



Virtual Board Meeting

Thu Oct 17, 2024 4:00 PM - 6:00 PM EDT

1. Meeting to Order

The virtual board meeting was called to order at 4:09 PM on Thursday, October 17, 2024, by the Chairman of the Board, Tyson Judy.

Chairman Judy noted that according to the Secretary of State's statutory requirement for Open Meeting Notices (WV Code § 6-9A), this meeting notice was published on the Secretary of State's website on September 23, 2024.

2. Board's Mission

Chairman Judy stated the Board's purpose, mission and vision.

The purpose of the Board is to safeguard the public health, safety and welfare by regulating persons engaged in the practice of medical imaging.

The Board's Mission is to be the driving force behind the highest quality imaging and radiation safety standards in West Virginia through the licensure of educationally prepared and clinically competent professionals.

The Board's Vision is to ensure public safety through a highly skilled and qualified workforce across the entire state of West Virginia providing quality imaging and radiation therapy services in every community and clinical setting.

3. Guests

Chairman Judy noted that no guests were in attendance.

4. Attendance

Board members in attendance were Chairman Tyson Judy, Secretary Tuanya Layton, Kristi Barnett, Brian Martin, Melissa Jung, MD., Mindy Smith, DEL, Adam Kassar, MD and Erin Butcho, MD. Executive Director Jamie Browning and Assistant Attorney General Adriana Marshall, Esq. were also in attendance. Jeffrey Jones, Esq was excused.

5. Agenda

Mr. Martin made a motion to accept the agenda as presented. Dr. Smith seconded the motion and the Board concurred.

6. Board Meeting Minutes

A motion was made by Dr. Smith to approve the September 19, 2024 board meeting minutes. Secretary Layton seconded the motion and the Board concurred.

In accordance with the Secretary of State's statutory requirement for Open Meetings, the board meeting minutes were posted on the board's website for public availability.

7. Professional Development

a. 2024 WVSRT 70th Annual Conference

Chairman Judy noted that funds have been approved for board members and staff to attend the 2024 WVSRT 70th Annual Conference in Bridgeport, WV on November 7-9, 2024.

Chairman Judy reported that himself, Director Browning, Secretary Layton, Ms. Barnett, Dr. Smith and Mr. Martin are registered to attend.

8. Ethics

a. Executive Session

A motion was made by Mr. Martin to enter into executive session at 4:12 PM to discuss Ethics cases 04-FY-2022, 05-FY-2024, 07-FY-2024, 09-FY-2024, 11-FY-2024 and 12-FY-2024. The motion was seconded by Dr. Smith. After review of all available information, the Board unanimously concurred.

A motion was made by Dr. Smith to exit out of executive session at 4:22 PM. The motion was seconded by Ms. Barnett. The Board unanimously concurred.

b. 04-FY2022

Chairman Judy reported that 04-FY-2022 has entered into a consent agreement with a mandatory discipline program until 4/21/2025. Chairman Judy presented the board with the WV Pharmacy Recovery Network Discipline Program update for review and discussion.

No action was taken.

c. 05-FY-2024

Chairman Judy reported that 05-FY-2024 has entered into a consent agreement with a mandatory discipline program until 11/18/2025. Chairman Judy presented the board with the WV Pharmacy Recovery Network Discipline Program update for review and discussion.

No action was taken.

d. 07-FY-2024

Chairman Judy reported that 07-FY-2022 has entered into a consent agreement with a mandatory discipline program. Chairman Judy presented the board with the WV Pharmacy Recovery Network Discipline Program update for review and discussion.

Chairman Judy reported that respondents' Summary Suspension would be lifted once the respondent has enrolled in and complies with the terms of the Pharmacy Recovery Network Program.

No action was taken.

e. 09-FY-2024

Chairman Judy reported that Maryland revoked the respondent's license on June 30, 2023 due to multiple work-related issues.

Chairman Judy noted that the respondent failed to report the Maryland revocation on November 24, 2023 during the West Virginia license renewal application.

Chairman Judy reported that West Virginia issued a Summary Suspension on July 9, 2024.

Chairman Judy reported that a Consent Agreement offer was sent to the respondent on September 7, 2024.

Chairman Judy reported that a hearing is scheduled for December 3, 2024.

Mr. Martin made a motion to indicate in the Statement of Charges that the Board had concerns regarding the respondent's fitness for duty following the informal ethics meeting. Mr. Martin also made a motion to hand deliver the Notice of Hearing and Statement of Charges to the respondent. After review of all the available information, Dr. Smith seconded the motion and the Board unanimously concurred.

f. 11-FY-2024

Chairman Judy reported that the Board received a complaint on June 5, 2024 stating the respondent was recording coworkers in the employee bathroom.

