

OREGON BOARD OF MEDICAL IMAGING

INVESTIGATIVE COMMITTEE – January 5, 2021
Phone-In/Zoom only

COMMITTEE SUMMARY PUBLIC SESSION

Board members in attendance: Monica Breedlove, Chair Melissa Downer-Valdez, Vice Chair; Brad Betz; Ellen Voss; Dr. Katharine Hopkins; Robyn Cole.

Staff in attendance: Stacy Katler, OBMI Executive Director; Vincent Mandina, Compliance Specialist; Angela Hunt, Senior Assistant Attorney General; Thomas King, Health Care Investigator/Advisor.

Public: No persons were in attendance

Monica Breedlove called the committee into public session at 9:00 a.m. She then called the committee into executive session at 9:01 a.m. in accordance with ORS 192.660(2)(L) and ORS 196.660(2)(f). Stacy Katler noted there were no members of the media present. At 1:46 p.m. Monica Breedlove adjourned executive session and reconvened public session at 1:47 p.m.

All persons present understood the meeting was being recorded.

Committee motions for disciplinary recommendations:

20-07-01: The Investigative Committee recommended that the Board close the case with no action. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-06-16: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of OAR 337-030-0002 with a civil penalty of \$1,000. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-08-05: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$2,000. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-08-06: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of 688.415(1)(d) with a civil penalty of \$35,500 with \$26,625 stayed for 5 years. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-01: The Investigative Committee recommended that the Board close the case with no action. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-02: The Investigative Committee recommended that the Board close the case with no action. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-03: The Investigative Committee recommended that the Board close the case with no action. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-04: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-05: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$2,000. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-06: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of OAR 337-010-0008 with a civil penalty of \$1000 with \$900 stayed for 2 years. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-07: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a); OAR 337-030-0002(3) and OAR 337-010-0008 with a civil penalty of \$2500 with \$900 stayed for 5 years. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-08: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$7,000 with \$5,250 stayed for 5 years. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-09: The Investigative Committee recommended that the Board to close the case without further action. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-11-01: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.525(1)(b) or ORS 688.525(1)(a) and impose a 6-month suspension of Respondents license and continue with terms of stipulated agreement. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-07-03: The Investigative Committee recommended that the Board withdraw the settlement offer and issue a Notice of Intent to Impose a Civil Penalty for a violation of ORS 688.415(1)(d) with a civil penalty of \$5,000. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-07-02: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500 with \$375 stayed for 5 years. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-11-02: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-11-03: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$3,500 with \$2,500 stayed for 5 years. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-11-04: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(f) with a civil penalty of \$500. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-12-02: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Ellen Voss Recused. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-12-03: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$3,500 with \$2,500 stayed for 5 years. Ellen Voss Recused. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-12-01: The Investigative Committee recommended that the Board to close the case without further action. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-12-04: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$1,000. Ellen Voss recused. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-12-05: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$7,000 with \$5,250 stayed for 5 years. Ellen Voss Recused. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

Other business:

The Committee discussed OBMI involvement in CE.

Committee discussed Expiration date of licensure.

No decisions were made or voted upon.

There was no public comment

Adjournment: Monica Breedlove adjourned public session at 3:15 p.m.

Summary submitted by Stacy Katler

OREGON BOARD OF MEDICAL IMAGING

Quarterly Board Meeting – January 22, 2021
Phone-In/Zoom only

Quarterly Board Meeting SUMMARY PUBLIC SESSION

Board members in attendance: Melissa Downer-Valdez, Chair; Monica Breedlove Vice Chair; Brad Betz, Jeff Kopecky; Dr. Yama Kharoti; Vanessa Bennett; Allison Bohlke; Robyn Cole; Dr. Katharine Hopkins; Ellen Voss; Dr. Ron Boucher. Also: David Howe (RPS; Advisory Member), Richard Wendt. Staff in attendance: Stacy Katler, OBMI Executive Director; Vincent Mandina, Compliance Specialist; Angela Hunt, Senior Assistant Attorney General; Thomas King, Health Care Investigator/Advisor.

Melissa Downer-Valdez called the Board into public session at 9:03 a.m. Roll call was taken. She then called the Board into executive session at 9:05 a.m. in accordance with ORS 192.660(2)(L) and ORS 196.660(2)(f). Stacy Katler noted there were no members of the media present. At 10:44 a.m. Melissa Downer-Valdez adjourned executive session and reconvened public session at 10:44 a.m. Roll call was taken

All persons present understood the meeting was being recorded.

