

Oregon Board of Radiologic Technology (OBRT) Quarterly Board Meeting

JULY 11, 2008 MINUTES

State Office Building 800 NE Oregon Street, Room 1A Portland, Oregon

ATTENDANCE

Members and Staff: Carrie Whitlock, LRT, LRTT, Board Chair; Richard Fucillo, LRT, Vice Chair; Frank Erickson, MD; Peter-Jon Chin, CNMT; Doug Cech, LRT; Margaret Lut, RPS (Advisory Member); Terri Jones, RPS (Advisory Member); Linda Russell, Executive Director; Bernice Fox, Administrative LEADS Specialist; Heidi Park, Administrative Licensing Specialist

Members Absent: Rayberta Jenkins, LPH

Also Present: Carol Parks, Senior Assistant Attorney General; Barbara Smith, RTR, Portland Community College; Thomas King, LRT, OSRT; Brock Price, OHSU

EXECUTIVE SESSION – CALL TO ORDER – ORS 192.660 (1) (K)

The Executive Session is pursuant to ORS 192.660 (1)(K). Chair Carrie Whitlock called the meeting to order at 8:31 AM in Conference Room 1A, Portland State Office Building (PSOB), Portland, OR to discuss confidential Board discipline and investigative cases that are confidential according to ORS 676.175.

PUBLIC SESSION – CALL TO ORDER

Board Chair, Carrie Whitlock called the Public Session to order at 12:34 PM and welcomed guests. She asked for any thoughts or comments from the public.

Policy # 833-426-0020, for licensees whose certification has been revoked by the American Registry of Radiologic Technologists, was introduced to the Board for a vote. The policy allows the Oregon Board of Radiologic Technology (OBRT) to revoke the license to practice when certification has been revoked by the American Registry of Radiologic Technologists. The Board moved to approve the policy ((Motion made by Richard Fucillo; seconded by Frank Erickson; vote unanimous).

Chair Whitlock mentioned the committee update information was reviewed at the OBRT Strategic Planning meeting on July 10, 2008. She asked if there was any further discussion. Hearing none, she suggested the Board discuss Old Business.

APPROVAL OF MINUTES

Chair Whitlock asked if there were any other additions or corrections to the April 18, 2008 Board meeting minutes. Hearing none, Doug Cech made a motion to approve the minutes for the meeting; seconded by Frank Erickson; vote unanimous.

RATIFICATION OF LICENSES ISSUED

The Board approved the following licenses that have been issued: Permanent Initial Radiologic Technologist licenses 306997 to 107087; Permanent Limited Permit Holder licenses 3779 to 3785; Temporary Initial Radiologic Technologist licenses and Temporary Initial Limited Permit licenses L04010 to L04087 (Motion made by Doug Cech; seconded by Carrie Whitlock; vote was unanimous).

INVESTIGATIONS CASE

Richard Fucillo read the investigative case roster:

05-06-03 Licensee did not appear before the Board. The Board moved to approve the Final Order to relinquish the radiologic technologist license and close the case. (Motion made by Carrie Whitlock; seconded by Frank Erickson; vote unanimous).

07-10-03 Licensee did not appear before the Board. The Board moved to approve the Stipulated Agreement and Final Order and close the case. (Motion made by Richard Fucillo; seconded by Doug Cech; vote unanimous).

07-11-03 Licensee did not appear before the Board. No action was taken at this time. The administrative pre-hearing phone conference is set for July 28, 2008.

07-12-02 Licensee did not appear before the Board. The Board moved to approve the Final Order and close the case. (Motion made by Frank Erickson; seconded by Peter-Jon Chin; vote unanimous).

07-12-03 Licensee did not appear before the Board. The Board moved to issue a Final Order by Default based on ORS 688.525(1)(b) and ORS 688.525(1)(c). The vote will be taken at the next Board meeting on October 10, 2008.

08-02-01 Licensee appeared before the Board. The Board moved to issue a Notice of Disciplinary Action for violation of 688.525(1)(c) as defined by 337-010-0060(3)(l). The Board assessed a civil penalty of \$1000. Licensee is required to complete the terms of the probation and show proof of successful completion of probation. Licensee will sign a release of information to obtain a copy of the treatment center evaluation and random UA's for the duration of the probation of 18 months. (Motion made by Richard Fucillo; seconded by Doug Cech; vote unanimous).

08-02-02 Licensee did not appear before the Board. There was not a quorum for a vote since two Board members, Carrie Whitlock and Richard Fucillo, recused themselves due to conflict of interest. The vote will be decided via conference call.

08-04-01 Applicant appeared before the Board. The Board moved to issue licensure. No other action will be taken. (Motion made by Richard Fucillo; seconded by Doug Cech; vote unanimous).

08-04-02 Applicant appeared before the Board. The Board moved to issue licensure. No other action will be taken. (Motion made by Richard Fucillo; seconded by Peter-Jon Chin; vote unanimous).

