

**West Virginia Medical Imaging and Radiation
Therapy Technology Board of Examiners**

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June 12, 2007

BOARD MEETING

Members Present

Alice Belmont, Chairperson

Jamie Browning

Nancy Godby

Melissa Haye

Grace Peters

Shawn Reesman, M.D. (Phone)

Robert Smith, M.D.

Members Excused

I. Elaine Moore, MD

Jeanne Morris

Office Staff

Grady Bowyer

Carol Blosser

Jake Wegman (Attorney)

The meeting was called to order by Ms. Belmont, Chairperson, at 5:15 P.M.

Minutes:

Ms. Godby made a motion to accept the minutes of April 5, 2007 as presented. Ms. Peters seconded the motion. Motion carried.

Financial Report:

The financial report including the credit card expenditures were presented by Ms. Blosser. Ms. Haye made a motion to accept the financial report and credit card expenditures as presented. Ms. Browning seconded the motion. Motion carried.

Complaints

A. Reinstatement of Voluntarily Surrendered License - The individual has informed the Board that he has decided not to pursue the reinstatement of his voluntarily surrendered license. Complaint Closed.

B. Suturing Femoral Artery Sheaths - Individual has signed the Consent Agreement. Complaint Closed.

C. Job Performance Evaluation - The Ethics Committee recommended that a letter be sent to the Physician who evaluated the individual asking his permission to send a copy of his report to the individual. A letter will also be sent along with the Physician's report to the individual stating until individual meets all requirements of the Physicians evaluation report nothing can be done. Dr. Smith made a motion to accept the recommendation of the Ethics Committee. Ms. Peters seconded the motion. Motion carried, with Ms. Hays abstaining.

D. Refusing to Allow Patient to View Films - The Ethics Committee recommended, since it is a Hospital policy that patients not be permitted to view their films, the complaint be dismissed. Dr. Smith made a motion to accept the recommendation of the Ethics Committee. Ms. Peters seconded the motion. Motion carried.

E. Operation of X-ray by Medical Assistant - Referred to Board of Medicine

F. Operation of X-ray Equipment by Unlicensed Persons - Mr. Bowyer sent a letter to the Doctors after receiving a verbal complaint. The doctors responded that they take all of the x-rays in the office. Mr. Bowyer informed the Board that no further steps can be taken without a signed complaint. Complaint Closed.

G. Unlicensed Personnel doing Bone Densitometry - Mr. Bowyer sent a letter to the Doctor after receiving information of this practice. The Doctor responded by letter and telephone call that he was unaware of the need to have licensed personal doing the Bone Densitometry, that the company that sold them the equipment stated that anyone in the office could do the testing. The Doctor assured Mr. Bowyer that the practice of unlicensed personnel doing the testing would cease immediately. The Ethic's committee recommended that Mr. Bowyer send a letter to the company selling the equipment of the regulations of the state of West Virginia and to dismiss any further action. Dr. Smith made a motion to accept the recommendation of the Ethics committee. Ms. Peters seconded the motion. Motion carried.

H. DUI Misdemeanor - Individual informed the office of a DUI misdemeanor conviction against him. Mr. Bowyer will send a letter to the individual thanking him for his reporting this to the Board. Since this was not associated with patient care or his ability to do his job, this information will just be put in the individual's file.

I. Jared Black is no longer working and has stopped doing his drug testing. This will be left on suspension as of the last Consent Agreement states for approximately three (3) years.

Legislative Update

A. The Rules Committee presented recommendations for updates for Series 1, 2 and 5. Ms. Browning made a motion to accept the recommendations presented by the Rules Committee. Ms. Hays seconded the motion. Motion carried. Mr. Bowyer advised the Board that he would put these rules out for public comment on June 15, 2007.

The Rules Committee presented recommendations for updates for Series 3, 4 and 6. Dr. Reesman asked to have the following included in the Series 6 concerning Fluoro **“FLUORO IS TO BE PERFORMED ONLY UNDER THE DIRECT SUPERVISION OF A WEST VIRGINIA LICENSED PHYSICIAN, WITH THE EXCEPTION OF SPOTTING OF THE TERMINAL ILEUM BY A PROPERLY TRAINED, LICENSED RADIOGRAPHER. DIRECT SUPERVISION IS DEFINED AS A WEST VIRGINIA LICENSED PHYSICIAN BEING IN THE ROOM OR BY LIVE REMOTE AUDIO/VIDEO.** Dr. Smith made a motion to accept the recommendations presented by the Rules Committee with the addition of the Fluoro directive to Series 6. Dr. Reesman seconded the motion. Motion carried. Mr. Bowyer advised the Board that he would put these rules out for public comment after August 1, 2007.

B. RA Rules - Board of Medicine. Mr. Bowyer informed the Board that the Board of Medicine has the RA Rules out on their Web page to view and to submit any comments to the Board of Medicine concerning the RA Rules.

Old Business

A. Appointments - Mr. Bowyer informed the Board that he is still waiting to hear from the Governor's Office on the new appointments for Nuclear Medicine and MRI , plus the reappointments of the expiring Board Members that he recommended to the Governor.

New Business

A. NM & MRI License Updates - Mr. Bowyer informed the Board that the office has received 98 new applications for NM & MRI so far.

B. Mr. Bowyer showed the Board the new design of the license. Mr. Bowyer also asked the Board to discontinue the large 9 x 12 license. Ms. Browning made a motion to discontinue the large 9 x 12 license. Ms. Godby seconded the motion. Motion carried.

C. Mr. Bowyer asked the Board to resend a previous motion concerning sending post cards reminding individuals that their license needed to be renewed instead of sending out the applications until January 1, 2008 because of all the new changes taking place at this time. Ms. Godby made a motion to wait until January 1, 2008 to start using the post cards instead of sending out applications. Ms. Browning seconded the motion. Motion carried.

D. Mountain State Site Visit - Mr. Bowyer informed the Board that he and JRCERT did a site visit on Mountain State which was good.

Personnel Evaluations

Mr. Bowyer presented an evaluation on Ms. Blosser to the Board informing them that, with using the Board's evaluation instrument, he was recommending a 4% raise for Ms. Blosser. Mr. Bowyer informed the Board, however, that the Governor has already approved an across the board raise for all state employees of 3.5% and that the Board should approve the 3.5% raise instead of a 4%. Ms. Browning made a motion to have Ms. Blosser receive the 3.5% raise. Ms. Peters seconded the motion. Motion carried.

Ms. Belmont presented an evaluation on Mr. Bowyer. Ms. Belmont, using the Board's evaluation instrument, recommended a 4% raise for Mr. Bowyer. However, because of the Governor's approved across the board raise of 3.5%, Ms. Peters made a motion that the raise be 3.5%. Dr. Smith seconded the motion. Motion carried.

Elections of Officers

Mr. Bowyer asked for nominations for Chairperson. Ms. Browning nominated Ms. Belmont. Ms. Haye made a motion that the nominations be closed. Ms. Godby seconded the motion. Ms. Belmont agreed to serve and was elected by acclamation. Mr. Bowyer asked for nominations for Secretary. Ms. Browning nominated Ms. Haye. Ms. Peters made a motion that the nominations be closed. Ms. Godby seconded the motion. Ms. Haye agreed to serve and was elected by acclamation.

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The next Board meeting will be held on October 25th or 26th, time pending, in Morgantown.

Meeting adjourned at 7:20 P.M.

Submitted by Carol Blosser, Administrative Secretary