Approval of meeting summaries from prior Board meetings

- Public Board minutes from October 23, 2020 and Committee minutes from October 6, 2020. A motion was made by Breedlove and seconded by Hopkins to approve the draft minutes. Voice Vote was unanimous.
- Executive session Board minutes from October 6 and October 23, 2020. A motion was made by Breedlove and seconded by Hopkins to approve the draft minutes. Voice Vote was unanimous.

Board votes on disciplinary cases:

20-07-01: The Board voted to close the case with no action. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

20-06-12: The Board voted to withdraw the settlement offer and issue a Notice of Intent to Impose a Civil Penalty for a violation of OAR 337-030-0002 and issue a civil penalty in the amount of \$1,000. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous. Downer Valdez recused.

2020-08-05: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$2,000. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-08-06: The Board voted to offer a settlement agreement for a violation of 688.415(1)(d) with a civil penalty of \$35,500 with \$26,625 stayed for 5 years. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-01: The Board voted to close the case with no action. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-02: The Board voted to close the case with no action. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-03: The Board voted to close the case with no action. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-04: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-05: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$2,000. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-06: The Board voted to offer a settlement agreement for a violation of OAR 337-010-0008 with a civil penalty of \$1000 with \$900 stayed for 2 years. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-07: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a); OAR 337-030-0002(3) and OAR 337-010-0008 with a civil penalty of \$2500 with \$900 stayed for 5 years. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-08: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$7,000 with \$5,250 stayed for 5 years. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-10-09: The Board voted to close the case without further action. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-11-01: The Board voted to offer a settlement agreement for a violation of ORS 688.525(1)(b) or ORS 688.525(1)(a) and impose a 6-month suspension of Respondents license and continue with terms of stipulated agreement. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-07-03: The Board voted to withdraw the settlement offer and issue a Notice of Intent to Impose a Civil Penalty for a violation of ORS 688.415(1)(d) with a civil penalty of \$5,000. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-07-02: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500 with \$375 stayed for 5 years. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-11-02: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-11-03: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$3,500 with \$2,500 stayed for 5 years. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-11-04: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(f) with a civil penalty of \$500. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-12-02: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Ellen Voss Recused. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-12-03: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$3,500 with \$2,500 stayed for 5 years. Ellen Voss Recused. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-12-01: The Board voted to close the case without further action. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-12-04: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$1,000. Ellen Voss recused. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

2020-12-05: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$7,000 with \$5,250 stayed for 5 years. Ellen Voss Recused. Breedlove moved and Hopkins seconded the motion, Voice vote was unanimous.

Ratification of licenses issued since previous Board meeting: Motion to ratify new licenses issued since the last Board meeting. A motion was made by Breedlove and seconded by Hopkins to approve the policy Amendments. Roll Call Voice Vote was unanimous.

The Board discussed and voted unanimously to initiate rulemaking for Cultural Competence and rules for complying with Governor's Orders during an emergency.

Other business:

Adjournment: Downer-Valdez adjourned public session at 12:06 p.m.

Summary submitted by Stacy Katler

OREGON BOARD OF MEDICAL IMAGING

INVESTIGATIVE COMMITTEE – April 6, 2021
Phone-In/Zoom only

COMMITTEE SUMMARY PUBLIC SESSION

Board members in attendance: Melissa Downer-Valdez, Vice Chair; Brad Betz; Ellen Voss; Dr. Katharine Hopkins; Robyn Cole.

Staff in attendance: Stacy Katler, OBMI Executive Director; Angela Hunt, Senior Assistant Attorney General; Thomas King, Health Care Investigator/Advisor.

Stacy Katler called the committee into public session at 8:39 a.m. She then called the committee into executive session at 8:42 a.m. in accordance with ORS 192.660(2)(L) and ORS 196.660(2)(f). Stacy Katler noted there were no members of the media present. At 12:17 p.m. Stacy Katler adjourned executive session and reconvened public session at 12:18 p.m.

All persons present understood the meeting was being recorded.

