

**WEST VIRGINIA MEDICAL IMAGING & RADIATION
THERAPY TECHNOLOGY BOARD OF EXAMINERS**

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June 23, 2011
BOARD MEETING

Member Present	Members Excused	Office Staff
Alice Belmont, Chairperson	Jean Morris	Grady Bowyer
Jamie Browning	Robert Smith, M.D.	Randy Fink
Melissa Haye	Elaine Moore, MD	Kate Campbell, Attorney
Fred Gabriele, MD		
Nancy Godby		
Nancy Oughton		
Grace Peters		

Ms. Belmont, Chairperson, called the meeting to order at 5:40 PM. Ms. Belmont established that a quorum was present.

MINUTES:

A motion was made by Dr. Gabriele to accept the minutes of the March 31, 2011 meeting as amended by Ms. Haye. Ms. Haye seconded the motion. The motion carried.

FINANCIAL REPORT:

The financial report, including the credit card expenditures, were presented by Mr. Fink. Ms. Haye made a motion to accept the financial report and credit card expenditures as presented. Dr. Gabriele seconded the motion. The motion carried.

COMPLAINTS:

- A. KENNETH A. HARRISON - SUPREME COURT HEARING - REVERSED - APPEALED

Mr. Bowyer informed the Board that the Board had appealed the decision of the circuit court decision regarding Mr. Harrison to the State Supreme court. That appeal was heard by the State Supreme court and the Supreme court overturned the ruling of the circuit court. Immediately after that decision was handed down by the Supreme court Mr. Harrison's attorney requested a rehearing of their decision. Ms. Campbell informed the Board that the Supreme court had refused to accept Mr. Harrison's attorney's request for a rehearing.

- B. KRISTI ESTEPP - FAILED DRUG SCREENS - ETHICS COMMITTEE REPORT FROM HEARING

Ms. Haye informed the Board that a hearing was held regarding Ms. Est Tepp. The hearing examiner ruled in favor of the Board and recommended that the Board take appropriate disciplinary action that the Board deemed necessary. The Ethics Committee recommended :

1. License suspension for the period of five (5) years.
2. Pay administrative costs incurred by the Board regarding her case.
3. Ms. Est Tepp must be reinstated by the ARRT in good standing before requesting reinstatement.

Ms. Browning made a motion that the Committee recommendations be accepted. Dr. Gabriele seconded the motion and the motion carried. Ms. Godby abstained.

C. 02-FY2011 - TERMINATED - THEFT OF PRESCRIPTION DRUGS (NMTCB) - ETHICS COMMITTEE

Ms. Haye informed the Board that the licensee had not responded to any of the attempts made by the Board to discuss this matter. At this point, the Board has not received any information from the NMTCB regarding any disciplinary action they plan on taking. The Ethic's Committee recommends offering a consent agreement to the licensee requiring:

1. A six (6) month license suspension.
2. Three (3) years probation at the end of the six (6) month suspension
3. Pay all administrative costs incurred by the Board regarding this case.
4. Continuing education, drug rehabilitation, follow up drug after care including random drug testing. (consistent with previous drug disciplinary actions taken by the Board).

Ms. Browning made a motion that the Board accept the Ethic's Committee recommendation. Ms. Oughton seconded the motion and the motion carried.

D. 04-FY2011 - DISCUSSION OF PATIENT'S CONDITION WITH PHYSICIAN - ETHICS COMMITTEE

Ms. Haye informed the Board that a complaint had been received from a patient regarding a licensee discussing a medical condition regarding the patient with the attending physician. An investigation was conducted regarding this incident and the Ethic's Committee recommended that the complaint be dismissed. After discussion, Dr. Gabriele made a motion that the complaint be dismissed. Ms. Oughton seconded the motion and the motion carried.

E. CHANGING CT PROTOCOLS RESULTING IN OVEREXPOSURE TO PATIENTS - ETHICS COMMITTEE

Ms. Haye informed the Board that the Ethic's Committee had postponed taking any action on this complaint due to the fact the investigation was still ongoing. A meeting will be arranged with the licensee and members of the Ethics Committee at a later date.

OLD BUSINESS

A. SUNRISE APPLICATION FOR 2012 - STATUS

Mr. Bowyer informed the Board that work was continuing on the Sunrise Application regarding licensing of Sonography. Mr. Bowyer indicated that he had met with Steve Thompson with the House Government Organization Committee and Brian Armentrout with the Legislative Services office. A recommendation will be made to the Legislature by no later than December, 2011 regarding the findings of their study. Mr. Bowyer indicated that support for the legislation had been received from the ARRT and ARDMS. Mr. Bowyer has also received a letter in support of the Legislation from the State Medicaid Fraud Unit who have indicated that there have been problems with sonography billing that could be corrected by licensure.

B. COMMITTEE TO EDUCATE PUBLIC - BD LETTER - SENT - FYI

Mr. Bowyer informed the Board that the educational letter regarding Bone Density has been mailed out. He indicated that he had received responses from a number of facilities and that it seemed that the letter had been successful.

C. EXECUTIVE DIRECTOR POSITION

1. PERFORMANCE EVALUATION - NANCY GODBY

Ms. Godby addressed the Board regarding the performance evaluation scorecard that was being prepared for the Executive Director position. During discussion a number of changes were made to the original document.

