

**North Dakota Medical Imaging and Radiation Therapy Board
March 18, 2021
Regular Board Meeting
Held by Virtual Means
Minutes**

Call to Order

The meeting was called to order by Board President, Shirley Porter, at 9:00 am.

Present

Board Members – Shirley Porter, Tara Wagner, Melanie Murra, Brent Colby, Dr. Ted Fogarty,
Others - Jacinda Simmons, Board Staff; Allyson Hicks, Legal Counsel

{William Thompson, Kayla Moore, Amy Hofmann, and Dr. Aaron Garman absent}

Minutes

02/02/2021 – A motion was made to approve the minutes. (Wagner/Murra/carried) [Thompson, Moore, Hofmann, and Dr. Garman absent] [Roll Call Vote – Porter (y), Murra (y), Wagner (y), Colby (y), Fogarty (y)] **[Bd. Office]**

Financial Report

For fourteen months into the budget cycle, everything is in line with the budget, with legal expenses being well below budget. There is currently a net loss of \$24,503, but the bulk of revenue will come in at the end of 2021 when renewals begin. CDs will be renewed at the best rate.

A motion was made to approve the financial report. (Murra/Wagner/carried) [Thompson, Moore, Hofmann, and Dr. Garman absent] [Roll Call Vote – Porter (y), Murra (y), Wagner (y), Colby (y), Fogarty (y)] **[Bd. Office]**

Annual Review of Open Records and Open Meetings Laws

Open Records – All Board members should have an email separate from their personal email account. The email address should be general with the Board position such as radiographer@ndmirtboard.com, so only the password needs to be changed as board members are replaced. Also, Board members personal information is now listed on the ND Governor’s website which is required so the public can contact Board members if they have concerns about office staff. The Board office will contact ITD and the Board’s current email provider about Board email addresses. **[Bd. Office]**

Open Meetings – Legal Counsel discussed open meetings and what constitutes an open meeting. Board members should not discuss Board business over email or over causal gathering of the Board, such as at a non-working lunch break during a Board meeting.

Governor’s Executive Order Update

Emergency licensure through ND Dept. Of Health is still in effect. Background check waivers are also still in effect.

2021 Legislative Session Update

SB 2122-ND APTA Legislation – The bill is now on the House side for a decision.

SB2148 – Physical therapists to define healthcare practice for insurance purposes. The bill is now on the House side for a decision.

HB1472 – Consumer access to complementary and alternative healthcare. This bill failed in the House.

HB1166 – Relates to licensure of foreign practitioners. The bill is in the Senate but is not expected to pass. Most Boards are exceeding the statute already as average license time is 18 days. Legal counsel believes that the Board’s rules are already compliant. Board office will add “Are you a resident of ND?” to all applications.

SB2175 – Military bill to add military members to be treated as military spouses for licensure. This bill is in the House.

A motion was made to authorize Board President to testify on behalf of the Board. (Colby/Dr. Fogarty/carried) [Thompson, Moore, Hofmann, and Dr. Garman absent] [Roll Call Vote – Porter (y), Murra (y), Wagner (y), Colby (y), Fogarty (y)] **[Porter]**

[Moore present]

LXMO License Update

Conditional license holders are still working to pass exam with some taking the exam a second or third time. Board does not want to lower the passing score on the ARRT LXMO exam or allow more attempts to take the exam. If they cannot pass the exam after three attempts, their conditional license will be revoked.

Board Office Update

Current Board Statistics: Total licenses – 1721 which includes conditional licenses – 28, temporary licenses – 0, and conditional licenses pending background check – 4.

License Application – David Poulsen - A motion was made to approve the radiographer license. (Dr. Fogarty/Moore/carried) [Thompson, Hofmann, and Dr. Garman absent] [Roll Call Vote – Porter (y), Murra (y), Wagner (y), Colby (y), Fogarty (y), Moore (y)] **[Bd. Office]**

Approve List of Licensees 10/1/2020-3/10/2021

A motion was made to approve the list of licensees for 10/1/2020 to 03/10/2021. (Wagner//Dr. Fogarty/carried) [Thompson, Hofmann, and Dr. Garman absent] [Roll Call Vote – Porter (y), Murra (y), Wagner (y), Colby (y), Fogarty (y)] **[Bd. Office]**

Board Appointments

Moore expires 7/31/2021 according to the Governor’s website. The Board office will confirm the date with the Governor’s office. **[Bd. Office]**

NSF Checks

A motion was made to give applicants and licensees 30-day notice for any NSF check received, then the Board will take action against the license if proper payment is not received after 30 days. (Dr. Fogarty/Wagner/carried) [Thompson, Moore, Hofmann, and Dr. Garman absent] [Roll Call Vote – Porter (y), Murra (y), Wagner (y), Colby (y), Fogarty (y)] **[Bd. Office]**

2021 Board Meeting Dates

September 16, 2021 9:00 am Location to be determined.

NDMIRTB March 18, 2021 Minutes

Adjourn 10:57 am

Respectfully submitted,

**Shirley Porter
President**

**Jacinda Simmons
Administrative Assistant**