, J.D. /M.P.A., Executive Director

Marcia L. Stephenson, HME Manager

Traci L. McDonald, Administrative Professional I

Others in Attendance:

Sue Ciarlariello, Legislative Chair – Ohio Society for Respiratory Care

David Corey, Executive Director – Ohio Society for Respiratory Care

Heidi Funderburk, Professional Court Reporter – Deposition Specialists Inc.

Brian T. Manning

Melissa Wilburn, Senior Assistant Attorney General – Office of the Ohio Attorney General

CALL REGULAR MEETING TO ORDER

Mr. Walz called the meeting to order at 10:59 am. Mr. Walz requested role be taken by the Board Secretary, Steven Pavlak. In attendance is as follows: Mr. Walz, Mr. Aquillo, Ms. Cross, Dr. Colletti, Ms. Gilligan, Mr. Mays, Dr. Sasidhar, Ms. Yagodich., and Mr. Pavlak.

Agenda item 1: Adoption of Proposed Meeting Agenda (Exhibit B)

Mr. Walz requested a motion to approve the agenda.

Motion # 1: Ms. Gilligan moved to approve the meeting agenda, Dr. Sasidhar seconded the motion. The motion carried: 9-0.

Agenda item 2: Approval of Prior Meeting Minutes (Exhibit C)

Mr. Walz requested a motion to approve the prior meeting minutes.

Motion # 2: Mr. Pavlak moved to adopt the meeting minutes from June 8, 2016. Dr. Colletti seconded the motion. The motion carried: 9-0.

OFFICER AND STAFF REPORTS

Agenda item 3.a: President's Report

Mr. Walz indicated that he had approved a pay increase for Mr. Schaal, in line with statewide cost of living increases, based on performance and improvements he has seen over this most recent period. Mr. Walz and Mr. Schaal had met offsite, and Mr. Walz thanked Mr. Schaal for making the drive for this meeting to take place in Fremont.

Agenda item 3.b: Executive Director's Report (Exhibit D)

Director Schaal discussed the Investigator position that is now open due to our Investigator, Michael Roever, applying at another State Agency. Mr. Roever was with our Board a little under a year and was still currently on probation. Neither the union, nor the State's Collective Bargaining Unit had a problem with the Probation Period not being complete, therefore he was able to be hired. This now makes others able to apply and be consider even if currently on their Probation period. The position for the investigator has been posted at the beginning of last week and will come down on Sunday, August 14, 2016. Mr. Mays questioned Mr. Schaal regarding the amount of pay this position offers. Due to the cost of living increase the amount of pay has increased and the scale shifted upwards. Mr. Mays inquired about renaming, regrade it or making it more appealing. Mr. Schaal informed Mr. Mays that there are 3 levels of Investigators and because the Board only has one Investigator, this person only fits in one category. We do have a range of salary for that position. Mr. Schaal did speak with Ms. Yagodich and indicated that he asked her to participate in the interview process and she was willing to serve. Ms. Stephenson, Mr. Schaal, Ms. Yagodich and a staff member from CSA will be on the tentative interview committee. Mr. Schaal will be using the same questions with the candidates as last year since no substantive changes have been made to the position. Mr. Schaal briefly discussed the exit interview he held with Mr. Roever and indicated that he also did have one with CSA. Mr. Schaal sat down with him. Mr., Roever didn't have anything bad to say and he liked the people he worked with, but this was primarily a financial issue for Mr. Roever and his family. He will start at a higher rate of pay, work from home, and is being provided a state car. Mr. Roever will also no longer have to pay for parking downtown. Mr. Bobby Robbins will be working with the Board in the interim as the Contract Investigator. We will plan to have a new investigator start approximately September 19, 2016. Mr. Robbins will be available and willing to work at least one week overlap to assist with the new investigators' training. The question was raise about the position of investigator and if they would be eligible to work from home. It would not be beneficial for the Board to have an offsite manager. Mr. Schaal indicated that the Board should be able to continue with the Audit process without any issues during this time without a permanent Investigator.

Mr. Schaal has been invited to go to Olathe, Kansas for the 25th Annual meeting of NBRC and AARC at the end of this month, August 26-28, 2016. This trip will be at the Boards' expense and has always been in the past as well.

The Board will be replacing the copier due to the contract ending. Toshiba pushed back the replacement due to a Model upgrade, however they will not be charging from August 1 until the replacement is complete. The new contract on this Toshiba will be five years.

Mr. Schaal is currently waiting on the response on one of the three quotes for a new computer for the Investigator. The same company that held up the quote with Dawn and Traci's computer is who we are currently waiting on for a response. These computers are all under state contract and should be the same amount on as previous quotes. All three of the businesses fall under the states' preferred business requirements, this will in turn help the Board to fulfill some of those statewide diversity requirements.

Mr. Schaal wanted to mention the possibility of Board reorganization. Later today, Sue Ciarlariello and David Corey from the Ohio Society for Respiratory Care (OSRC) would be on hand. One of the things that was mentioned at the Society's recent annual meeting is that the General Assembly is looking at Board reorganizations. If you recall, in last year's North Carolina Dental Board, the U.S. Supreme Court opinion was critical of that state Board's attempts to punish, or at least send out letters against, teeth whiteners, which were people that they didn't license, and thusly should not fall under that Board. There are some concerns there about how Ohio's licensing Boards are organized and take disciplinary action. One Legislator, Senator Bill Seitz from Cincinnati, has raised that issue and said he would like to see legislation addressing that. Nothing has been introduced or is currently pending. One of the issues that came up from this discussions is that the majority of the Board members are licensees. There was some talk about whether or not Board make-ups need to be changed, so that licensees would be a minority or that Boards would be turned more into advisory committees. Some other states have Departments that deal with licensure as opposed to independent Boards. In the past, there have been proposals dealing with the notion of licensing Boards being merged together. This is something that comes up every once in a while, mainly because of the economics. Thus far, nothing has come out of the Legislature. However, David Corey did mention it to the attendees at the Society's Annual meeting and Mr. Schaal wanted to inform the Board that nothing has been set or proposed. However, the Executive Directors of the Boards and Commissions will be monitoring the situation.

