



Virtual Board Meeting

Thu Jan 16, 2025 4:00 PM - 6:00 PM EST

1. Meeting to Order

The virtual board meeting was called to order at 4:01 PM on Thursday, January 16, 2025 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 November 12, 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 there were no guests at the meeting.

4. Attendance

Chairman Judy noted that quorum was present. He noted that the board members in attendance were Chairman Tyson Judy, Secretary Tuanya Layton, Kristi Barnett, Brian Martin, Jeffrey Jones, Esq, 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.

5. Agenda

Mr. Jones made a motion to accept the agenda as presented. Secretary Layton seconded the motion and the Board concurred.

6. Board Meeting Minutes

A motion was made by Dr. Kassar to approve the November 21, 2024 board meeting minutes. Mr. Martin 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

Chairman Judy reported that Director Browning attended the annual Purchasing Conference in Wheeling, WV on October 22-25, 2024.

8. Ethics

Chairman Judy reported that the Ethics Committee, consisting of himself, Secretary Layton, Director Browning, and AG Marshall met with Mike Brown of the WV Pharmacy Recovery Network on January 16, 2025 to review ethics cases 04-FY-2022, 05-FY-2024, 07-FY-2024, 09-FY-2024.

Chairman Judy reported that the Ethics Committee also reviewed ethics cases 11-FY-2024, 12-FY-2024, 01-FY-2025, 02-FY-2025 and 03-FY-2025 during the January 16, 2025 Ethics Committee meeting.

a. Executive Session

A motion was made by Ms. Barnett to enter into executive session at 4:06 PM to discuss ethics cases 04-FY-2022, 05-FY-2024, 07-FY-2024, 09-FY-2024, 11-FY-2024, 12-FY-2024, 01-FY-2025, 02-FY-2025 and 03-FY-2025. The motion was seconded by Mr. Jones. The Board unanimously concurred.

A motion was made by Mr. Jones to exit out of executive session at 4:14 PM. The motion was seconded by Mr. Martin. The Board unanimously concurred.

b. 04-FY-2022

Chairman Judy reported that 04-FY-2022 has entered into a consent agreement on April 5, 2022 with a mandatory three year recovery program until April 20, 2025.

Chairman Judy presented the board with the WV Pharmacy Recovery Network Recovery 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 on March 25, 2024 with a mandatory eighteen month recovery program until November 17, 2025.

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

No action was taken.

d. 07-FY-2024

Chairman Judy reported that 07-FY-2024 has entered into a consent agreement on July 19, 2024.

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

Chairman Judy reported that the respondent's license is suspended pending the WV Pharmacy Recovery Network's evaluation.

No action was taken.

e. 09-FY-2024

Chairman Judy reported that a hearing was scheduled for December 3, 2024 and continued on February 11, 2025.

No action was taken.

f. 11-FY-2024

Chairman Judy reported that a hearing was held on December 3, 2024 and the Findings of Fact and Conclusions of Law due on January 22, 2025.

No action was taken.

g. 12-FY-2024

Chairman Judy reported that 12-FY-2024 has entered into a consent agreement on September 16, 2024 with a mandatory three year recovery program until October 8, 2027.

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

No action was taken.

h. 01-FY-2025

Chairman Judy reported that the respondent worked from 7/1/2024 - 10/31/2024 without a current license.

Chairman Judy reported that a Consent Agreement was entered on 12/30/2024. Chairman Judy noted that all requirements of the consent agreement have been met and he recommended closing the case.

A motion was made by Mr. Jones to close the case. The motion was seconded by Dr. Smith and approved by the Board.

i. 02-FY-2025

Chairman Judy reported that the Board received an anonymous complaint and a referral about a facility administering IV agents without a physician on site. Chairman Judy reported that according to the Board's Statute 30-23-10 the licensed medical imaging technologists were being required to work out of their scope of practice.

Chairman Judy reported that a response was required by the facility on January 21, 2025.

No action was taken.

j. 03-FY-2025

Chairman Judy reported that a complaint was received on December 19, 2024 about a travel tech falsifying her CPR certification.

A motion was made by Mr. Jones to send the respondent a complaint letter. The motion was seconded by Dr. Smith and approved by the Board.

9. November 2024 Monthly Financial Report

Chairman Judy reported that the Finance Committee, consisting of himself, Secretary Layton and Director Browning met on January 16, 2025 to review the November 2024 monthly financial reports.

Chairman Judy presented the November 2024 monthly financial report for review and discussion. Chairman Judy reported that the November 2024 ending cash balance was \$466,263.23 with \$23,865.50 in total revenue and \$31,417.96 in total expenditures. Chairman Judy recommended approval.

