

KENTUCKY BOARD OF MEDICAL IMAGING & RADIATION THERAPY
September 13, 2017
1:00 pm

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

Board Members Absent:

ExOfficio Members: Brian Judy, Elizabeth Morgan

Guests:

AGENDA ITEM	Time	DISCUSSION	Action
Call to order	1 minute		Meeting was called to order at 2:04 pm.
Approval of August Minutes	2 minutes		A motion to approve the August minutes was made by Sharon Whitaker. Betty Brown seconded motion. Motion passed.
Approval of Board Travel and per diem	1 minute		Steve Wells made a motion to approve Board travel and per diem pay. Carol Scherbak seconded motion. Motion passed.
Review of Office Personnel Time Records	3 minutes		The office timesheets were reviewed and approved by board chair and vice chair. No issues to report.
Committee Reports	20 minutes	<u>Education Committee:</u> No report <u>Complaint/Violation Committee:</u>	<p>The complaints/violation committee made a recommendation to issue a 45-day suspension and \$1,500 civil penalty in case 16.25A for working with an invalid license greater than 30 days. Betty Brown seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to issue a 5-day suspension in case 16.29 for a positive drug screen at work. Carol Scherbak seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to issue a \$1,500 civil penalty in case 16.31B for unlicensed practice greater than 30 days. Carol Scherbak seconded. Recommendation passed.</p> <p>The complaints/violations committee made a</p>

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			<p>recommendation to issue a \$1,500 civil penalty in case 16.31C for unlicensed practice greater than 30 days. Karen Leek seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to enter into an Agreed Order in case 17.05A to begin the suspension of the individual's license on September 18, 2017. Betty Brown seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to issue a 45-day suspension and a \$1,500 civil penalty in case 17.13A for working with an invalid license more than thirty days. Karen Leek seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to dismiss case 17.13B since the facility does not meet the requirements for civil penalty in KRS 311B.180. Betty Brown seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to issue a 5-day suspension and a \$50 civil penalty in case 17.18 for working with an invalid license less than five days. Carol Scherbak seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to issue a 45-day suspension and a \$1,500 civil penalty in case 17.19 for working with an invalid license for more than thirty days. Betty Brown seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to ratify the initiating complaint issued by the Executive Director in case 17.20A for unlicensed practice. Karen Leek seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to initiate a complaint against a facility for unlicensed practice in case 17.20B. Betty Brown seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to initiate a complaint against an individual for unlicensed practice in case 17.20C.</p>

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		<p><u>Applications Committee:</u></p>	<p>Carol Scherbak seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to initiate a complaint against an individual for unlicensed practice in case 17.20D. Betty Brown seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to ratify the initiating complaint issued by the Executive Director for unlicensed practice in case 17.21. Carol Scherbak seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to ratify the initiating complaint issued by the Executive Director for unlicensed practice in case 17.22. Karen Leek seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to initiate a complaint for unlicensed practice in case 17.23. Betty Brown seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to initiate a complaint for unlicensed practice in case 17.24. Carol Scherbak seconded. Recommendation passed.</p> <p>The complaints/violations committee made a recommendation to initiate a complaint for unlicensed practice in case 17.25. Karen Leek seconded. Recommendation passed.</p> <p>The applications committee made a recommendation to approve the applications for Samantha Elkins, Emily Glass, and Chelsea Frick. Carol Scherbak seconded. Recommendation passed.</p> <p>The applications committee made a recommendation to deny the application for Jacquita Antle due to not meeting the education requirements for initial license in 201 KAR 46:030, Section 1 (3) nor meeting requirements of KRS 311B.100 (3). Sharon Whitaker seconded. Recommendation passed.</p> <p>The applications committee made a recommendation to approve the applications of 7 individuals that applied for the Independent Study</p>

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		<p data-bbox="680 505 1192 532"><u>Communications Committee</u>: No report.</p> <p data-bbox="680 605 1115 633"><u>Regulations Revision Committee</u>:</p> <ul style="list-style-type: none"> <li data-bbox="680 641 1199 768">a. Update on amendments to 201 KAR 46:081 and new administrative regulation for administrative subpoenas: ongoing <li data-bbox="680 776 1199 1203">b. The committee received questions pertaining to the scope of practice of an RT(R) and found, after reviewing the ASRT practice standards and the ASRT advisory opinion on the subject, it is within the scope of practice for a Radiographer to perform the parenteral injection of contrast media and other medication only when a licensed independent practitioner is immediately available to ensure proper diagnoses and treatment of adverse events. <li data-bbox="680 1211 1150 1338">c. The board reviewed the list of NMTCB recognized continuing education organizations and 201 KAR 46:060, Section 2 (2)(b). 	<p data-bbox="1228 136 1923 331">Course, pending the assurance that the individuals will be provided with the required supervision outlined in 201 KAR 46:081, Section 6, throughout the course and delegating authority to Amy Adkins to give the final approval. Sharon Whitaker seconded. Recommendation passed.</p> <p data-bbox="1228 339 1814 466">The applications committee made a recommendation to defer the approval of one applicant until the next meeting. Steve Wells seconded. Recommendation passed.</p> <p data-bbox="1228 1312 1902 1471">The regulations review committee made a recommendation to approve the list of organizations recognized by the NMTCB to award continuing education credits. Steve Wells seconded. Recommendation passed.</p>

AGENDA ITEM	Time	DISCUSSION	Action
Old Business	15 minutes	<p><u>KBN/KBMIRT Workgroup</u>: No report</p> <p><u>Reorganization Updates</u>: No updates.</p> <p><u>Office Move Updates</u> A quote for the fit up of the new office was received and reviewed by the board.</p>	<p>Steve Wells made a motion to approve the quote for the fit up with the additional options, including carpet, up to \$30,000. Carol Scherbak seconded. Motion passed.</p>
Executive Director Update	5 minutes	<p><u>License Update</u>: August</p> <ul style="list-style-type: none"> a. New: 46 b. Renewal: 531 c. ISC: 10 d. Late: 5 e. Follow-up to late license submissions <p><u>Related legislative activity</u>: none</p> <p><u>Budget: Report for August distributed</u></p> <ul style="list-style-type: none"> a. Revenue b. Expenditures c. YTD Balance d. Outstanding Bills: All past invoices have been paid to Xerox. <p><u>Other:</u></p> <ul style="list-style-type: none"> a. Record Retention Schedule Review: ongoing b. Digitizing Licensee Files: Project completed c. Administrative Assistant: ongoing d. ARRT CE Consensus Meeting: Executive Director has been invited to attend the meeting October 20, 2017, with no travel cost to the board. Approval has been received from the office of the Secretary of the Public Protection Cabinet as required by 	

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		Administrative Order 2017-001.	Carol Scherbak made a motion to approve the out-of-state travel for the Executive Director to attend the ARRT CE Consensus meeting. Jaime Warren seconded. Recommendation passed.
New Business			
Future meetings		<p>October 11, 2017</p> <p><i>All meetings are scheduled to start at 1:00 p.m. and are held at the KBMIRT office: 42 Fountain Place, Frankfort</i></p>	
Meeting adjourned			Sharon Whitaker made a motion to adjourn meeting. Steve Wells seconded. Meeting adjourned at 3:12 pm.