

**KENTUCKY BOARD OF MEDICAL IMAGING & RADIATION THERAPY**

**February 10, 2021**

**1:00 pm**

Board Members Present: Doyle Decker, Sharon Whitaker, Jacob Hack, Ryan Hamilton, Eric Burchfield, Keri Leamy, Nancy Uhls

Board Members Absent: William Lay

ExOfficio Members: Carson Kerr, Elizabeth Morgan

Guests:

AGENDA ITEM	Time	DISCUSSION	Action
Call to order	1 minute		Meeting was called to order at 1:16 pm.
Swearing in of New Board Members	2 minutes		Eric Burchfield, Keri Leamy, and Nancy Uhls were sworn in to serve as board members after being appointed by Governor Andy Beshear on January 14, 2021.
Introduction of new board members	5 minutes		Introductions were made by the new board members.
Approval of September Minutes	2 minutes		A motion to approve September minutes was made by Sharon Whitaker. Jacob Hack seconded. Motion passed.
Approval of Board travel and per diem	1 minute		Jacob Hack made a motion to approve board per diem for today's meeting and October committee meetings. Nancy Uhls seconded. Motion passed.
Review of Office Personnel Time Records	1 minute		Board chair reviewed office timesheets. No issues were noted.
Committee Reports	20 minutes	<p><u>Education Committee</u>: No report</p> <p><u>Complaint/Violation Committee</u>:</p>	<p>The complaint/violations committee made a recommendation to dismiss case 19.08 with caution. Eric Burchfield seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to dismiss case 19.18 with caution. Nancy Uhls seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to issue a \$3,000 civil penalty in case 19.11B, for a facility where unlicensed practice occurred. Ryan Hamilton seconded. Recommendation passed.</p> <p>The complaint/violations committee made a</p>

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			<p>recommendation to approve the Agreed Order for a payment plan in case 20.04. Keri Leamy seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to retroactively apply 21 days of the 45 days of suspension to dates when individual did not operate radiation-producing equipment in case 20.09. Ryan Hamilton seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to close case 20.12 and reopen if individual applies for reinstatement. Keri Leamy seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to dismiss case 20.20 with caution. Keri Leamy seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to dismiss case 20.21 with caution. Keri Leamy seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to ratify the initiating complaint and issue a 5-day retroactive suspension and a \$250 civil penalty in case 20.22 for an individual that worked without a valid license. Eric Burchfield seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to ratify the initiating complaint in case 20.23 and close case unless individual applies for reinstatement. Keri Leamy seconded. Recommendation passed. Doyle Decker recused.</p> <p>The complaint/violations committee made a recommendation to ratify the initiating complaint issued by the Executive Director in case 20.26 and dismiss the case, as no apparent violation occurred. Ryan Hamilton seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to ratify the initiating complaint issued by the Executive Director in case 20.27 and issue a 45-day suspension and \$1500 civil penalty after confirmation that individual worked more than 30 days without a valid license. Nancy Uhls seconded.</p>

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			<p>Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to ratify the initiating complaint issued by the Executive Director in case 20.28 and open an investigation. Keri Leamy seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to ratify the initiating complaint issued by the Executive Director in case 20.29 and issue a 45-day suspension and \$1500 civil penalty after confirmation that individual worked more than 30 days without a valid license. Eric Burchfield seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to ratify the initiating complaint issued by the Executive Director in case 20.30 and issue a 5-day suspension and \$200 civil penalty. Nancy Uhls seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to ratify the initiating complaint issued by the Executive Director in case 20.31 and issue a 5-day suspension and a \$200 civil penalty. Ryan Hamilton seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to ratify the initiating complaint issued by the Executive Director in case 20.32 and issue a 45-day suspension and \$1500 civil penalty after confirmation that individual worked more than 30 days without a valid license. Eric Burchfield seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to initiate a complaint and open an investigation in case 20.33. Nancy Uhls seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to ratify the initiating complaint issued by the Executive Director in case 21.01. Keri Leamy seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to ratify the initiating complaint issued by the Executive Director in case 21.02. Eric</p>

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		<p><u>Applications Committee:</u></p>	<p>Burchfield seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to ratify the initiating complaint issued by the Executive Director in case 21.03 and dismiss the case with caution. Keri Leamy seconded. Recommendation passed.</p> <p>The complaint/violations committee made a recommendation to initiate a complaint and open and investigation in case 21.04. Nancy Uhls seconded. Recommendation passed.</p> <p>The applications committee made a recommendation to approve a conditional license for Kristina Allman by Agreed Order. Sharon Whitaker seconded. Recommendation passed.</p> <p>The applications committee made a recommendation to ratify the approval made by board counsel and Executive Director for Melanie Deen. Eric Burchfield seconded. Recommendation passed.</p> <p>The applications committee made a recommendation to ratify the approval made by board counsel and Executive Director for Elonger Jones. Sharon Whitaker seconded. Recommendation passed.</p> <p>The applications committee made a recommendation to ratify the approval made by board counsel and Executive Director for Nancy Palmisano. Eric Burchfield seconded. Recommendation passed.</p> <p>The applications committee made a recommendation to ratify the approval made by board counsel and Executive Director for Devon Collins. Sharon Whitaker seconded. Recommendation passed.</p> <p>The applications committee made a recommendation to ratify the approval made by board counsel and Executive Director for Samantha Coughlin. Sharon Whitaker seconded. Recommendation passed.</p> <p>The applications committee made a recommendation to approve the application for Karen</p>