2. ADVERTISEMENT - ALICE BELMONT

Ms. Belmont presented the Board with a suggested advertisement to be published in the newspaper and on our website regarding the Executive Director position opening. During discussion, changes were made to the advertisement. Ms. Godby recommended that the advertisement be published each Sunday during the month of September in the Charleston newspaper. All applications must be mailed to the office and received by October 15, 2011. Ms. Haye made a motion that the advertisement, as modified, be published the four (4) Sundays in September and that all applications be received no later than October 15, 2011. Ms. Browning seconded the motion and the motion carried.

The Board agreed to have Ms. Oughton, Ms. Belmont and Dr. Gabriele review the applications. Ms. Godby, Ms. Haye and Ms. Browning agreed to prepare scripted questions that will be asked of the applicants who are chosen for an interview. The selected candidates will be interviewed by the Board at a special Board meeting in November. It was also agreed that Ms. Godby be given the responsibility of moderating the interviews.

D. APPOINTMENTS - FYI

Mr. Bowyer informed the Board that the Governor's office had indicated appointments to the Board should be made at any time. At this time, no appointments have been made.

NEW BUSINESS

A. TRANSFER OF OWNERSHIP OF WHEELING HOSPITAL RT PROGRAM - FYI

Ms. Belmont addressed the Board regarding the transfer of ownership of the Wheeling Hospital RT program. Ms. Belmont informed the Board that documentation received from the JRCERT indicated that they do not consider the transfer as a new program. Therefore, the program is not required to go through the needs assessment procedure and other requirements of the Board for a new program.

B. METHOD OF PRESENTING EDUCATIONAL SEMINAR

After discussion of the proposed educational seminar, a motion was made by Ms. Haye to table this item until the next Board meeting, Dr. Gabriele seconded the motion. The motion carried.

C. CONFERENCE CALLING PROVIDER - FYI

Mr. Bowyer informed the Board that he had used Simply Toll Free for the last conference call. The total charged to the Board was only \$14.42, which was a tremendous savings over AT&T which charged over \$400.00 the last time they were used. He also indicated that the service was easy to use and the call quality was excellent.

D. ARRT FLUORO TESTING FOR PA'S

Ms. Belmont read a letter received by the Board from the ARRT informing the Board that they had developed a Fluoroscopy Examination for PA's. Mr. Bowyer indicated that he had contacted the WV Board of Medicine regarding PA's doing Fluoro. He indicated that the Board of Medicine would present the practice of PA's doing Fluoro to their Board for consideration if our Board would allow it. After discussion, Ms. Godby made a motion that the Board of Medicine be informed that, at this time, our Board is not in favor of this change. Dr. Gabriele seconded the motion and the motion carried.

E. PICC LINE INSERTION AND REMOVAL - PLEASANT VALLEY HOSPITAL

Ms. Belmont read a letter that was received from a licensee at Pleasant Valley Hospital seeking clarification of the Board's position regarding a technologist doing PICC Line insertion and removal. After discussion, Ms. Browning made a motion that a letter be sent stating that the Board does not endorse insertion or removal of PICC lines and that the licensee should contact the hospital's legal counsel to determine possible liabilities. Dr. Gabriele seconded the motion and the motion carried.

F. PERSONNEL EVALUATIONS

Mr. Bowyer discussed Mr. Fink's job performance using the Board's Employee Performance Appraisal Evaluation form that was completed for the 2011 fiscal year. Mr. Bowyer informed the Board that the evaluation indicated an overall rating score of 2.652 which equates to a pay percentage increase of 4.5%. Dr. Gabriele made a motion to grant Mr. Fink the 4.5% pay raise. Ms. Peters seconded the motion and the motion carried.

Ms. Belmont discussed Mr. Bowyer's job performance using the Board's Employee Performance Appraisal Evaluation form that was completed for the 2011 fiscal year. Ms. Belmont informed the Board that the evaluation indicated an overall rating score of 2.16 which equates to a pay percentage increase of 2.75%. Ms. Godby made a motion to grant Mr. Bowyer the 2.75% pay raise. Ms. Browning seconded the motion and the motion carried.

G. ELECTION OF OFFICERS

The floor was opened up for nominations for the position of Board Secretary. Ms. Oughton nominated Ms. Hays. No other nominations were made for the Board Secretary and Ms. Hays was elected by acclamation. The floor was opened for nomination for the position of Board Chairperson. Ms. Hays nominated Ms. Belmont. No other nominations were made for the Board Chairperson position and Ms. Belmont was elected by acclamation. Dr. Gabriele made a motion after each nomination that the nominations be closed and that the each nominated candidate be elected by acclamation. Ms. Oughton seconded each motion and the motion carried.

H. SITE VISIT WEST VIRGINIA UNIVERSITY

Mr. Bowyer informed the Board that JRCERT has scheduled a site visit for the West Virginia University Radiologic Technology education program for August 11th and 12th of this year. Mr. Bowyer informed the Board that Ms. Hays had agreed to participate with him as Board representation for the inspection.

NEXT MEETING DATE AND LOCATION

The next meeting will be held at the Country Inns and Suites at Elkview WV on September 29, 2011 at 5:00 pm.

The meeting adjourned at 8:15 PM.

Minutes submitted by Randy Fink, Administrative Secretary.

APPROVED SEPTEMBER 29, 2011