The waiver of the RCCE, Respiratory Care Continuing Education, for medical reasons was discussed in the Rules Committee earlier today. The Probable Review Committee (PRC) will discuss the initial pending waiver later today. The other medical waiver that was pending had been withdrawn as the licensee had obtained the full requirement of RCCE's.

Mr. Schaal reported that Mark Kemmerer received the highest honor by the OSRC this year. Mark is one of our HME Inspection contractors. Chris Logsdon presented Mark with the Society's highest honor. Among his many roles over the years, Mark was Chris Logsdon's first supervisor when he entered the field of respiratory care.

Mr. Mays had been selected to respond to questions from the AARC for an article about Ohio's experience with changing to Ohio becoming an RRT only state. Tentatively they are still interested in doing so, possibly with an article coming out in January. Mr. Mays expressed some concerns regarding his response of these questions. Mr. Mays went through minutes from meeting back through 2002. Mr. Schaal did put some number together of how many people prior to the change sought licensure compared to after the change. Mr. Schaal also offered to help Mr. Mays by revising the proposed draft of the article, if necessary. Dr. Colletti suggested putting comments in writing and sending them to the AARC editor for him to then send on to the NBRC for their feedback.

Budget Overview – The Board for FY17 has a total budget \$590,032.00 with current expenses at \$55,785.99 and current encumbrances of \$27,700.00 leaving a balance of \$506,546.01. Monies encumbered in our 510 Line will pay our contracted inspector, court reporters and HME inspectors. Specifically, \$20,000 has been encumbered to HME Inspectors. Our 500 Line will be changing due to the staffing changes.

Attachment 1 - Since last meeting, the Board has brought in \$557,890.83 and \$23, 798.33 was brought in since the beginning of the new fiscal year, July 1st.

Attachment 2 - Credentials HMEL Active (+5 New) since last meeting and 23 YTD. HMEL Active (Renewed/Reinstated) (+64) YTD 100. HMEL Active in renewal (Incomplete) (-117) YTD down to 10. HMEL Cancelled (+7) 388 YTD. HMEL Expired (+48) 209 YTD. HMER active (New 2016) (+17) 57 YTD. HMER Active (Renewed) (+231) 637 YTD. Some of the HMEL's may have shifted over to HMER's. The Board has 9 HMER's still Active in Renewal (Incomplete).

Limited Permits - Some permit holders are now graduates and are now choosing not to renew their permits as they prepare to possibly receive their licenses. As such, you may notice some oddity in these numbers. Limited Permit Holders 2- Active (-4) 13 YTD, Cancelled 1

RCP Licenses - Active since last board meeting (+151) 268 YTD. Active (Renewed) (+4,094) 7,455 and Active in Renewal (-4,978) 0. Reinstatements (+15) - these licensees are required to provide us with the same information if they would have renewed. To reinstate, you are required to pay a \$50 late fee, provide us with the actual documentation of the Continuing Education and License Verifications from any other state you hold a Respiratory licensed in. It is an additional burden on them compared to those who successfully renewed their licenses on time.

As of right now in eLicense, we have a total of 28,115 Credentials. We may look at trying to get rid of some of that unused historical data as we move forward with the conversion to the new eLicense system.

Agenda item 3.c: HME Manager's Report (Exhibit E)

Marcia Stephenson, HME Manager, shared with the board that since the last meeting the staff has approved 10 HME License application and 26 Respiratory Care Registration Applications. There are 10 Applications pending.

The new inspector contracts have all been returned and inspection schedules for August and September have been sent out to the inspectors; waiting for date confirmations. There are approximately 48 outstanding inspections for FY17.

As of July 31, 2016, the HME License division had collected \$104,710.00 aggregate revenue since the last Board meeting.

The renewals are complete except for a handful of facilities that are having issues with either locating original renewal forms or new staff unfamiliar with the renewal process. Incomplete renewals letters and telephone calls have been sent/made to bring these facilities into compliance.

Motion # 3: President Walz entertained a motion to approve the President's Report, Executive Director's Report and HME Manager's Report. Mr. Aquillo moved and Dr. Sasidhar seconded the motion. Motion carried: 9 – 0.

COMMITTEE REPORTS

Agenda item 4.a: Rules Committee Report

The Rules Committee met and did have a quorum of members. The April Committee Meeting Minutes were approved along with the proposed five-year rule review for 2016 with no significant changes proposed

On OAC 4761-9-02 - the waiver of RCCE requirements for medical disability, we want to recommend to amend (b) to become a one-time waiver of all RCCE required if applicant has been prevented from completing the RCCE requirement due to documented medical disability for more than one and half of the term of collection for the authorization type held. Currently, there is no limitation to the number of times that a medical waiver can be granted.

For License Reinstatement for Inactive Licenses (OAC 4761-08- 01(G)(3), we would like to entertain to add to provide notarized proof of RCCE in accordance with Paragraph K of this rule as a means of being eligible for

reinstatement. This would give those applying for reinstatement after five years the option of either retesting or submitting proof of continuing education they otherwise would have needed to obtain to have renewed their licenses.

The Committee discussed “in Good Standing” and came up with the recommendation of the following three items: Minimum GPA requirement: Accumulative GPA of 2.0 and a Professional GPA of 2.5; to be enrolled in RC courses; and not to be on any Academic Probation.

Motion #4.a: Mr. Mays moved to approve the Rules Committee Report and Recommendations. Ms. Cross seconded the motion. Discussion: Approval of recommendations. Motion carried: 9 – 0.

Agenda item 4.b: HME Committee Report

Ms. Gilligan indicated that the Committee reviewed and approved the HME Licenses and Certificates of Registrations. We reviewed the Inspection update and had a lively discussion and we approved that. We went through the progress report of the renewals.

