



TEXAS BOARD OF MEDICAL RADIOLOGIC TECHNOLOGY
BOARD MEETING MINUTES
February 3, 2023
Video Conference

The meeting was called to order at 9:02 a.m. by Faraz A. Khan, M.D., Presiding Officer. Board members present were Nicholas M. Beckmann, M.D.; Jennifer Brandt, MRT; Linda Brown; Regan R. Landreth; Melanie “Shannon” Lutz, MRT; Scott A. Morren, MRT; Shaila D. Parker; and Carol Waddell, MRT. Staff members present were Chris Palazola, J.D., Director of Operations; Scott Freshour, J.D., General Counsel; and Assistant General Counsels, Sarah Tuthill, J.D.; Wendy Pajak, J.D.; Yvette Yarbrough, J.D.; and various board staff.

Agenda item #2, Board Member Report. Nothing to report.

Agenda item #3, Executive Director Report.

Budget Update. Mr. Joey Estrada, CFO, gave an update on the budget.

Internal Audit Update. Mr. Palazola gave an update on the next Internal Audit reviewing the Enforcement Department.

Building Update. Mr. Palazola gave an update on the agency’s recent move to the new building.

Legislative Update. Mr. Palazola gave a Legislative Update. The agency is following the bills that may affect the Medical Board.

Active Practice. Mr. Palazola gave a brief update on the Active Practice committee the agency is forming.

Agenda item #4, Medical Director Report. There was nothing to report.

Agenda item #5, Consideration and possible action regarding pending litigation.
There was nothing to report.

Agenda item #6, Texas Physician Health Program (TXPHP):

A. Discussion, recommendation, and possible action regarding referrals. There were none.

B. Report on Emergent Referrals. There were none.

C. Other discussion items. A report on TXPHP Participation was provided.

Agenda item #7, Discussion, recommendation, and possible action regarding applicants appearing concerning eligibility.

Applicant 2561 appeared before the Committee because the applicant has not actively practiced as a Non-certified Radiologic Technician since 2015. Board staff provided the applicant the option to either be referred to appear at the Board Meeting or they could enroll in and successfully complete a Board approved NCT program to remedy the active practice issue.

Per the active practice matrix created by the Medical Radiologic Technology Board, a committee referral is recommended for NCT applicants that have been out of practice for more than 5 years. The applicant has chosen to appear before the Board. The applicant presented a brief summary, and the members asked questions.

Following discussion, **Dr. Beckmann moved to grant that the applicant be placed on the Non-Certified Radiologic Technician Registry contingent upon successful completion of the following condition:**

- **Practice for 6 months under a Supervised Temporary Permit with submission of work log and evaluation at the end of the 6 months**

Upon completion of these items, the Executive Director may approve the applicant to be placed on the Non-Certified Radiologic Technician Registry.

Dr. Khan, Ms. Brandt, Ms. Landreth, Ms. Lutz, Ms. Parker and Ms. Waddell voted in favor. Mr. Morren voted against the motion. The motion passed.

Applicant 2560 failed to appear before the Committee. The applicant will be asked to appear at the next Board meeting in June 2023. No action was taken.

The board members discussed concerns with and possible modifications to the Active Practice Matrix created by the Licensure Committee. Dr. Beckmann and Ms. Lutz volunteered to be part of an Active Practice Committee that will consist of a representative member from each of the boards to review current active practice and remediation determinations amongst the boards and work towards a more standardized approach to handle active practice cases as much as possible when it comes to licensure.

Agenda item #8, Discussion, recommendation and possible action regarding proposed orders offered by the Executive Director.

Ms. Grace Unterborn reported on 4 Remedial Plan offered by the Executive Director and accepted by the applicant. After discussion **Ms. Parker moved that the 4 Remedial Plans be approved. Ms. Waddell seconded the motion. All voted in favor and the motion passed.**

There were no items for Agenda Item #9.

Agenda item #10, Report on Program Approvals/Renewals.

Ms. Unterborn reported that there was 1 new NCT program that was approved, 8 NCT programs that were renewed, and 1 LMRT program with 7 locations that was renewed.

Agenda item #11, Reports and discussion regarding the Investigation, Litigation and Compliance Departments.

A. Enforcement Activity Report. Mr. Palazola presented the Enforcement Activity Report.

B. Warning Letters Report Mr. Palazola presented the Warning Letters Report.

- C. Criminal Case Review Report** Mr. Palazola presented the Enforcement Activity Report.
- D. Reports Regarding Cases Over One Year Old** Mr. Palazola presented the Reports Regarding Cases Over One Year Old.
- E. Report on Temporary Suspensions** Mr. Palazola presented the report on Temporary Suspensions.
- F. Report on Rehearing Requests** Mr. Palazola presented the report on Rehearing Requests.

There were no items for Agenda Item #12-14.

Agenda item #15 Cases for Dismissal.

After consideration, **Ms. Landreth moved, Ms. Lutz seconded, and the motion passed to dismiss the cases assigned to Ms. Landreth.**

After consideration, **Dr. Beckmann moved, Ms. Landreth seconded, and the motion passed to dismiss the cases assigned to Dr. Beckmann.**

After consideration, **Dr. Khan moved, Ms. Waddell seconded, and the motion passed to dismiss the cases assigned to Dr. Khan.**

After consideration, **Mr. Morren moved, Ms. Waddell seconded, and the motion passed to dismiss the cases assigned to Mr. Morren.**

There were no items for Agenda items #16-19.

Agenda item #20, Discussion, recommendation, and possible action regarding Agreed Orders. After discussion, **Ms. Waddell moved, Ms. Lutz seconded, and the motion passed to accept the Agreed Orders for Jennifer Gail Burris, MRT; Alyssa Megan Segura, MRT; and Shelbi Barrett, MRT.**

There were no Agenda Items for #21-25.

Agenda item #26, Consideration and approval of Consent Orders. After consideration, **Ms. Landreth moved, Ms. Parker seconded and the motion passed to approve the Consent Orders for Melissa Marie Boutte, MRT and Felipe Gurrero, III, MRT.**

There were no items for Agenda Items #27-30.

Agenda item #31, Open forum for public comments. No one was present to make public comments.

Agenda item #32, Consideration and approval of the September 23, 2022, Board Meeting minutes and action items. After consideration, **Ms. Lutz moved, Ms. Waddell seconded, and the motion passed to approve the September 23, 2022, Board Meeting minutes and action items.**

Agenda item #33, Adjourn. There being no further agenda items, **Ms. Waddell moved, Ms. Landreth seconded, and the motion passed to adjourn the meeting at 10:01 A.M.**