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

10. December 2024 Monthly Financial Report

Chairman Judy reported that the Finance Committee, consisting of himself, Secretary Layton and Director Browning met on January 16, 2025 to review the December 2024 monthly financial reports.

Chairman Judy presented the December 2024 monthly financial report for review and discussion. Chairman Judy reported that the December 2024 ending cash balance was \$470,298.11 with \$20,061.50 in total revenue and \$16,026.62 in total expenditures. Chairman Judy recommended approval.

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

11. November 2024 Purchasing Card Reports

Chairman Judy reported that the Finance Committee, consisting of himself, Secretary Layton and Director Browning met on January 16, 2025 to review the November 2024 Purchasing Card report.

Chairman Judy presented the November 2024 Purchasing Card report for review and discussion and reported that there were \$2,218.00 in purchases. Chairman Judy recommended approval.

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

12. December 2024 Purchasing Card Reports

Chairman Judy reported that the Finance Committee, consisting of himself, Secretary Layton and Director Browning met on January 16, 2025 to review the December 2024 Purchasing Card report.

Chairman Judy presented the November 2024 Purchasing Card report for review and discussion and reported that there were \$1,468.48 in purchases. Chairman Judy recommended approval.

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

13. November 2024 Director's Report

Chairman Judy presented the November 2024 Director's Report for review and discussion. Chairman Judy reported that there were 39 new license applications, 1 temporary license application, 326 renewal license applications and 8 late/reinstatement license applications. Chairman Judy recommended approval.

Ms. Layton made a motion to approve the November 2024 Director's Report as presented. After review of all available information, Mr. Jones seconded the motion and the Board unanimously concurred.

14. December 2024 Director's Report

Chairman Judy presented the December 2024 Director's Report for review and discussion. Chairman Judy reported that there were 30 new license applications, 1 temporary license application, 275 renewal license applications and 9 late/reinstatement license applications. Chairman Judy recommended approval.

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

15. Scope of Practice for the Administration of Contrast Media Rule

Chairman Judy presented the proposed rules for review and discussion.

No action was taken.

16. Promulgate Discipline Program Rules

Chairman Judy presented the proposed rules for review and discussion.

Chairman Judy stated the Rules needs to be out for public comment by June 25, 2025.

No action was taken.

17. Promulgate Continuing Education Rules

Chairman Judy presented the proposed rules for review and discussion.

Chairman Judy stated the Rules needs to be out for public comment by June 25, 2025.

No action was taken.

18. West Virginia Northern Community College JRCERT Site Visit

Chairman Judy recommended approve travel for Director Browning to attend the West Virginia Northern Community College JRCERT Site Visit on January 22-24, 2025.

A motion was made by Mr. Martin to approve travel for Director Browning to attend the West Virginia Northern Community College JRCERT Site Visit on January 22-24, 2025. The motion was seconded by Mr. Jones and approved by the Board.

19. Radiography Extern Program

Chairman Judy presented a letter requesting a code change for radiology students working as a radiology extern.

A motion was made by Ms. Barnett to take no action. After review and discussion, Dr. Smith seconded the motion and the Board concurred.

20. Medical Imaging Schools Report

a. The Joint Review Committee on Education in Radiologic Technology

Chairman Judy reported that there were no Joint Review Committee on Education in Radiologic Technology to report on.

No action was taken.

b. Bridge Valley CTC Radiology Program Application

Chairman Judy presented the Bridge Valley CTC Radiology Program Application for review and discussion.

Chairman Judy reported that the Bridge Valley CTC Radiology Program is currently seeking JRCERT Accreditation.

No action was taken.

c. West Virginia University at Parkersburg Radiology Program Application

Chairman Judy presented the West Virginia University at Parkersburg Radiology Program Application

Chairman Judy reported that the West Virginia University at Parkersburg Radiology Program is currently seeking JRCERT Accreditation.

No action was taken.

d. Southern West Virginia Community and Technical College Radiography Program

Chairman Judy reported that Angela Thompson appointed as a clinical preceptor at Tug Valley Appalachian Regional Healthcare.

Chairman Judy reported that Alyxandra Toppins was appointed as a clinical preceptor at Boone Memorial Hospital.

Chairman Judy reported that the program's national certification pass rate is currently under the required 75%. Chairman Judy noted that they must document compliance with all JRCERT accreditation standards no later than October 24, 2026.

21. Upcoming Meetings

Secretary Layton made a motion to have the next Board Meeting on Thursday, February 13, 2025. After review and discussion of all available information, Dr. Smith seconded the motion and the Board unanimously concurred.

22. Adjournment

Mr. Martin made a motion to adjourn the meeting at 5:25 PM. Ms. Barnett seconded the motion and the Board concurred.