With regards to an inquiry as to whether a HME company is allowed to change a Doctor’s order for a specific CPAP Brand. We asked Director Schaal to respond that HME providers are not allowed to change Doctors orders. This completed our committee meeting.

Motion # 4.b: Mr. Pavlak moved to approve the HME Committee Report. Mr. Aquillo seconded the motion. Discussion: None. Motion carried: 9 – 0.

ADMINISTRATIVE HEARINGS (Agenda Items 5.a, 5.b & 5.c)

In the matter of Brian T. Manning, Case #2016 ORCB 22

The matter of Brian T. Manning came before the following members of the Ohio Respiratory Care Board on August 10, 2016 at 1:34 p.m. in Room West B & C, 31st Floor of the Vern Riffe Center for Government and the Arts, 77 S. High Street, Columbus, Ohio 43215. Present were Kenneth Walz, J.D., R.R.T., R.C.P. President; Michael C. Aquillo, Public Member; Nancy Colletti, Ph.D., R.R.T., R.C.P.; Melissa Cross, HME Member; Carol Gilligan, HME Member; Marc Mays, R.R.T., R.C.P.; Steven Pavlak, M.S., R.R.T., R.C.P., Secretary, and Dr. Madhu Sasidhar, M.D., FCCP, Physician Member. While present in the room, Andrea D. Yagodich, R.R.T., R.C.P. recused herself from the proceedings based upon her role as the Board’s liaison to the investigatory Probable Review Committee.

Kenneth Walz, J.D., R.R.T., R.C.P. served as the Appointed Hearing Officer in this matter.

Melissa L. Wilburn, Senior Assistant Attorney General, represented the State of Ohio.

Brian T. Manning appeared pro se.

Heidi Funderburk was the Court Reporter, Deposition Specialists Inc., 35 East Gay Street, Suite 300, Columbus, Ohio 43215.

Preliminary matters:

Mr. Walz noted that an Attorney did not represent Brian T. Manning. Mr. Walz asked Mr. Manning if his observation was correct. Mr. Manning affirmed Mr. Walz's observation. Mr. Walz asked Mr. Manning if he received the Ohio Respiratory Care Board's Notice of Opportunity for Hearing wherein he was advised of his right to be represented by an attorney. Mr. Manning affirmed that he did receive the Ohio Respiratory Care Board's Notice of Opportunity for Hearing. Mr. Walz asked Mr. Manning, based on his understanding of his right to be represented by an attorney, if it was his wish to proceed without the presence of counsel. Mr. Manning affirmed that he was prepared to proceed without the presence of counsel. Mr. Walz noted that the record would so reflect his acknowledgement.

Mr. Walz asked the members of the Board to introduce themselves. Mr. Manning introduced himself.

Mr. Walz briefly reviewed the rules of the hearing and then inquired if there were any other preliminary matters. Ms. Wilburn stated that she had just met with Mr. Manning prior to the hearing and Mr. Manning had agreed to stipulate to the admissibility of State's Exhibits A through E and the state agreed to the admissibility of exhibits produced by Mr. Manning.

Ms. Wilburn gave an opening statement. Mr. Manning gave an opening statement. The State presented its case in chief. The State called Brian T. Manning, as on cross-examination. The State of Ohio moved for the admission of State's Exhibits A through E. Hearing no objection from Mr. Manning, the State's exhibits were admitted.

Mr. Manning presented his case in chief. Mr. Manning produced his own exhibits and hearing no objection from the State, Mr. Manning's exhibits were admitted. Mr. Manning testified on his own behalf.

Ms. Wilburn gave a closing statement. Mr. Manning gave a closing statement. The hearing concluded at 3:26 p.m.

In the matter of Cindy J. Miller, Case #2015 ORCB 35

The matter of Cindy J. Miller came before the following members of the Ohio Respiratory Care Board on August 10, 2016 at 3:35 p.m. in Room West B & C, 31st Floor of the Vern Riffe Center for Government and the Arts, 77 S. High Street, Columbus, Ohio 43215. Present were Kenneth Walz, J.D., R.R.T., R.C.P. President; Michael C. Aquillo, Public Member; Nancy Colletti, Ph.D., R.R.T., R.C.P.; Melissa Cross, HME Member; Carol Gilligan, HME Member; Marc Mays, R.R.T., R.C.P.; Steven Pavlak, M.S., R.R.T., R.C.P., Secretary, and Dr. Madhu Sasidhar, M.D., FCCP, Physician Member. While present in the room, Andrea D. Yagodich, R.R.T., R.C.P. recused herself from the proceedings based upon her role as the Board's liaison to the investigatory Probable Review Committee.

Kenneth Walz, J.D., R.R.T., R.C.P. served as the Appointed Hearing Officer in this matter.

Melissa L. Wilburn, Senior Assistant Attorney General, represented the State of Ohio.

Cindy J. Miller did not appear.

Heidi Funderburk was the Court Reporter, Deposition Specialists Inc., 35 East Gay Street, Suite 300, Columbus, Ohio 43215.

Preliminary matters:

Mr. Walz noted that Ms. Miller was not present for the Hearing. Mr. Walz asked the members of the Board to introduce themselves.

Mr. Walz briefly reviewed the rules of the Goldman hearing.

Ms. Wilburn gave an opening statement. The State presented its case in chief. The State of Ohio moved for the admission of an affidavit from Corey C. Schaal and State's Exhibits 1 through 3. With no objections, the State's exhibits were admitted.

Ms. Wilburn gave a closing statement. The hearing concluded at 3:41 p.m.

In the matter of Rebecca S. McMillan, Case #2014 ORCB 56

The matter of Rebecca S. McMillan came before the following members of the Ohio Respiratory Care Board on August 10, 2016 at 3:44 p.m. in Room West B & C, 31st Floor of the Vern Riffe Center for Government and the Arts, 77 S. High Street, Columbus, Ohio 43215. Present were Kenneth Walz, J.D., R.R.T., R.C.P. President; Michael C. Aquillo, Public Member; Nancy Colletti, Ph.D., R.R.T., R.C.P.; Melissa Cross, HME Member; Carol Gilligan, HME Member; Marc Mays, R.R.T., R.C.P.; Steven Pavlak, M.S., R.R.T., R.C.P., Secretary, and Dr. Madhu Sasidhar, M.D., FCCP, Physician Member. While present in the room, Andrea D. Yagodich, R.R.T., R.C.P. recused herself from the proceedings based upon her role as the Board's liaison to the investigatory Probable Review Committee.