08-05-01 Licensee appeared before the Board. The Board moved to assess a Civil Penalty of \$500 in violation of 688.525(1)(c) as defined by 337-010-0060(3)(i). The licensee is required to provide proof of completion of the terms of the diversion agreement. (Motion made by Frank Erickson; seconded by Peter-Jon Chin; vote unanimous).

08-06-02 Applicant appeared before the Board. The Board moved to assess a Civil Penalty of \$250 in violation of 688.915(1) as defined by 337-010-0060(3)(b) for practicing without a valid permit. The Board also moved to assess a Civil Penalty of \$1000 to the clinic in violation of 688.915(1). (Motion made by Richard Fucillo; seconded by Doug Cech; vote unanimous).

08-04-04 The Board moved to approve and close the following case that involved an applicant who was scheduled to appear before the Board but withdrew the application for radiologic technologist. (Motion made by Richard Fucillo; seconded by Frank Erickson; vote unanimous).

07-04-04 The Board moved to approve and close the following monitored case: (Motion made by Richard Fucillo; seconded by Frank Erickson; vote unanimous).

No action was taken by the Board on the following monitored probationary cases: (Motion made by Richard Fucillo; seconded by Frank Erickson; vote unanimous).

03-05-01 **07-02-01** **08-01-01** **08-06-01**

OLD BUSINESS

Linda Russell gave an overview of the Board's budget summary and noted that the proposed 2009-2011 biennium fee increase may be approximately \$2.00 per month. By the time this increase is implemented, it will be almost 12 years since the last increase. Options to notify the licensees were discussed. We will post the notices on our website.

Linda mentioned she has been working on a special project with the Legislative Fiscal Office (LFO) and BAM for the key performance measures and best practices. They are trying to come up with standardized measures for Boards and Commissions.

Linda advised the Board that the expenses of the Assistant Attorney General have been consistent. In November, we will have completed the 2-year cycle for completing LEDS (law enforcement data system) background checks on all renewal licensees. If the new legislation passes, we will be taking on new licensees who have never had any

background checks completed since they have not been licensed in any state. Currently, 6% of our licensing base has criminal history and 68% of those lie on their application. It's very possible we could have the same percentage of cases with the new licensees.

Linda gave the Board members a sample of what the new licenses will look like. The original license will have the name, specialty, license number and dates but will not contain the licensee's address. There is a perforated card attached that can be taken off and carried in a wallet. The bottom copy is our audit copy that will be attached to the renewal or application.

Linda informed the Board that Jennelle Barton is the legal counsel who will be drafting our legislative concept language.

NEW BUSINESS

Chair Carrie Whitlock asked the Board members to introduce themselves to Brock Price of OHSU. He came to the meeting today to ask for guidance on an initiative for training hybrid technologists. He has the support of the university to help set up a training program to deal with hybrid technology. He wants to provide the training to meet a gap analysis that was established by the Society of Nuclear Medicine and the American Society of Radiologic Technologists in 2004, documented in Oregon regulations 116.0880 that references training requirements for doing computed tomography (CT). If stated the gap analysis describes what a radiologic technologist knows and needs to know in order to be able to do nuclear medicine or CT or radiation therapy. He stated he would like to establish a task force of educators to put a program together but would like guidance from the Board as to what direction he needs to go in order to receive approval from the Board. The program would be for all nuclear medicine technologists to meet that gap.

Barbara Smith of Portland Community College informed Brock that starting a program like this is a lengthy process; it took a year-and-a-half to receive approval and start her new program. She stated he could offer some classes but if it were a program, then he would have to get approval from the state Board of Education.

Brock referenced OIT's online program as something he would like to see implemented for his classes that would include a post-test. Obtaining the authority to sit for the CT exams through the ARRT (American Registry of Radiologic Technologists) is the obstacle because an individual needs to be recognized as a student and be enrolled in an accredited program. This program could be used statewide, not just for cross-training of OHSU employees.

Barbara encouraged Brock to establish a task force and seek out the support of OHSU's administrators to work with Portland Community College administrators to implement this type of program as a community need. She also suggested he develop the program so it can be done online. Linda suggested Brock might also contact the Hospital Association for support.

Thomas King informed the Board that fees for radiologic technologist licenses in the state of Washington increased from approximately \$60 to approximately \$160, effective August 1, 2008. He said how much he appreciated the licensing process we have in Oregon versus the state of Washington; Oregon is providing much better services.

Barbara Smith asked about the timeframe for the increase in license fees. Linda said the changes might take effect at the time the bill passes or in January 2010. The fee increase is part of the fiscal impact of the budget process to be approved before the Ways and Means Committee. This process is separate from submission of the Bill but part of the same session.

PUBLIC COMMENT & ADJOURNMENT

Board Chair Carrie Whitlock asked if there was any other business or public comment. Hearing none, she thanked everyone for coming and adjourned the meeting at 2:41 PM.

The next Board meeting is scheduled for October 10, 2008 at 8:30 AM in Conference Room 1-A at the Portland State Office Building.