

West Virginia Radiologic Technology

Board of Examiners

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BOARD MEETING

March 3, 2005

Members Present	Members Excused	Office Staff	Guest
I. Elaine Moore, MD Chairman Susan Bellomy, Secretary Jamie Browning Grace Peters Mark Wilcox	Jeanne Morris Shawn Reesman, M.D.	Grady Bowyer Greg Skinner (Attorney)	Lori Williamson

The meeting was called to order by Dr. Moore, Chairperson, at 5:20 P.M.

Minutes: Mr. Wilcox made a motion to accept the minutes of December 2, 2004 as presented. Ms. Bellomy seconded the motion. Motion carried

Financial Report: The financial report including the credit card expenditures and procedures were presented by Mr. Bowyer. Dr. Moore and Ms. Peters gave a report on their examination of the financial information of the Board. Dr. Moore and Ms. Peters determined that there were not any more significant cuts in the budget that could be made at this time. Ms. Blosser was commended for her written presentation. Mr. Wilcox made a motion to accept the financial reports and credit card information as presented. Ms. Browning seconded the motion. Motion carried.

Complaints: A report was given by Mr. Bowyer on the status of the active complaints as follows:

(A) Dismissal for Failure of Drug Screen for Cause - A hearing was held on February 8, 2005, before a hearing examiner. Attorney Skinner stated that, since she did not appear or send a representative, the Board's evidence was entered into the record. The hearing examiner will be issuing his report on or before March 31, 2005. Attorney Skinner stated that the Board could accept, reject or modify the hearing examiners recommendation.

(B) Dental Personnel Taking Hand X-rays - Attorney Skinner has been in contact with the Dental Board's Attorney concerning this practice. The Dental Board had a meeting on December 4, 2004 to discuss this issue but failed to do so. Attorney Skinner has explained our Board's position on this matter and stated that the Dental Board's attorney as well as their Executive Director has concurred with our Board's position. The Dental Board will be meeting during March, 2005 and assurance has been given that this matter will be on their agenda for discussion.

(C) Forging Prescriptions - Still Pending. This case has not gone before the Circuit Court.

(D) RN operating C-arm fluoroscopic unit in surgery: Administrator of facility verbally acknowledged this was done. He stated the RN was disciplined and the use of a c-arm protocol for the OR procedure has been changed to prevent a re-occurrence. A written response will be submitted to the Board's office. Upon receipt of written response, a letter will be sent to the RN Board for possible disciplinary action against the RN for working outside the scope of practice.

Legislative Update: The Series 1 Rule was introduced in the Legislature on February 28, 2005 (SB 380 & HB 2747). The Senate Bill has been referred to their Finance & Judiciary Committees while the House version has been referred to their Government Organization and Judiciary Committees. A request has been made for a representative from our Board to appear before the House's Government Organization Committee on Monday, March 7, 2005 to answer any questions the Committee may have. The Rules for the 2006 Legislative Session must be filed with the Secretary of State's office and the Legislative Rule Making Review Committee by close of business on July 29, 2005 after going through the thirty (30) day comment period.

Old Business: (A) Individual requesting temporary permit / license - A discussion was continued from the December 2, 2004 meeting concerning this request. After a lengthy discussion and examination of the material submitted by the individual, the Board feels an attempt is sincerely being made to straighten out the past. It was pointed out that the request was for a temporary permit, however, a temporary permit cannot be issued for someone that has been out of a School of Radiologic Technology for greater than six (6) months. A letter will be sent stating that, before consideration of receiving a license, the individual must pass a written examination. This can be either the ARRT examination or the Board's examination. Once the individual has successfully passed the written examination, the Board can and will consider this request. Without successful passage of the written examination, this matter becomes a moot point.

(B) Collins Career Center - Mr. Bowyer received information that this school has re- applied to the JRCERT for accreditation in December, 2004. As discussed, our law states that a school "shall follow the current standards as established by the JRCERT". It was decided a letter will be sent to Collins Career pointing out the law and that the Board does not have statutory authority to "recognize" a school. Once full accreditation has been achieved, the students will be eligible for temporary permits upon graduation.

(C) Nuclear Medicine Technologists - Lori Williamson with the Appalachian Association of Nuclear Medicine Technologists gave a report on the recent polling of the state's nuclear medicine community concerning the issue of licensure. Around 180 questionnaires had been sent with response received from 74 individuals. There were 71 "yes" responses to having a licensure for nuclear medicine, 2 "no" responses with 2 individuals asking questions without a response. A meeting has been scheduled between the Board's committee and the Nuclear Medicine's committee to begin the formulation of proposed legislation.

New Business: Ms. Bellomy requested that the Board make an effort to obtain licensees' e-mail addresses and send information to them via this method in the future (such as newsletters). It was pointed out that there is a space on the application form for the licensee's email address and optional (cell) phone number. Whenever this information is submitted, it is entered into the database. Ms.

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Bellomy also requested the Board conduct a marketplace research project to obtain information on the cost of licenses of other state Boards, and also obtain the same information from other states with RT licensure. It was pointed out that the technologist information was available for the states on the ARRT or ASRT web sites. The information on the in-state Boards will be gathered and distributed to the Board members.

Mr. Wilcox stated that he had been in contact with Dr. Robert Smith concerning the issue of Radiology Assistants (RA). Mr. Wilcox explained to Dr. Smith that our law would cover the licensure of RA's, since these individuals would have to be licensed through our Board. Dr. Smith stated that Dr. Cordell with the Medical Association would need to talk to Mr. Wilcox or the Board since the Medical Association may attempt to seek legislation to license the RA's in-state. Mr. Wilcox requested Mr. Bowyer to monitor legislation being introduced and inform the Board if anything pertaining to the RA's is introduced.

The next meeting of the Board will be held on June 9, 2005 at 5:00 p.m. at One Davis Square in Charleston.

The meeting was adjourned at 7:20 P.M.

Minutes submitted by Grady M. Bowyer, R.T. (R), Executive Director