Kenneth Walz, J.D., R.R.T., R.C.P. served as the Appointed Hearing Officer in this matter.

Melissa L. Wilburn, Senior Assistant Attorney General, represented the State of Ohio.

Rebecca S. McMillan did not appear.

Heidi Funderburk was the Court Reporter, Deposition Specialists Inc., 35 East Gay Street, Suite 300, Columbus, Ohio 43215.

Preliminary matters:

Mr. Walz noted that Ms. McMillan was not present for the Hearing. Mr. Walz asked the members of the Board to introduce themselves.

Mr. Walz briefly reviewed the rules of the Goldman hearing.

Ms. Wilburn gave an opening statement. The State presented its case in chief. The State of Ohio moved for the admission of an affidavit from Corey C. Schaal and State's Exhibits 1 through 3. With no objections, the State's exhibits were admitted.

Ms. Wilburn gave a closing statement. The hearing concluded at 3:49 p.m.

DELIBERATION IN QUASI-JUDICIAL SESSION

Agenda item 6: Deliberations in Private Session

Brian T. Manning (Case #2016ORCB22)

Mr. Walz announced that the Board would be entering into quasi-judicial session for deliberations concerning the matter of Brian T. Manning (Case#2016ORCB22). The session started at 4:12 p.m. and concluded at 4:40 p.m. Ms. Yagodich was excused from participating in the quasi-judicial session.

Cindy J. Miller (Case #2015ORCB35)

Mr. Walz announced that the Board would be entering into quasi-judicial session for deliberations concerning the matter of Cindy J. Miller (Case#2015ORCB35). The session started at 4:40 p.m. and concluded at 4:50 p.m. Ms. Yagodich was excused from participating in the quasi-judicial session.

Rebecca S. McMillan (Case #2014ORCB56)

Mr. Walz announced that the Board would be entering into quasi-judicial session for deliberations concerning the matter of Rebecca S. McMillan (Case#2014ORCB56). The session started at 4:50 p.m. and concluded at 5:00 p.m. Ms. Yagodich was excused from participating in the quasi-judicial session.

FINDINGS OF FACT, CONCLUSIONS OF LAW & ORDER OF THE BOARD

Agenda item 7.a: In the matter of Brian T. Manning, Case #2016ORCB22 (Exhibit F)

The Ohio Respiratory Care Board

Adjudication Order

Brian T. Manning
1473 Callaway Court
Howell, Michigan 48843

THE MATTER OF BRIAN T. MANNING CAME BEFORE THE FOLLOWING MEMBERS OF THE OHIO RESPIRATORY CARE BOARD ON AUGUST 10, 2016 AT 1:34 P.M. IN ROOMS WEST B & C, 31ST FLOOR OF THE VERN RIFFE CENTER FOR GOVERNMENT AND THE ARTS, 77 S. HIGH STREET, COLUMBUS, OHIO 43215. PRESENT WERE KENNETH C. WALZ, J.D., R.R.T., R.C.P., PRESIDENT; MICHAEL C. AQUILLO; NANCY COLLETTI, PH.D., R.R.T., R.C.P.; MELISSA B. CROSS; CAROL A. GILLIGAN; AND MARC K. MAYS, R.R.T., R.C.P., M.S.A.; STEVEN PAVLAK, M.S., R.R.T., R.C.P., SECRETARY, AND DR. MADHU SASIDHAR, M.D., FCCP.

KENNETH C. WALZ, J.D., R.R.T., R.C.P. SERVED AS THE APPOINTED HEARING OFFICER IN THIS

MATTER.

MELISSA L. WILBURN, SENIOR ASSISTANT ATTORNEY GENERAL, REPRESENTED THE STATE OF OHIO.

BRIAN T. MANNING APPEARED PRO SE.

HEIDI FUNDERBURK WAS THE COURT REPORTER, DEPOSITION SPECIALISTS INC., 35 EAST GAY STREET, SUITE 300, COLUMBUS, OHIO 43215.

Preliminary matters: Mr. Walz noted that an Attorney did not represent Brian T. Manning. Mr. Walz asked Mr. Manning if his observation was correct. Mr. Manning affirmed Mr. Walz's observation. Mr. Walz asked Mr. Manning if he received the Ohio Respiratory Care Board's Notice of Opportunity for Hearing wherein he was advised of his right to be represented by an attorney. Mr. Manning affirmed that he did receive the Ohio Respiratory Care Board's Notice of Opportunity for Hearing. Mr. Walz asked Mr. Manning, based on his understanding of his right to be represented by an attorney, if it was his wish to proceed without the presence of counsel. Mr. Manning affirmed that he was prepared to proceed without the presence of counsel. Mr. Walz noted that the record would so reflect his acknowledgement.

Mr. Walz asked the members of the Board to introduce themselves. Mr. Manning introduced himself.

Mr. Walz briefly reviewed the rules of the hearing and then inquired if there were any other preliminary matters. Ms. Wilburn stated that she had just met with Mr. Manning prior to the hearing and Mr. Manning had agreed to stipulate to the admissibility of State's Exhibits A through E and the state agreed to the admissibility of exhibits produced by Mr. Manning.

State's Exhibits admitted:

- A. Notice of Opportunity for Hearing
- B. Request for Hearing
- C. Hearing Schedule Letter
- D. Initial License Application
- D-1 Court documents out of the 4th Judicial Circuit Court, Holt County Missouri
- D-2a Verification of State License from Missouri
- D-2b Finding of fact, conclusion of law, and disciplinary order from the Missouri Board for Respiratory Care.
- D-2c. Violation hearing (June 12, 2015) from the Missouri Board for Respiratory Care.

