

**West Virginia Radiologic Technology  
Board of Examiners**

1715 Flat Top Road  
P.O. Box 638

Cool Ridge, WV 25825-0638

Telephone: (304) 787-4398 Toll Free (in WV): (877) 609-9869 Fax: (304) 787-3030

Email: [wvrtboe@suddenlinkmail.com](mailto:wvrtboe@suddenlinkmail.com) Web Site: [www.wvrtboard.org](http://www.wvrtboard.org)

April 5, 2007

**BOARD MEETING**

**Members Present**

Jamie Browning  
Nancy Godby  
Melissa Haye  
I. Elaine Moore, M.D.  
Jeanne Morris  
Grace Peters

**Members Excused**

Alice Belmont, Chair  
Shawn Reesman, M.D.  
Robert Smith, M.D.

**Office Staff**

Grady Bowyer  
Carol Blosser  
Jake Wegman (Attorney)

The meeting was called to order by Mr. Bowyer, Executive Director, at 5:00 P.M..

**Minutes:**

Ms. Browning made a motion to accept the minutes of October 17, 2006 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. Godby seconded the motion. Motion carried.

**Business of the Board:**

Ms. Godby made a motion to adjourn to Executive Session. Ms. Morris seconded the motion. Motion carried. Board adjourned to Executive Session at 5:15 P. M.. Executive Session ended at 5:45 P.M..

**Complaints:**

A. Reinstatement of Voluntarily Surrendered License - Individual asked to have the original consent agreement presented to him modified. The Ethics Committee recommended minor changes to the consent agreement, consisting of (1) changing the reporting of monthly to quarterly (2) to delete the statement of part 12 of consent agreement (3) changing the reporting by physician to every 3 months or when the physician deems necessary. Dr. Moore made a motion to

accept the recommendations of the Ethics Committee. Ms. Morris seconded. Motion carried.

B. Attempting to Pass Forged Prescription- Individual has not signed the consent agreement and the individual's license has expired. The Ethics Committee recommended that this matter be put on hold and that the individual would have to request a hearing to resolve this matter before a license could be issued. Dr. Moore made a motion to accept the recommendations of the Ethics Committee. Ms. Peters seconded the motion. Motion carried.

C. Suturing of Femoral Artery Sheaths - The Ethics Committee recommended a Consent Agreement consisting of a cease and desist order and a reprimand be sent to the individual as this is not within the scope of practice for a Radiologic Technologist. Dr. Moore made a motion to accept the recommendation of the Ethics Committee. Ms. Morris seconded the motion. Motion carried.

D. Job Performance Evaluation - The individual has not met the requirement of the Board concerning having a job performance evaluation by an approved doctor of the Board. The Ethics Committee recommended that no action be taken without the required evaluation. Ms. Morris made a motion to accept the recommendation of the Ethics Committee. Dr. Moore seconded the motion. Motion passed with Ms. Hays abstaining.

E. Reinstatement of Suspended License - The Ethics Committee recommended a letter be sent to the individual denying the reinstatement of the suspended license indefinitely and to refer to paragraph 19B of the consent agreement concerning a hearing. Dr. Moore made a motion to accept the recommendation of the Ethics Committee. Ms. Morris seconded the motion. Motion passed with Ms. Godby abstaining.

F. Mr. Bowyer informed the Board that he had received a telephone call stating that a hospital that is presently on strike, was using unlicensed technologists. Mr. Bowyer called the hospital and talked to the Administrator concerning this matter. Mr. Bowyer was assured that there were three (3) licensed individuals that were still working, and they were taking the x-rays. Mr. Bowyer confirmed that the individuals listed by the Administrator do have a valid license with the Board.

G. Mr. Bowyer had received a telephone call informing him that a facility with new equipment had contacted hospital technologists asking them to teach their office staff to take x-rays. A letter was sent and a response was received that the doctors were the only ones that would be taking the x-rays. This information was also forwarded to the Board of Medicine by Mr. Bowyer.

H. Mr. Bowyer has received a letter from Congressman Rahall inquiring why a license application was refused for an individual seeking a nursing license. Mr. Bowyer sent a letter to Congressman Rahall with a copy to the Governor, who Congressman Rahall had copied with his original letter, informing him that we were the Radiologic Technologist Board, and that we did not license nurses unless they had been through x-ray training and were seeking a license to practice Radiologic Technology. Mr. Bowyer forwarded all the information to the RN board.

I. Mr. Bowyer received a complaint from a Doctor against a hospital who said the technologist would not show him his personal x-rays that had been taken, upon his asking. Mr. Bowyer has sent a letter to the hospital concerning the complaint and is waiting for a response.

### **Legislative Update**

A. Code Change - House Bill 2800 was signed by the Governor on April 4, 2007 with an effective date 90 days from passage. Legislation will take effect June 10, 2007.

B. Rules update - A rules committee meeting consisting of Ms. Belmont, Ms. Godby, Ms. Browning and Ms. Haye will meet on April 18<sup>th</sup> at Flatwoods. These updated rules must be approved at the June board meeting in order to be put out for a 30 day public comment period. The rules then must be submitted by July 27<sup>th</sup>, 2007 to the Secretary State's Office and the Legislative Rule Making Review Committee.

### **New Business**

A. Fluoro Issues - Mr. Bowyer asked the Board for clarification on the use of remote Fluoro. The Board does not have a problem with a tech doing Fluoro without a Radiologist on the premises as long as a live remote audio and video is being used.

B. Re-join CLEAR (Council on Licensure, Enforcement and Regulation - Mr. Bowyer asked the Board for permission to rejoin CLEAR. The agency had been a member of CLEAR until three years ago when the agency dropped their membership because of financial restraints. Mr. Bowyer feels that it would be to the Boards advantage to again become a member of CLEAR. Dr. Moore made a motion to rejoin CLEAR on July 1, 2007. Ms. Haye seconded the motion. Motion carried.

C. Ms. Blosser's Pending Retirement - Mr. Bowyer informed the Board that Ms. Blosser will be retiring in March 2008. Mr. Bowyer proposed that someone be

hired part time in September and then changed to full time starting in January in order to learn and be ready to replace Ms. Blosser in March 2008. Mr. Bowyer recommended the individual be paid \$8.00 an hour during the part time period and paying the individual \$19,342.00 as a starting full time salary. Mr. Bowyer informed the Board that we will advertise in the newspaper for this position. This needed to be discussed at this time so money could be appropriated for the 2008 budget. Dr. Moore made a motion to accept Mr. Bowyer's recommendations. Ms. Hays seconded the motion. Motion carried.

D. PET/SPECT - Discussion was held on whether a person certified by the ARRT in CT can operate PET/CT or SPECT equipment. The Board stated that if the individual is licensed by the Board and certified in CT, then they could operate the equipment. However, if the individual is not licensed and operating the equipment in order to obtain the competency examinations to be eligible to sit for the examination, they are in violation of the law. Only licensed individuals may operate radiation producing equipment for diagnosis or therapeutic purposes.

### **Next Meeting**

The next meeting will be held in Flatwoods on Tuesday June 12<sup>th</sup>, 2007 @ 5:00 pm.

### **Adjourn**

The meeting was adjourned at 6:45 pm.

Minutes submitted by Carol Blosser, Administrative Secretary