

KENTUCKY BOARD OF MEDICAL IMAGING & RADIATION THERAPY

March 14, 2018

1:00 pm

Board Members Present: Amy Adkins, Betty Brown, Jacob Hack, Karen Leek, Carol Scherbak, Jaime Warren, Steve Wells

Board Members Absent: Melanie Marrs, Sharon Whitaker

ExOfficio Members: Shan Dutta, Elizabeth Morgan

Guests: Doyle Decker, Somerset Community College; Carson Kerr, Public Protection Cabinet; Dewey Crawford, KSRT

AGENDA ITEM	Time	DISCUSSION	Action
Call to order	1 minute		Meeting was called to order at 1:01pm
Approval of February Minutes	2 minutes		A motion to approved February minutes was made by Jaime Warren. Carol Scherbak seconded. Motion passed.
Approval of Board Travel and per diem	1 minute		Carol Scherbak made a motion to approve board travel and per diem. Steve Wells seconded. Motion passed.
Review of Office Personnel Time Records	3 minutes		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/violation committee made a recommendation to issue a \$50 civil penalty in case 17.09B for unlicensed practice. Betty Brown seconded. Recommendation passed.</p> <p>The complaint/violation committee made a recommendation to dismiss case 17.24 as the facts alleged in this matter do not constitute any apparent violation of law. Jaime Warren seconded. Recommendation passed.</p> <p>The complaint/violation committee made a recommendation to issue a \$3000 civil penalty in case 17.25A to a facility where unlicensed practice occurred. Karen Leek seconded. Recommendation passed.</p> <p>The complaint/violation committee made a recommendation to issue a \$1500 civil penalty in case 17.25B for unlicensed practice. Betty Brown seconded. Recommendation passed.</p>

AGENDA ITEM	Time	DISCUSSION	Action
		<p data-bbox="680 1073 995 1101"><u>Applications Committee:</u></p> <p data-bbox="680 1409 1152 1497"><u>Communications Committee:</u> Newsletter was emailed to licensees and posted on the website.</p>	<p data-bbox="1228 136 1902 293">The complaint/violation committee made a recommendation to dismiss case 17.34 as the facts alleged in this matter do not constitute any apparent violation of law. Jaime Warren seconded. Recommendation passed.</p> <p data-bbox="1228 305 1902 462">The complaint/violation committee made a recommendation to issue an 8-day suspension and \$400 civil penalty in case 18.04 for an individual that worked without a valid license. Carol Scherbak seconded. Recommendation passed.</p> <p data-bbox="1228 474 1913 631">The complaint/violations committee made a recommendation to issue a 45-day suspension and a \$1500 civil penalty to an individual that worked without a valid license. Karen Leek seconded. Recommendation passed.</p> <p data-bbox="1228 643 1913 800">The complaint/violation committee made a recommendation to ratify the initiating complaint issued by the Executive Director in case 18.11 for an individual that worked without a valid license. Jaime Warren seconded.</p> <p data-bbox="1228 812 1913 969">The complaint/violation committee made a recommendation to ratify the initiating complaint issued by the Executive Director in case 18.12 for an individual that worked without a valid license. Betty Brown seconded.</p> <p data-bbox="1228 1073 1829 1200">The applications committee made a recommendation to approve the application for Andrea Gough. Steve Wells seconded. Recommendation passed.</p> <p data-bbox="1228 1211 1892 1369">The applications committee made a recommendation to deny the application for Tonia Jones as the individual does not meet requirements for licensure. Carol Scherbak seconded. Recommendation passed.</p>

AGENDA ITEM	Time	DISCUSSION	Action
		<p><u>Regulations Revision Committee:</u></p> <p>a. Update on amendments to 201 KAR 46:010, 201 KAR 46:020, 201 KAR 46:035, 201 KAR 46:081, and 201 KAR 46:095. Amendments to the administrative regulations passed and are now in effect.</p> <p>b. Position Statement PICC Line Placement: Board members were provided a copy of the position statement draft to review. One update was discussed.</p> <p>c. An inquiry was received from an individual that wanted the board to consider retroactively applying reinstatement of an individual's license that allows their license to lapse. The committee is opposed to the allowance of retroactive reinstatement and deferred the response to legal counsel. Shan Dutta discussed with the board that retroactive reinstatement defeats the purpose of the statute and administrative regulations. A response to the individual will be drafted.</p> <p>d. The committee reported that they will begin fact-finding in regards to the board licensing other imaging modalities, to include seeking information about what other state regulatory agencies' processes are regarding other imaging modalities.</p>	<p>The regulations revision committee made a recommendation to accept the position statement with update discussed. Betty Brown seconded. Recommendation passed.</p>
Old Business	15 minutes	<p><u>Reorganization Updates</u></p> <p>House Bill 465 is a proposed bill to reorganize all occupational state licensure boards to be organized under the Public Protection Cabinet. Board members were provided a copy of the</p>	

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		<p>section of the bill pertaining to KBMIRT. Board members discussed items in the bill and concerns related to those items. Amy Adkins stated that the board takes no position on HB 465.</p> <p><u>MOA with CHFS for Inspections</u> Ongoing</p>	
Executive Director Update	5 minutes	<p><u>License Update: February</u></p> <ul style="list-style-type: none"> a. New: 31 b. Renewal: 546 c. ISC: 6 d. Late: 6 e. Follow-up to late license submissions: in committee <p><u>Related legislative activity: none</u></p> <p><u>Budget: Report for February distributed</u></p> <ul style="list-style-type: none"> a. Revenue b. Expenditures c. YTD Balance d. Outstanding Bills <p><u>Other:</u></p> <ul style="list-style-type: none"> a. Record Retention Schedule Review: ongoing 	
New Business			
Future meetings		<p>April 11, 2018</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</i></p>	
Meeting adjourned			Steve Wells made a motion to adjourn meeting. Jaime Warren seconded. Meeting adjourned at 1:47pm.