D-2d. Settlement Agreement between Missouri Board for Respiratory Care and Brian Manning.

E. Missouri Highway Patrol Records

Witnesses called by the State:

1. Brian Manning

Respondent's Exhibits admitted:

1. Supporting documents brought before the Missouri Board for Respiratory Care.

Witnesses called by the Respondent:

1. Brian Manning

FINDINGS OF FACT

Upon consideration of all the evidence presented and the testimony of the witness, the Board makes the following FINDINGS OF FACT:

- A. Mr. Manning was issued a Notice of Opportunity for Hearing in compliance with Section 119.07 of the Revised Code.
- B. Mr. Manning did request a hearing before the Ohio Respiratory Care Board.
- C. The Ohio Respiratory Care Board finds that Mr. Manning was properly notified of the date, time, and place of the hearing.
- D. The Board finds that on or about November 7, 2011 you pled guilty in the 15th Judicial Circuit Court, Lafayette County, Missouri to two separate DWI-Alcohol Persistent Offender cases, each a class D felony in violation of RSMo: 577.010. And, that you on or about May 7, 2014 you pled guilty in the 4th Judicial Circuit Court, Holt County, Missouri to Possession of a Controlled Substance, a class C felony in violation of RSMo: 195.202.

CONCLUSIONS OF LAW

Upon consideration of the findings of fact and a review of Chapter 4761 of the Revised Code, the Ohio Respiratory Care Board makes the following CONCLUSIONS OF LAW:

1. Ohio Revised Code §4761.09(A)(1) states in pertinent part:

(A) The Ohio respiratory care board may refuse to issue or renew a license or a limited permit, may issue a reprimand, may suspend or permanently revoke a license or limited permit, or may place a license or limited permit holder on probation, on any of the following grounds:

- (1) A plea of guilty to, a judicial finding of guilt of, or a judicial finding of eligibility for intervention in

lieu of conviction for an offense involving moral turpitude or of a felony, in which case a certified copy of the court record shall be conclusive evidence of the matter;

2. The Board finds by a preponderance of the evidence that Count I of the Board's Notice of Opportunity for Hearing is TRUE.
3. Pursuant to Section 4761.09 of the Ohio Revised Code, it is within the Board's discretion to refuse to issue a license or, after issuance of a license may issue a reprimand, may suspend or permanently revoke a license, or may place a license holder on probation based upon the Board's finding that Mr. Manning had previously pled guilty to several felony offenses.

ORDER OF THE BOARD

THEREFORE, it is ordered, adjudged, and decreed by the Ohio Respiratory Care Board that:

In consideration of these findings and conclusions, the Board hereby REFUSES to issue Brian T. Manning a license to practice as a respiratory care professional in the state of Ohio.

The Order of the Board shall become effective upon the date of mailing of the Order.

Motion # 5:

MARC MAYS MOVED FOR FINDINGS OF FACT. MICHAEL AQUILLO SECONDED THE MOTION. MOTION PASSED (AYE – 8/ NO – 0/ ABSTAINED – 1 (ANDREA YAGODICH)).

Motion # 6:

MICHAEL AQUILLO MOVED FOR CONCLUSIONS OF LAW. MARC MAYS SECONDED THE MOTION. MOTION PASSED (AYE – 8 / NO – 0/ ABSTAINED – 1 (ANDREA YAGODICH)).

Motion # 7:

MARC MAYS MOVED FOR THE ORDER OF THE BOARD. STEVEN PAVLAK SECONDED THE MOTION. MOTION PASSED (AYE – 8/ NO – 0/ ABSTAINED – 1 (ANDREA YAGODICH)).

SO ORDERED

This Board hereby certifies that the above language is incorporated into the Board's journal in this case.

Agenda item 7.b: In the matter of Cindy J. Miller, Case #2015ORCB35 (Exhibit G)

The Ohio Respiratory Care Board

Adjudication Order

Cindy J. Miller
225 Edinborough Drive
Findlay, Ohio 45840

THE MATTER OF CINDY J. MILLER CAME BEFORE THE FOLLOWING MEMBERS OF THE OHIO RESPIRATORY CARE BOARD ON AUGUST 10, 2016 AT 3:35 P.M. IN ROOMS WEST B & C, 31ST FLOOR OF THE VERN RIFFE CENTER FOR GOVERNMENT AND THE ARTS, 77 S. HIGH STREET, COLUMBUS, OHIO 43215. PRESENT WERE KENNETH C. WALZ, J.D., R.R.T., R.C.P., PRESIDENT; MICHAEL C. AQUILLO; NANCY COLLETTI, PH.D., R.R.T., R.C.P.; MELISSA B. CROSS; CAROL A. GILLIGAN; AND MARC K. MAYS, R.R.T., R.C.P., M.S.A.; STEVEN PAVLAK, M.S., R.R.T., R.C.P., SECRETARY, AND DR. MADHU SASIDHAR, M.D., FCCP.

KENNETH C. WALZ, J.D., R.R.T., R.C.P. SERVED AS THE APPOINTED HEARING OFFICER IN THIS MATTER.

MELISSA L. WILBURN, SENIOR ASSISTANT ATTORNEY GENERAL, REPRESENTED THE STATE OF OHIO.

CINDY J. MILLER DID NOT APPEAR.

HEIDI FUNDERBURK WAS THE COURT REPORTER, DEPOSITION SPECIALISTS INC., 35 EAST GAY STREET, SUITE 300, COLUMBUS, OHIO 43215.

Preliminary matters: Mr. Walz noted that Ms. Miller was not present for the Hearing. Mr. Walz asked the members of the Board to introduce themselves. Mr. Walz briefly reviewed the rules of the Goldman hearing.

Ms. Wilburn gave an opening statement. The State presented its case in chief. The State of Ohio moved for the admission of an affidavit from Corey C. Schaal and State's Exhibits 1 through 3. With no objections, the State's exhibits were admitted.