Committee motions for disciplinary recommendations:

2020-10-06: The Investigative Committee recommended that the Board withdraw the settlement agreement previously offered and close the case without further action. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-13: The Investigative Committee recommended that the Board find respondent in violation of ORS 688.525(1)(b). Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2020-11-01: The Investigative Committee recommended that the Board withdraw the settlement agreement previously offered. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2020-11-01 and 2021-03-13: The Investigative Committee recommended that the Board that the revoke respondents license. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2020-12-04: The Investigative Committee recommended that the Board withdraw the previous settlement agreement and offer a new settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty in the amount of \$1,000 with \$500 stayed for a period of 3 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous. Voss recused.

2021-02-02: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(g)(A) with a civil penalty in the amount of \$1000. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous. Voss recused.

2021-02-03: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(g)(A) with a civil penalty in the amount of \$1000. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous. Voss recused.

2021-02-04: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(g)(A) with a civil penalty in the amount of \$1000. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous. Voss recused.

2021-03-01: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty in the amount of \$500. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-02: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty in the amount of \$1500 with \$500 stayed for 5 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-03: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of 337-030-0002(5) and ORS 688.415(1)(a) with a civil penalty of \$9,000 with \$6,750 stayed for a period of 3 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-04: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty in the amount of \$500. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-05: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty in the amount of \$1500. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-06: The Investigative Committee recommended that the Board close the case with no action. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

Other business:

No decisions were made or voted upon.

There was no public comment.

Adjournment: Stacy Katler adjourned public session at 12:29p.m.

Summary submitted by Stacy Katler

OREGON BOARD OF MEDICAL IMAGING

Quarterly Board Meeting – April 23, 2021
Phone-In/Zoom only

Quarterly Board Meeting SUMMARY PUBLIC SESSION

Board members in attendance: Melissa Downer-Valdez, Chair; Monica Breedlove Vice Chair; Brad Betz, Jeff Kopecky; Dr. Yama Kharoti; Vanessa Bennett; Allison Bohlke; Dr. Katharine Hopkins; Ellen Voss; Dr. Nour Birouti; Dr. Joe Whetstone. Also: David Howe (RPS; Advisory Member), Richard Wendt. Staff in attendance: Stacy Katler, OBMI Executive Director; Vincent Mandina, Compliance Specialist; Raul Ramirez, Senior Assistant Attorney General; Thomas King, Health Care Investigator/Advisor.

Melissa Downer-Valdez called the Board into public session at 9:09 a.m. Roll call was taken. She then called the Board into executive session at 9:09 a.m. in accordance with ORS 192.660(2)(L) and ORS 196.660(2)(f). Stacy Katler noted there were no members of the media present. At 11:29 a.m. Melissa Downer-Valdez adjourned executive session and reconvened public session at 11:30 a.m.

All persons present understood the meeting was being recorded.

Approval of meeting summaries from prior Board meetings

- Public Board minutes from January 22, 2021 and Committee minutes from January 6, 2021. A motion was made by Breedlove and seconded by Hopkins to approve the draft minutes. Voice Vote was unanimous.
- Executive session Board minutes from January 22, 2021 and Committee minutes from January 6, 2021. A motion was made by Breedlove and seconded by Hopkins to approve the draft minutes. Voice Vote was unanimous.

Board votes on disciplinary cases:

2020-10-06: The Board voted to withdraw the settlement agreement previously offered and close the case without further action. Breedlove moved, and Hopkins seconded the motion. Voice vote was unanimous.

2021-03-13: The Board voted to find respondent in violation of ORS 688.525(1)(b). Breedlove moved, and Hopkins seconded the motion. Voice vote was unanimous.

2020-11-01: The Board voted to withdraw the settlement agreement previously offered. Breedlove moved, and Hopkins seconded the motion. Voice vote was unanimous.

2020-11-01 and 2021-03-13: The Board voted to revoke respondent's license. Breedlove moved, and Hopkins seconded the motion. Voice vote was unanimous.

2020-12-04: The Board voted to withdraw the previous settlement agreement and offer a new settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty in the amount of

\$1,000 with \$500 stayed for a period of 3 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous. Voss recused.

2021-02-02: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(g)(A) with a civil penalty in the amount of \$1000. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous. Voss recused.

2021-02-03: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(g)(A) with a civil penalty in the amount of \$1000. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous. Voss recused.

2021-02-04: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(g)(A) with a civil penalty in the amount of \$1000. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous. Voss recused.