Chairman Judy reported that West Virginia issued a Summary Suspension on July 9, 2024.

Chairman Judy reported that a hearing is scheduled for December 3, 2024.

Mr. Martin made a motion to hand deliver the Notice of Hearing to the respondent. After review of all the available information, Dr. Smith seconded the motion and the Board unanimously concurred.

g. 12-FY-2024

Chairman Judy reported that 12-FY-2022 has entered into a consent agreement with a mandatory discipline program.

Chairman Judy reported that respondent has enrolled is in and compliance with the terms of the Pharmacy Recovery Network Program.

Chairman Judy presented the board with the WV Pharmacy Recovery Network Discipline Program update for review and discussion.

Mr. Martin made a motion to lift the suspension order and place the respondents license on probation until October 7, 2027. After review of all the available information, Dr. Smith seconded the motion and the Board unanimously concurred.

9. September 2024 Monthly Financial Report

Chairman Judy reported that the Finance Committee, consisting of himself, Secretary Layton and Director Browning met on October 17, 2024 to review the September 2024 monthly financial reports.

Chairman Judy reported that the September 2024 ending cash balance was \$466,712.96 with \$25,042.00 in total revenue and \$47,682.62 in total expenditures. Chairman Judy noted that \$18,638.94 were actual expenses and \$29,043.68 was excess revenue sent to the General Revenue Fund.

Chairman Judy presented the September 2024 monthly financial report for review and discussion and recommended approval.

Dr. Smith made a motion to approve the September 2024 financial report as presented. After review of all available information, Mr. Martin seconded the motion and the Board unanimously concurred.

10. September 2024 Purchasing Card Reports

Chairman Judy reported that the Finance Committee, consisting of himself, Secretary Layton and Director Browning met on October 17, 2024 to review the September 2024 Purchasing Card report.

Chairman Judy presented the September 2024 Purchasing Card report for review and discussion. Chairman Judy reported that there were \$1,209.84 in purchases and recommended approval.

Ms. Barnett made a motion to approve the September 2024 Purchasing Card report as presented. After review of all available information, Mr. Martin seconded the motion and the Board unanimously concurred.

11. September 2024 Director's Report

Chairman Judy presented the September 2024 Director's Report for review and discussion. Chairman Judy reported that there were 56 new license applications, 323 renewal license applications and 6 late/reinstatement license applications processed

in September 2024. Chairman Judy recommended approval of the September 2024 Director's Report.

Dr. Kassar made a motion to approve the September 2024 Director's Report as presented. After review of all available information, Secretary Layton seconded the motion and the Board unanimously concurred.

12. WVSAO Licensing Board's Annual Seminar

Chairman Judy reported that the WVSAO Licensing Board's Annual Seminar will be held on November 7, 2024 at the Holiday Inn and Suites in South Charleston.

Chairman Judy reported that mandatory attendance is required once every term.

Chairman Judy reported that Chairman Judy, Director Browning, AG Marshall and Mr. Jones are currently registered to attend.

No action was taken.

13. Financial Internal Controls

Chairman Judy presented the FY-2025 Financial Internal Controls for review and discussion. Chairman Judy recommended passage.

Mr. Martin made a motion to approve the FY-2025 Financial Internal Controls as presented. After review of all available information, Ms. Barnett seconded the motion and the Board unanimously concurred.

14. Medical Imaging Schools Report

a. Southern West Virginia Community and Technical College Radiography Program

Chairman Judy reported that Kristin Collins was appointed as the Program Director.

No action was taken.

b. West Virginia Northern Community College Radiography Program

Chairman Judy reported a JRCERT Site Visit is scheduled for January 23-24, 2025.

No action was taken.

c. West Virginia University Hospitals Magnetic Resonance Program

Chairman Judy reported that Fairmont Medical Center was added as a clinical setting.

No action was taken.

d. United Hospital Radiography Program

Chairman Judy reported that Micah Ford was appointed as the program director.

No action was taken.

e. St Mary's Medical Center Radiography Program

Chairman Judy reported that Sarah Stone was appointed as the clinical preceptor.

No Action was taken

15. Upcoming Meetings

Secretary Layton made a motion to have the next Board Meeting on Thursday, November 21, 2024. After review and discussion of all available information, Ms. Barnett seconded the motion and the Board unanimously concurred.

16. Adjournment

Dr. Jung made a motion to adjourn the meeting at 4:36 PM. Dr. Butcho seconded the motion and the Board concurred.