

# WEST VIRGINIA RADIOLOGIC TECHNOLOGY

Board of Examiners

Room 303

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Beckley, West Virginia 25801

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## NEWSLETTER 1996

Members of the WV Radiologic Technology Board of Examiners have authorized publication of a newsletter to licensees so that they may be better informed of the operation of the Board. This is the first of such publication. We anticipate that the newsletter will be published annually during January of each year. We encourage you to submit recommendations you have about information you would like to see included in the newsletter. Submit your comments & recommendations to the address above.

### HISTORY OF THE BOARD

**Purpose:** Chapter 30, Article 23, Section 1 of the West Virginia Code was passed by HB 483 on July 1, 1977. Our Rule and Regulations were promulgated July 1, 1978.

30-23-1 "The Legislature finds and declares that in the interest of public health the people of this state should be protected from excessive and improper exposure of ionizing radiation. It is the purpose of the article to establish minimum standards of education, training and experience for radiologic technologists and to prescribe means for assuring that the standards are met".

Title 18 - Legislative Rules for Radiologic Technologists:

**18-1-1 Scope:** Except as otherwise specifically provided, these regulations apply to all persons in West Virginia who apply X-rays or assist in the application of X-rays to human beings for diagnostic or therapeutic purposes under the supervision of a licensed practitioner. These regulations establish the general rule for licensure of Radiologic Technologists in West Virginia.

### LEGISLATIVE UPDATE

On March 9, 1996, Senate Bill 358 was passed. Several provisions of this bill will impact Radiologic Technologists practicing in the State of West Virginia.

Legislative Findings and Declarations:

1. As a matter of public policy the practice of Radiologic Technology is a privilege and not a natural right of individuals. The fundamental purpose of licensure is to protect the public and any license issued to Radiologic Technologist is a revocable privilege.

2. Any person licensed by this Board has a duty to report to the Board any observed violation of practice act of the Board's Rules and Regulations by any person licensed by the Board.
3. This Board is authorized to suspend or revoke, enter into a consent agreement, to reprimand, enter in probation orders. Any person who violates any provision of this article, any Rules and Regulations shall be guilty of a misdemeanor upon conviction thereof shall be fined not more than \$1,000 or imprisoned in the county jail not more than six months or both fined and imprisoned.
4. Boards may set by rule fees relating to the licensing of individuals which shall be sufficient to enable the board to carry out effectively it's responsibility of licensure and discipline of individuals subject to it's authority: Provided that when any board proposes to promulgate a rule regarding fees for licensing, that board shall notify it's membership of the proposed rule by mailing a copy of the proposed rule to the membership at the time that the proposed rule is filed with the Secretary of State for publication in the state register in accordance with Section 5, Article 3, chapter 29A of this code.
5. Each Board referred to in this chapter shall establish continuing education requirements as a prerequisite to license renewal.
6. Every board referred to in this chapter is authorized to promulgate rules in accordance with the provisions of Chapter 29-A of this code to delineate conduct practices or acts which, in the judgement of the board, constitute professional negligence, a willful departure from accepted standards of professional conduct or which may render an individual unqualified or unfit for licensure, or other authorization to practice.

**FINANCIAL INFORMATION**

Beginning Balance as of July 1, 1995	\$35,054.69
Income Received FY 1995-96	<u>21,740.00</u>
Total Revenue for FY 1995-96	\$56,794.69
Disbursement for FY 1995-96	<u>30,181.29</u>
Balance in account as of 6/30/96	\$26,613.40

**BOARD MEETING HIGHLIGHTS**

1. Accepted annual financial report for FY 1995-96
2. Accepted report of Deborah Smith on conference held by the Council on Licensure & Enforcement (CLEAR) which gave the Board valuable guidelines on how to operate in a more efficient and effective manner.
3. Accepted report by Deborah Smith on "Investigatory Procedures" which gave the Board guidelines on how to more effectively investigate complaints.
4. Received complaints to be considered by our Disciplinary Review Committee. This committee was formed as a result of the Investigatory Procedure information.

**SITE VISITS OF RADIOLOGIC TECHNOLOGY PROGRAMS**

<b><u>School</u></b>	<b><u>Approved Status</u></b>
Bluefield State College	Five Years
University of Charleston	Five Years
Wheeling Hospital	Five Years
WVU Hospitals, Inc.	Status determined Spring 1997

**Note:** Maximum Approval Period: Five Years

**LICENSES ISSUED**

Permanent Licenses:	174
Reciprocity:	1
Renewal Licenses:	724
Temporary Permits:	100 - Average scores on ARRT Examination ranged from 80% to 91%

**SUMMARY OF COMPLAINTS/INVESTIGATIONS**

1. Hospital using unlicensed personnel to administer X-rays.
  - A. Investigated - Two licensed technologists administering X-rays.
  - B. Case dismissed.
2. RN Positioning patients and doing exposure settings.
  - A. Investigated and resolved without disciplinary action.
3. Medical Clinic using unlicensed personnel to administer X-rays.

- A. Investigated by newly formed Disciplinary Review Committee.
- B. Licensed personnel only administered X-rays.
- C. Case dismissed.

**OTHER INFORMATION**

The Board had been operating with only four members for a period of time because of the resignations of two physicians and one radiologic technologists. This year the Governor made appointments and reappointments which gave us a full membership of 7 members. They are as follows:

Deborah L. Smith, Chairman  
Radiologic Technologist  
(304) 348-2419

Mark S. Wilcox  
Radiologic Technologist  
(304) 348-9574

W. Alva Deardorff, M.D.  
Radiologist  
(304) 776-7121

Patrick J. Oliverio, M.D.  
Radiologist  
(304) 366-2600

Alice Stansberry Belmont, Secretary  
Radiologic Technologist  
(304) 293-1849

Grady Bowyer-Environmental Health  
Radiologic Technologist  
(304) 558-3526

Gary Marano, M.D.  
Radiologist  
(304) 366-2600

Mary Casto, Executive Secretary  
(304) 2526-6985