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		<p><u>Communications Committee:</u></p> <p><u>Regulations Revision Committee:</u></p> <p>a. Revisions to administrative regulations that were filed in May 2020 became effective October 28, 2020.</p> <p>b. The committee received questions about the scope of practice for medical imaging technologists administering medications and vaccinations. After reviewing the <a href="#">ASRT practice standards</a>, incorporated by reference in <a href="#">201 KAR 46:035</a>, the committee determined that it is within the scope of practice for licensed medical imaging technologists to administer medications and vaccinations, including the COVID-19 vaccination, if the individual is educationally prepared and clinically competent in a safe environment when a licensed practitioner [defined by <a href="#">KRS 311B.020(8)</a>] is immediately available for possible adverse events. This does not include limited x-ray machine operators.</p>	<p>Gildehaus. Sharon Whitaker seconded. Recommendation passed.</p> <p>The communications committee made a motion to create and email a newsletter to licensees to announce the new board members, information about scholarship program, as well as updates to administrative regulations. Ryan Hamilton seconded. Recommendation passed.</p> <p>The regulations committee made a recommendation to draft a response to inquiries regarding scope of practice for medical imaging technologists, which excludes limited x-ray machine operators, for the administration of medications and vaccinations. Jacob Hack seconded. Recommendation passed.</p>

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Old Business	15 minutes	<u>Human Resource Responsibility Memorandum Of Agreement with Board of Cosmetology to perform HR functions was discussed.</u>	<p>Nancy Uhls made a motion to ratify approval of MOA with KBC for the performance of Human Resource functions for KBMIRT office staff. Sharon Whitaker seconded. Motion passed.</p>
Executive Director Update	5 minutes	<u>License Update:</u> September a. New: 48 b. Renewal: 555 c. Late: 4 d. Follow-up to late license submissions: in committee  October a. New: 40 b. Renewal: 552 c. Late: 4 d. Follow-up to late license submissions: in committee  November a. New: 32 b. Renewal: 520 c. Late: 5 d. Follow-up to late license submissions: in committee  December a. New: 35 b. Renewal: 572 c. Late: 6 d. Follow-up to late license submissions: in committee  January a. New: 29 b. Renewal: 643 c. Late: 5 d. Follow-up to late license	

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		<p>submissions: in committee</p> <p><u>Related legislative activity:</u>  <a href="#">HB280</a> is a bill that would change the definition of Limited X-ray Machine Operator and Medical Imaging Technologist in KRS 311B.020. The House Bill was introduced on January 13, 2021 and assigned to the Committee on Committees.</p> <p><u>Related ARRT, ASRT, NMTCB updates:</u>  <u>ARRT:</u></p> <ul style="list-style-type: none"> <li>• ARRT will stop accepting CE credits for preparing and delivering presentations effective Jan. 1, 2022</li> <li>• ARRT will stop accepting CE credits for authorship with exception of peer-reviewed journal articles published in refereed journals effective Jan. 1, 2022</li> </ul> <p><u>ASRT:</u>  <a href="#">Updated statement</a> on gonadal shielding is available on ASRT's website.</p> <p><u>Budget: Sept-Jan report distributed</u></p> <ol style="list-style-type: none"> <li>a. Revenue</li> <li>b. Expenditures</li> <li>c. YTD Balance</li> <li>d. Outstanding Bills</li> </ol> <p><u>Other:</u></p> <ol style="list-style-type: none"> <li>a. The application for KBMIRT re-recognition as CE approver for has been submitted to ARRT. It will be reviewed at the July 2021 ARRT Board of Trustees</li> </ol>	

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		<p>meeting.</p> <p>b. Information was presented regarding a new database through SHI/Thentia which would provide a more interactive system and online applications.</p>	<p>Sharon Whitaker made a motion to pursue a new database with SHI/Thentia. Nancy Uhls seconded. Motion passed.</p>
<b>New Business</b>		<p><u>2021 Board Meeting Schedule:</u> The schedule for 2021 meetings was discussed.</p> <p><u>2021 Board Chair &amp; Vice Chair Elections:</u></p>	<p>Keri Leamy made a motion to schedule 2021 board meetings every other month, on the second Wednesday at 1:00pm with committee meetings in the morning prior to the Board meeting and further that committees may meet during interim periods as agreed by committee members. Nancy Uhls seconded. Motion passed.</p> <p>Nancy Uhls made a motion to elect Doyle Decker as Board Chair and Sharon Whitaker as Vice Chair. Jacob Hack seconded. Motion passed.</p>
<b>Future meetings</b>		<p><b>April 14, 2021</b></p> <p><i>All meetings are scheduled to start at 1:00 p.m. and are held at the KBMIRT office: 125 Holmes Street, First Floor Conference Room. Until further notice, meetings will be held virtually.</i></p>	
<b>Meeting adjourned</b>			<p>Keri Leamy made a motion to adjourn meeting. Ryan Hamilton seconded. Meeting adjourned at 2:32 pm.</p>