

**West Virginia Radiologic Technology
Board of Examiners**

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BOARD MEETING

June 9, 2005

Members Present

I. Elaine Moore, M.D., Chairman
Susan Bellomy, Secretary
Jamie Browning
Jeanne Morris
Grace Peters
Shawn Reesman, M.D.
Mark Wilcox

Office Staff

Grady Bowyer
Carol Blosser
Greg Skinner (Attorney)

The meeting was called to order by Dr. Moore, Chairman, at 5:00 P.M.

Minutes: Ms. Bellomy made a motion to accept the minutes of March 3, 2005 as presented. Mr. Wilcox seconded the motion. Motion carried.

Financial Report: The financial report including the credit card expenditures were presented by Ms. Blosser. Mr. Bowyer informed the Board that the travel expense for the Board members would now be presented for payment after the June and December Board meetings. Mr. Wilcox made a motion to accept the financial report and credit card expenditures as presented. Ms. Bellomy seconded the motion. Motion carried.

Complaints: (A) Dismissal for Failure of Drug Screen for Cause - Mr. Wilcox made a motion to accept the findings of Hearing Examiner Jack McClung dated May 24, 2005 in its entirety, and to have Mr. Skinner send a letter to the Tech of the decision of the Board. Ms. Browning seconded the motion. Motion carried.

(B) Dental Personnel Taking Hand X-Rays - Mr. Skinner advised the Board that our law does prohibit the taking of hand x-rays by non licensed individuals, and that he has been working with the Dental Board's Attorney but a solution has not been forthcoming. The Board asked Mr. Skinner to send a letter to the Dental Board advising them of our law and possible legal action if our law is not adhered to. The Board tabled further discussion of this matter to the next meeting pending a reply to Mr. Skinner's letter.

(C) Forging Prescriptions - The Board made a decision to have the individual meet with are Ethics Committee, comprised of Ms. Browning, Dr. Reesman, and Dr. Moore. Mr. Bowyer will send a letter to the individual informing him of the meeting and asking for all pertinent information concerning his case. This matter was tabled to the next Board Meeting to give the Ethics Committee time to meet with the individual and to report back to the Board of their findings. Mr. Skinner was asked by the Committee to also attend the meeting.

Board Meeting

(D) RN Taking X-rays - Letter sent to the RN Board concerning the nurse. RN Board investigating.

(E) Renewal of License - The office received a letter for renewal of an individuals license who has indicated he has committed a felony. The Board asked Mr. Bowyer to send a letter to the individual asking for further information. Matter tabled till next meeting to receive the information.

Legislation Update: Series 1 Rule was implemented on June 1st, 2005. Series 5 rule must be filed with the Secretary of States Office and the Legislative Rule Making Review Committee by close of Business on July 29, 2005 after a thirty (30) day comment period. Dr. Reesman made a motion to submit the Series 5 Rule for public comment and send copies to all Board Members for any possible changes before submitting to the Secretary of State Office and the Legislative Rule Making Review Committee on July 29, 2005. Mr. Wilcox seconded the motion. Motion Carried.

Old Business: Nuclear Medicine Technologists being added to our present law. Mr. Wilcox and Mr. Bowyer met with Brenda Thompson, chief legal counsel with the WV House of Delegates Government Organization Committee and Steve Thompson, legal analyst with the committee concerning adding Nuclear Medicine Technologists to our present law. Ms. Thompson and Mr. Thompson explained that it would not be legal to just add the Nuclear Medicine Technologists to our law. In order to include any new profession to our law it would have to go through a study (Sunrise Law) conducted by the legislature to see if it is warranted to protect the public's health and safety. Mr. Bowyer explained that before this study is conducted, the Legislative Committee on Government Organizations's study questionnaire must be submitted along with documentation from various sources by December 1st. The study would begin at that point and continue until the following December when an interim report would be prepared and presented to the Legislature. This would enable legislation to be formulated from the report and a bill prepared for introduction. The earliest any legislation to add other disciplines to our law would be the 2007 session. After a discussion concerning this matter, Dr. Reesman made a motion to include all 6 disciplines not just Nuclear Medicine Technologists and RPA's. Mr. Wilcox seconded the motion. Motion Carried.

New Business: RPA Letter - Mr. Bowyer informed the Board that he received a letter from an individual concerning the permissible scope of practice of Radiologic Technology as it pertains to the Radiology Practitioner Assistant program. The individual has an active license from the office, and is participating in the RPA program through Weber State University in the capacity of a student. After a discussion the Board advised Mr. Bowyer to send a letter to the individual informing her that it does not appear that she is acting in violation of any rule or regulation of the Board.

Personnel Evaluations - Mr. Bowyer presented the evaluation for Ms. Blosser and informed the Board that the results of the evaluation was a recommendation of 4% pay increase per the Boards evaluation percent of raises approved on October, 2001. Mr. Bowyer asked the Board to approve the 4% with 2% going into effect in July and waiting to see what the Governor's recommendation for raises for all state employees would be in September. If the Governor does not give all state employees a raise the other 2% would go into effect in October. Dr. Moore did not have Mr. Bowyer's evaluation with her, but informed the other Board members she would email the results to them the next day and they could vote on his pay increase at that time. Mr. Wilcox suggested that the Board reevaluate the evaluation percent of raises approved on October 2001 for the next evaluation process. Mr. Wilcox made a motion to approve the 4% increase to Ms. Blosser with a 2% at the present time until the findings of the state employees raise increase of the Governor's, with the increase of the other 2% if a state employee raise is not approved and to wait for the email from Dr. Moore in order to approve a pay increase for Mr. Bowyer. Dr. Moore seconded the motion. Motion approved.

Nominations of Officers: Mr. Bowyer asked for nominations for Chairman. Ms. Bellomy nominated Mr. Wilcox. Ms. Browning seconded the nomination. Ms. Bellomy made a motion that the nominations be closed. Ms. Browning seconded the motion. Mr. Wilcox agreed to serve and was elected Chairman. Mr. Bowyer asked for nominations for Secretary. Ms. Bellomy nominated Ms. Browning. Ms. Morris seconded the nomination. Ms. Bellomy made a motion that the nominations be closed. Ms. Morris seconded the motion. Ms. Browning agreed to serve and was elected Secretary.

Appointments to Board: Mr. Bowyer informed the Board that nothing has been done on the recommendations, sent to the Governor, at this time but that new members and reappointments should be approved by the next meeting.

The September meeting will be on September 15th, 2005

The meeting adjourned at 7:10

Minutes submitted by Carol Blosser, Administrative Secretary