State's Exhibits admitted:

1. Notice of Opportunity for Hearing
2. Employee Termination Form and Documentation from Mercy Hospital of Tiffin
3. Goldman Hearing Schedule Notice

Witnesses called by the State:

1. None

FINDINGS OF FACT

Upon consideration of all the evidence presented and the testimony of the witness, the Board makes the following FINDINGS OF FACT:

- A. Ms. Miller was issued a Notice of Opportunity for Hearing in compliance with Section 119.07 of the Revised Code.
- B. The Ohio Respiratory Care Board finds that Ms. Miller was properly notified of the date, time, and place of the hearing.
- C. Ms. Miller did not request a hearing before the Ohio Respiratory Care Board.
- D. The Board finds that on or about December 11, 2014, while working as a respiratory care practitioner at Mercy Tiffin Hospital Sleep Lab, Ms. Miller was observed and photographed by one patient asleep and unresponsive. Upon being awakened by staff, Ms. Miller exhibited signs of impairment, including slurred speech, and made statements to that effect. Hospital staff requested that Ms. Miller submit to a drug and alcohol screening, but she refused the tests. One patient left after waiting in her room for 90 minutes. Another patient was found unattended and had to have another staff member hook him up with electrodes and train him on CPAP. In a subsequent interview, Ms. Miller admitted to the Board's Investigator that prior to working that evening she had taken a generic version of Vicodin which had been prescribed to her.
- E. The Board finds the following aggravating fact:
 - a. Failure to submit to a drug and alcohol screen at the hospital.

CONCLUSIONS OF LAW

Upon consideration of the findings of fact and a review of Chapter 4761 of the Revised Code, the Ohio Respiratory Care Board makes the following CONCLUSIONS OF LAW:

1. Ohio Revised Code §4761.09(A)(1) states in pertinent part:
 - (A) The Ohio respiratory care board may refuse to issue or renew a license or a limited permit, may issue a reprimand, may suspend or permanently revoke a license or limited permit, or may place a license or limited permit holder on probation, on any of the following grounds:
 - (5) Being guilty of negligence or gross misconduct in the practice of respiratory care;
 - (6) Violating the standards of ethical conduct adopted by the board, in the practice of respiratory care;
 - (8) Using a dangerous drug, as defined in section 4729.01 of the Revised Code, or alcohol to the extent that the use impairs the ability to practice respiratory care at an acceptable level of competency;
- Rule 4761-10-01(Q) of the Ohio Administrative Code (Ethical and professional conduct) states:
- (Q) A licensee or limited permit holder shall not engage in behavior that may cause physical, verbal, mental, or emotional abuse to a health care recipient.
2. The Board finds by a preponderance of the evidence that Counts I, II, and III of the Board's Notice of Opportunity for Hearing are TRUE.
 3. Pursuant to Section 4761.09 of the Ohio Revised Code, it is within the Board's discretion to refuse to issue a license

or, after issuance of a license may issue a reprimand, may suspend or permanently revoke a license, or may place a license holder on probation based upon the Board's finding that Ms. Miller was guilty of negligence or gross misconduct in the practice of respiratory care; violated the standards of ethical conduct adopted by the board, in the practice of respiratory care; and used a dangerous drug, as defined in section 4729.01 of the Revised Code, or alcohol to the extent that the use impairs the ability to practice respiratory care at an acceptable level of competency.

ORDER OF THE BOARD

THEREFORE, it is ordered, adjudged, and decreed by the Ohio Respiratory Care Board that:

In consideration of these findings and conclusions, the Board hereby PERMANENTLY REVOKES Ms. Miller's license to practice as a respiratory care professional in the state of Ohio.

The Order of the Board shall become effective upon the date of mailing of the Order.

Motion # 8:

CAROL GILLIGAN MOVED FOR FINDINGS OF FACT. DR. MADHU SASIDHAR SECONDED THE MOTION. MOTION PASSED (AYE – 8/ NO – 0/ ABSTAINED – 1 (ANDREA YAGODICH)).

Motion # 9:

MISSY CROSS MOVED FOR CONCLUSIONS OF LAW. MARC MAYS SECONDED THE MOTION. MOTION PASSED (AYE – 8 / NO – 0/ ABSTAINED – 1 (ANDREA YAGODICH)).

Motion # 10:

MARC MAYS MOVED FOR THE ORDER OF THE BOARD. MICHAEL AQUILLO SECONDED THE MOTION. MOTION PASSED (AYE – 8/ NO – 0/ ABSTAINED – 1 (ANDREA YAGODICH)).

SO ORDERED

This Board hereby certifies that the above language is incorporated into the Board's journal in this case.

Agenda item 7.c: In the matter of Rebecca S. McMillan, Case #2014ORCB56 (Exhibit H)

The Ohio Respiratory Care Board

Adjudication Order

Rebecca S. McMillan
209 S. Williams Street
Paulding, Ohio 45879

THE MATTER OF REBECCA S. MCMILLAN CAME BEFORE THE FOLLOWING MEMBERS OF THE OHIO RESPIRATORY CARE BOARD ON AUGUST 10, 2016 AT 3:44 P.M. IN ROOMS WEST B & C, 31ST FLOOR OF THE VERN RIFFE CENTER FOR GOVERNMENT AND THE ARTS, 77 S. HIGH STREET,

COLUMBUS, OHIO 43215. PRESENT WERE KENNETH C. WALZ, J.D., R.R.T., R.C.P., PRESIDENT; MICHAEL C. AQUILLO; NANCY COLLETTI, PH.D., R.R.T., R.C.P.; MELISSA B. CROSS; CAROL A. GILLIGAN; AND MARC K. MAYS, R.R.T., R.C.P., M.S.A.; STEVEN PAVLAK, M.S., R.R.T., R.C.P., SECRETARY, AND DR. MADHU SASIDHAR, M.D., FCCP.

KENNETH C. WALZ, J.D., R.R.T., R.C.P. SERVED AS THE APPOINTED HEARING OFFICER IN THIS MATTER.

