

**North Dakota Medical Imaging and Radiation Therapy Board of Examiners  
December 6, 2017  
Special Board Meeting  
Conference Call  
Minutes**

**Call to Order**

The meeting was called to order by Board President, Shirley Porter, at 12:00 pm.

**Present**

Board Members – Shirley Porter, Donna Newman, Brent Colby, Dr. Ted Fogarty, Cynthia Milkey, and Tara Wagner.

Others - Jacinda Simmons, Board Staff; Edward Erickson, Legal Counsel; Connie Kalanek, Board Consultant; and Sarah Nasset.

***{Kathleen Jalbert and Dr. Aaron Garman absent}  
{Public member position vacant}***

**Complaint**

**S. Nasset** – She was in attendance by phone and presented her case to the Board. Currently she is not practicing and is working as a nanny for her brother. She has practiced in Minnesota and Missouri. She is licensed in Oregon and California. She is working on licensure in Washington and Virginia and plans to begin looking for a job in February 2018.

As a traveler, she has had drug screens every 3 months. She takes Aderall for ADHD and it usually shows up on drug screens as an amphetamine. For the drug screen in question from May 2017, it did not show up. She feels that the sample may have been contaminated or switched.

Legal counsel requests that she request copies of her prescriptions for Ambien, Aderall, and Paxil, issued around the time of May 2017, from her physicians. The Board will also accept the physician's dictation in lieu of the prescriptions. She also needs to have the travel companies send the test results from previous drug screens in 2016 and 2017. The information should not be sent by Nasset but sent to the Board office from the physician and travel company.

**Administrative Rules Update**

Changes to the Administrative Rules draft were made.

**A motion was made** that the board finally adopt the proposed Administrative Rules NDAC Title 114 subject to the attorney general review as to the legality. (Newman/Dr. Fogarty/carried) [Jalbert & Dr. Garman absent; public member position vacant] [Roll Call Vote – Porter (y), Dr. Fogarty (y), Dr. Garman (y), Colby (y), Milkey (y), Wagner (y), Newman (y)]

Although Dr. Garman and Jalbert were not present at the meeting, the Board did leave the vote open until the following day at 5 pm for them to cast their vote.

If approved by the Attorney General's office, the Administrative Rules Committee will meet sometime in March. The rules are expected to be effective on April 1, 2018.

**Application for License Renewal**

**G. Nordstrom - A motion was made** to grant the license renewal. (Milkey/Dr. Fogarty/carried) [Jalbert & Dr. Garman absent; public member position vacant] [Roll Call Vote – Porter (y), Dr. Fogarty (y), Newman (y), Colby (y), Milkey (y), Wagner (y)] **[Bd. Office]**

**Consultant Contract Extension**

**A motion was made** to grant the contract extension for Kalanek to continue services through December 2017. (Dr. Fogarty/Milkey/carried) [Jalbert & Dr. Garman absent; public member position vacant] [Roll Call Vote – Porter (y), Dr. Fogarty (y), Newman (y), Colby (y), Milkey (y), Wagner (y)]

**Next Meeting Date**

The Board is working on scheduling a meeting with a presentation on the website from Albertson’s Consulting.

The Board will keep the January 4, 2018, date open in case a conference call is needed to discuss licensure or renewal concerns.

**Adjourn**

1:10 pm

**Respectfully submitted,**

**Shirley Porter**  
President

**Jacinda Simmons**  
Administrative Assistant