2021-03-01: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty in the amount of \$500. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-02: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty in the amount of \$1500 with \$500 stayed for 5 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-03: The Board voted to offer a settlement agreement for a violation of 337-030-0002(5) and ORS 688.415(1)(a) with a civil penalty of \$9,000 with \$6,750 stayed for a period of 3 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-04: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty in the amount of \$500. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-05: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty in the amount of \$1500. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-06: The Board voted to close the case with no action. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-07: The Board voted to close the case with no action. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-08: The Board voted to approve applicant's application for a temporary radiography license. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-04-03: The Board voted to impose a civil penalty \$500 for violation of 337-030-0002 with \$400 stayed for the duration of the probation period. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-04-03: The Board voted to impose a civil penalty \$1000 for violation of 337-010-0008 with \$900 stayed for 3 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-01-01: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty in the amount of \$500. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-01-02: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty in the amount of \$1000. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

Board voted to extend the 12-month requirement for LXMO graduate to take exams due to problems regarding COVID 19. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

Ratification of licenses issued since previous Board meeting: Motion to ratify new licenses and permits issued since the last Board meeting. A motion was made by Breedlove and seconded by Hopkins to approve the licenses and permits. Voice Vote was unanimous.

The Board discussed and reviewed the public commentary from the public hearing and those submitted within the public comment period and voted unanimously to adopt permanent rules for Cultural Competence and for complying with Governor's Orders during an emergency.

The Board discussed the possibility of changing the expiration date for licensure to occur on the last day of the Birth month rather than the first day of the Birth month and the Board consensus was to not move forward with pursuing that issue due to costs and that the change would not align with all credentialing organizations.

Other business:

Alyssa Roberts discussed PET CT.

Adjournment: Downer-Valdez adjourned public session at 12:37 p.m.

Summary submitted by Stacy Katler

OREGON BOARD OF MEDICAL IMAGING

INVESTIGATIVE COMMITTEE – July 6, 2021
Phone-In/Zoom only

COMMITTEE SUMMARY PUBLIC SESSION

Board members in attendance: Monica Breedlove, Chair; Melissa Downer-Valdez, Vice Chair; Brad Betz; Ellen Voss; Dr. Katharine Hopkins.

Staff in attendance: Stacy Katler, OBMI Executive Director; Angela Hunt, Senior Assistant Attorney General; Thomas King, Health Care Investigator/Advisor; Vincent Mandina, Compliance Specialist.

Monica Breedlove called the committee into public session at 8:31 a.m. She then called the committee into executive session at 8:34 a.m. in accordance with ORS 192.660(2)(L) and ORS 196.660(2)(f). Stacy Katler noted there were no members of the media present. At 12:39 p.m. Stacy Katler adjourned executive session and reconvened public session at 12:39 p.m.

All persons present understood the meeting was being recorded.

Committee motions for disciplinary recommendations:

2020-10-16: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1,000. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2020-09-01: The Investigative Committee recommended that the Board close the case without further action. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2020-09-02: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$68,000 with \$51,000 stayed for 5 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-01: The Investigative Committee recommended that the Board close the case with no action. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-04-03: The Investigative Committee recommended that the Board withdraw the previously offered settlement agreement and issue a Notice of Intent to Discipline for a violation of OAR 337-030-0002 and OAR 337-010-0008. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2020-12-06: The Investigative Committee recommended that the Board close the case with no action. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-02: The Investigative Committee recommended that the Board stay \$500 dollars of the \$1,000 imposed for 2 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous. Voss recused.

2021-02-03: The Investigative Committee recommended that the Board stay \$500 dollars of the \$1,000 imposed for 2 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous. Voss recused.

2021-02-04: The Investigative Committee recommended that the Board stay \$500 dollars of the \$1,000 imposed for 2 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous. Voss recused.

2021-02-05: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-06: The Investigative Committee recommended that the Board close the case with no action. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-07: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-08: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-09: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-10: The Investigative Committee recommended that the Board close the case with no action. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-11: The Investigative Committee recommended that the Board close the case with no action. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-12: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-13: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-01-03: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-10: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1,000. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous. Voss recused.