MELISSA L. WILBURN, SENIOR ASSISTANT ATTORNEY GENERAL, REPRESENTED THE STATE OF OHIO.

REBECCA S. MCMILLAN DID NOT APPEAR.

HEIDI FUNDERBURK WAS THE COURT REPORTER, DEPOSITION SPECIALISTS INC., 35 EAST GAY STREET, SUITE 300, COLUMBUS, OHIO 43215.

Preliminary matters: Mr. Walz noted that Ms. McMillan was not present for the Hearing. Mr. Walz asked the members of the Board to introduce themselves. Mr. Walz briefly reviewed the rules of the Goldman hearing.

Ms. Wilburn gave an opening statement. The State presented its case in chief. The State of Ohio moved for the admission of an affidavit from Corey C. Schaal and State's Exhibits 1 through 3. With no objections, the State's exhibits were admitted.

State's Exhibits admitted:

1. Notice of Opportunity for Hearing
2. Employee Counseling Statement and Documentation from Community Hospitals & Wellness Centers
3. Goldman Hearing Schedule Notice

Witnesses called by the State:

1. None

FINDINGS OF FACT

Upon consideration of all the evidence presented and the testimony of the witness, the Board makes the following FINDINGS OF FACT:

- A. Ms. McMillan was issued a Notice of Opportunity for Hearing in compliance with Section 119.07 of the Revised Code.
- B. The Ohio Respiratory Care Board finds that Ms. McMillan was properly notified of the date, time, and place of the hearing.

- C. Ms. McMillan did not request a hearing before the Ohio Respiratory Care Board.
- D. The Board finds that on or about May 11, 2014, a patient scheduled for an aerosol treatment complained that the treatment was not received. An investigation conducted by hospital staff found Ms. McMillan documented on the patient record that the treatment was given at 04:39, the patient was charged for the medication, and the records show Ms. McMillan did not take any medication from the medication administration system.

CONCLUSIONS OF LAW

Upon consideration of the findings of fact and a review of Chapter 4761 of the Revised Code, the Ohio Respiratory Care Board makes the following CONCLUSIONS OF LAW:

- 1. Ohio Revised Code §4761.09(A)(1) states in pertinent part:
 - (A) The Ohio respiratory care board may refuse to issue or renew a license or a limited permit, may issue a reprimand, may suspend or permanently revoke a license or limited permit, or may place a license or limited permit holder on probation, on any of the following grounds:
 - (6) Violating the standards of ethical conduct adopted by the board, in the practice of respiratory care;
- Additionally, Rule 4761-10-01 (O) of the Ohio Administrative Code states:
- (O) A licensee or limited permit holder shall not falsify any health care recipient or any other document prepared or utilized in the course of treating or rendering respiratory care
- 2. The Board finds by a preponderance of the evidence that Count I of the Board's Notice of Opportunity for Hearing is TRUE.
 - 3. Pursuant to Section 4761.09 of the Ohio Revised Code, it is within the Board's discretion to refuse to issue a license or, after issuance of a license may issue a reprimand, may suspend or permanently revoke a license, or may place a license holder on probation based upon the Board's finding that Ms. McMillan violated the standards of ethical conduct adopted by the board, in the practice of respiratory care; specifically by falsifying a document prepared or utilized in the course of treating or rendering respiratory care

ORDER OF THE BOARD

THEREFORE, it is ordered, adjudged, and decreed by the Ohio Respiratory Care Board that:

In consideration of these findings and conclusions, the Board hereby PERMANENTLY REVOKES Ms. McMillan's license to practice as a respiratory care professional in the state of Ohio.

The Order of the Board shall become effective upon the date of mailing of the Order.

Motion # 11:

MICHAEL AQUILLO MOVED FOR FINDINGS OF FACT. STEVEN PAVLAK SECONDED THE MOTION. MOTION PASSED (AYE – 8/ NO – 0/ ABSTAINED – 1 (ANDREA YAGODICH)).

Motion # 12:

MICHAEL AQUILLO MOVED FOR CONCLUSIONS OF LAW. CAROL GILLIGAN SECONDED THE MOTION. MOTION PASSED (AYE – 8 / NO – 0/ ABSTAINED – 1 (ANDREA YAGODICH)).

Motion # 13:

DR. NANCY COLLETTI MOVED FOR THE ORDER OF THE BOARD. STEVEN PAVLAK SECONDED THE MOTION. MOTION PASSED (AYE – 8/ NO – 0/ ABSTAINED – 1 (ANDREA YAGODICH)).

SO ORDERED

This Board hereby certifies that the above language is incorporated into the Board's journal in this case.

PROBABLE REVIEW COMMITTEE (PRC) REPORT (Exhibits I & J)

Agenda item 8.a: Open Investigation Status Report

Motion #14: Mr. Mays moved to enter Executive Session for the purpose of considering the investigation of charges or complaints against licensees under R.C. 121.22(G)(1) and which involves matters that are required to be kept confidential under R.C. 149.43(A)(2) and R.C. 4761.03(E) and 4752.08 (B). Mr. Pavlak seconded the motion. Discussion: None. Roll Call vote:

Kenneth Walz -	Yes	Michael Aquillo -	Abstained
Dr. Nancy Colletti -	Yes	Marc Mays -	Yes
Melissa Cross -	Yes	Carol Gilligan -	Abstained
Andrea Yagodich -	Abstained	Steven Pavlak -	Yes
Dr. Madhu Sasidhar -	Yes		

Motion carried: 6 – 0

The Board entered executive session at 5:15 p.m. and returned to regular, public session at 5:27 p.m. As members of the Probable Review Committee, Ms. Gilligan and Ms. Yagodich excused themselves from participating in this portion of the meeting. Aside from the remaining Board members, also present during executive session were Director Schaal and Ms. Wilburn.