2021-03-11: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$500. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-14: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$10,500 with \$7,875 stayed for 5 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-07: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-08: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$7,500 with \$5,625 stayed for 5 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-05: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-06: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$4,000 with \$3,000 stayed for 5 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-03: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-03: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-04: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$5,500 with \$4,125 stayed for 5 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-02: The Investigative Committee recommended that the Board close the case with no action. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-04-10: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500 with \$500 stayed for 2 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-04-08: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$3,000. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-04-06: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-04-07: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$3,000 with \$2,000 stayed for 5 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-04-07: The Investigative Committee recommended that the Board to recommend that the Board impose the previously stayed civil penalty of \$47,500 from case 2020-06-06. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-04-04: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-04-05: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$2,000 with \$1,000 stayed for 5 years. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-04-01: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-04-02: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$500. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-12: The Investigative Committee recommended that the Board close the case with no action. Breedlove moved, and Hopkins seconded the motion, Voice vote was unanimous.

Other business:

Discussion of MRI scope of practice.

No decisions were made or voted upon.

There was no public comment.

Adjournment: Monica Breedlove adjourned public session at 1:16 p.m.

Summary submitted by Stacy Katler

OREGON BOARD OF MEDICAL IMAGING

Quarterly Board Meeting – July 23, 2021
Phone-In/Zoom only

Quarterly Board Meeting SUMMARY PUBLIC SESSION

Board members in attendance: Melissa Downer-Valdez, Chair; Monica Breedlove Vice Chair; Brad Betz, Jeff Kopecky; Vanessa Bennett; Allison Bohlke; Dr. Katharine Hopkins; Robyn Cole; Dr. Nour Birouti. Also: David Howe (RPS; Advisory Member), Hillary Haskins and Richard Wendt. Staff in attendance: Stacy Katler, OBMI Executive Director; Angela Hunt, Senior Assistant Attorney General; Thomas King, Health Care Investigator/Advisor.

Melissa Downer-Valdez called the Board into public session at 9:04 a.m. Roll call was taken. She then called the Board into executive session at 9:11 a.m. in accordance with ORS 192.660(2)(L) and ORS 196.660(2)(f). Stacy Katler noted there were no members of the media present. At 10:29 a.m. Melissa Downer-Valdez adjourned executive session and reconvened public session at 10:44 a.m.

All persons present understood the meeting was being recorded.

Approval of meeting summaries from prior Board meetings

Public and Executive Quarterly Board Meeting summaries from April 23, 2021, and Public and Executive Committee Meeting summaries from April 6, 2021. A motion was made by Downer-Valdez and seconded by Hopkins to approve the draft summaries. Voice Vote was unanimous.

Ratification of licenses issued since previous Board meeting:

Motion to ratify new licenses and permits issued since the last Board meeting. A motion was made by Downer-Valdez and seconded by Hopkins to approve the licenses and permits. Voice Vote was unanimous.

Board votes on disciplinary cases:

2020-10-16: The Board voted to offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1,000. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2020-09-01: The Board voted to close the case without further action. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2020-09-02: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$68,000 with \$51,000 stayed for 5 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2020-09-03: The Board voted to issue a Notice of Intent to Revoke. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-01: The Board voted to close the case with no action. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-04-03: The Board voted to withdraw the previously offered settlement agreement and issue a Notice of Intent to Discipline for a violation of OAR 337-030-0002 and OAR 337-010-0008. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2020-12-06: The Board voted to close the case with no action. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-02: The Board voted to stay \$500 dollars of the \$1,000 imposed for 2 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-03: The Board voted to stay \$500 dollars of the \$1,000 imposed for 2 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-04: The Board voted to stay \$500 dollars of the \$1,000 imposed for 2 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-05: The Board voted to offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-06: The Board voted to close the case with no action. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-07: The Board voted to offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-08: The Board voted to offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-09: The Board voted to offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-10: The Board voted to close the case with no action. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-11: The Board voted to close the case with no action. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-12: The Board voted to offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-02-13: The Board voted to offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-01-03: The Board voted to offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1000 with \$500 stayed for 2 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-10: The Board voted to offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1,000. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-11: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$500. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-03-14: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$10,500 with \$7,875 stayed for 5 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-07: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-08: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$7,500 with \$5,625 stayed for 5 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-05: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-06: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$4,000 with \$3,000 stayed for 5 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-03: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-04: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$5,500 with \$4,125 stayed for 5 years. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-02: The Board voted to close the case with no action. Downer-Valdez moved, and Hopkins seconded the motion, Voice vote was unanimous.