**Names and identifying information were redacted from discussion and from proposed consent agreements during the course of executive session deliberation and the public meeting. Matters were referred to only by case number in documentation and referenced by case number verbally. Identifying information based upon the correlating case number was added during the writing of the minutes after approval of the proposed consent agreements through a motion on the record during public session.*

In public session, the Board took the following actions:

Agenda item 8.b: Approval of Consent Agreements (Exhibits K, L, & M)

Motion # 15: Mr. Mays made a motion to approve the following Consent agreements, Ms. Yagodich seconded the motion. Discussion: None. Motion carried: 8 – 0. Ms. Yagodich, abstained.

2016-ORCB-14
2016-ORCB-15
2016-ORCB-27

Agenda item 8.c: Approval of Notices of Opportunity for Hearing (Exhibit N)

Motion #16: Mr. Mays made a motion to approve the following Notices of Opportunity for Hearing, Mr. Aquillo seconded the motion. Discussion: None. Motion carried: 8 – 0. Ms. Yagodich, abstained.

2015-ORCB-15

Agenda item 8.d: Closed Investigations

Motion #17: Mr. Mays made a motion, Mr. Pavlak seconded the motion. Discussion: None. Motion carried: 8-0. Ms. Yagodich, abstained.

2016-ORCB-25
2016-ORCB-26
2016-ORCB-28
2016-ORCB-30

Agenda item 8.e: Probation Compliance Report

Motion #18: Mr. Mays moved to approve the Probation Compliance Report. Dr. Sasidhar seconded the motion. Discussion: None. Motion carried: 8 – 0. Ms. Yagodich, abstained.

OLD BUSINESS

Agenda item 9.a: Legislative Update House Bill 266 (Exhibit O)

Sue Ciarlariello and David Corey gave the Board and update on House Bill 266, which was the rewrite of the Respiratory Care Law. This was introduced by Representative Schuring. There were some bumps in the road and we are going to get a substitute Bill introduced, hopefully before the elections with the protocol language stripped out of it. If the discussions with the Ohio Hospital Association (OHA) do not go well, then Rep. Schuring indicated that he would be willing to re-introduce our Bill if it doesn't get passed with the protocol language in it. The OHA meeting will be August 22, 2016 at 10:00 a.m. Sue and David have been invited by OHA to the protocol dialog with the Medical Board, Pharmacy Board and Nursing Board. Sean McGlone, Senior Vice President of OHA, asked that they kick off the meeting with the history of what has occurred within the Respiratory Care Board. Corey Schaal is planning to attend this meeting, Sue Ciarlariello will attend as well and would like anyone from the Board who is interested, please attend.

Corey Schaal was able to get the Ohio Respiratory Care Board and the Ohio Society for Respiratory into House Bill 483. This would allow us to have the right to direct the respiratory curriculum for the training of unlicensed people to do some respiratory procedures for the department of developmental disability. If anyone from the Board would have an interest in helping write this language please do so. The rule is 5123:2-6-06. It appears to be the chronic care of these adults with developmental disabilities in a group home. Sue Ciarlariello will need the Boards' assistance with designing the curriculum and the training materials. She will send out the link to the Board.

David Corey discussed the Boards and Commissions consolidation. Senator Chris Jordan had his study committee and they made recommendations. Mr. Corey believes something will be done in the Lame Duck Session. There has been talk about merging some Boards and Commissions; Barber Board and Cosmetology Board; Optical Dispensary Board and Optometry Board. Discussion also has taken place regarding the North Carolina anti-trust issue with the Dental Board. There has been some discussion about have a Mega Medical Board and having all Boards and Commission be more like advisory committees reporting to this Mega Board, no members would be from Medical Industries. It would be just "Average Joe's" on the committees. They really have not had a good indication on the way this is going to go at all.

NEW BUSINESS

Agenda item 10.a: Acknowledgement of RCP Licenses and Limited Permits issued since the last meeting (Exhibit P)

Motion #19: Mr. Mays moved to ratify Respiratory Care Professional Licenses and Limited Permits issued between 06/09/2016 - 07/29/2016. Dr. Sasidhar seconded the motion. Discussion: None. Motion carried 9 - 0.

Agenda item 10.b: Acknowledgement of Home Medical Equipment Licenses and Certificates of Registration (Exhibit Q)

Motion #20: Ms. Gilligan moved to ratify Home Medical Equipment Licenses and Certificates of Registration issued between 06/03/2016 – 07/29/2016. Mr. Pavlak seconded the motion. Discussion: None. Motion carried: 9-0.

Agenda item 10.c: FY18-FY19 Biennial Budget (Exhibit R)

Director Schaal included a letter from OBM for Fiscal Years 2018-2019. The purpose of this is to submit a couple different scenarios. Scenario A. is to propose that 18-19 funding (4K9) fund, our probations don't come out of GRF. We basically keep the same amount of money that is appropriated to us for this year, with the knowledge that this would be adjusted by OBM with regard to the collective bargaining agreement depending upon what the cost of living increase would be upcoming. Scenario B. would be if we wanted to ask for any additional funds. One issue that has come up, the new elicense system, we are being told there will be a significant cost to participate in the system.

Agenda item 10.d: 2016 Annual Report

Director Schaal indicated that information is being pulled from the end of the fiscal year for use in putting together the FY16 Annual Report. Michael Aquillo has been requested to give his signature to Director Schaal for use in the report.

FOR THE GOOD OF THE BOARD

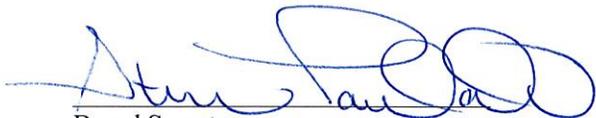
Mr. Walz asked if anyone had any other matters for the good of the Board. There was no further discussion.

ADJOURNMENT

Mr. Walz asked if there was any other business to bring before the Board.

Hearing none, Mr. Walz adjourned the meeting at 5:56 p.m.

Board Secretary's Certification: These are a true account of the proceedings in accordance with Section 121.11 of the Ohio Revised Code, approved by a majority of a quorum of the membership of the Board on October 26, 2016.


Board Secretary


Witness