2021-05-01: The Board voted to offer a settlement agreement for violation of OAR 337-010-0009 and OAR 337-030-0002 with a civil penalty of \$1,000. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-04-10: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500 with \$500 stayed for 2 years. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-04-08: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$3,000. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-04-06: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-04-07: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$3,000 with \$2,000 stayed for 5 years. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-04-07: The Board voted to impose the previously stayed civil penalty of \$47,500 from case 2020-06-06. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-04-04: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-04-05: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$2,000 with \$1,000 stayed for 5 years. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-04-01: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-04-02: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$500. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-06-04: The Board voted to Approve licensure. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-06-03: The Board voted to Approve licensure. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-03-12: The Board voted to close the case with no action. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-06-07: The Board voted to Approve licensure. Downer-Valdez moved, and Kopecky seconded the motion, Voice vote: All in favor with Betz Nay Vote. Motion Carried.

Waiver Requests:

Motion to ratify 3rd Temporary MRI license for Jeb Williams. A motion was made by Downer-Valdez and seconded by Kopecky to approve Jeb Williams for a 3rd Temporary MRI License. Voice Vote was unanimous.

Update from Tom King and CEAC:

Tom gave a brief update of CEAC activity. The Board, by consensus, approved the CEAC to review PA fluoroscopy permit rules and make a recommendation to the Board at the October 22, 2021, meeting.

Update from Executive Director:

1. Stacy updated regarding the Budget, IT and future plans for meetings to continue to be mostly virtual. The OBMI office will continue to be closed to the public with appointments necessary should a person need to meet face to face.
2. Brent Kell new instructor:
 - a. A motion was made by Downer-Valdez and seconded by Kopecky to approve Andria Hancock as the new Instructor for Brent Kell. Voice Vote was unanimous.
3. Stacy discussed the proposed change to teleworking policy.
 - a. A motion was made by Downer-Valdez and seconded by Kopecky to rescind Policy 833 426 0009 and to adopt DAS statewide policy 05.050.01- "working remotely". Voice Vote was unanimous.
4. Stacy and David Howe discussed the need for ongoing representation from RPS. A motion was made by Downer-Valdez and seconded by Kopecky to continue the section manager David Howe, Hillary Haskins or a designee to attend meetings as a non-voting member along with Brent Herring as the subject matter expert with standing invitation to the meetings. Voice Vote was unanimous.

Adjournment: Downer-Valdez adjourned public session at 11:31 a.m.

Summary submitted by Stacy Katler

OREGON BOARD OF MEDICAL IMAGING

INVESTIGATIVE COMMITTEE – October 5, 2021
Phone-In/Zoom only

COMMITTEE SUMMARY PUBLIC SESSION

Board members in attendance: Melissa Downer-Valdez, Chair; Brad Betz; Ellen Voss; Vanessa Bennett.

Staff in attendance: Stacy Katler, OBMI Executive Director; Angela Hunt, Senior Assistant Attorney General; Thomas King, Health Care Investigator/Advisor; Vincent Mandina, Compliance Specialist.

Melissa Downer-Valdez called the committee into public session at 8:36 a.m. She then called the committee into executive session at 8:37 a.m. in accordance with ORS 192.660(2)(L) and ORS 196.660(2)(f). Stacy Katler noted there were no members of the media present. At 10:50 a.m. Melissa Downer-Valdez adjourned executive session and reconvened public session at 10:50 a.m.

All persons present understood the meeting was being recorded.

Committee motions for disciplinary recommendations:

2020-06-16: The Investigative Committee recommended that the Board withdraw the previously offered settlement agreement and offer a new settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1,000 with \$500 stayed for 2 years. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-06-01: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2020-06-02: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$6,000 with \$4,500 stayed for 5 years. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-04-09: The Investigative Committee recommended that the Board close the case with no action. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-07-01: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-07-02: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$1,000. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-07-03: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-07-04: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-07-05: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$3,500 with \$2,500 stayed for 5 years. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-07-06: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.525(1)(c) with a \$1,000 civil penalty, 30 day suspension with 30 days stayed for a period of 5 years and provide employer performance evaluations every 6 months for 5 years. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-08-01: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-08-02: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$2,000 with \$1,000 stayed for 5 years. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-08-03: The Investigative Committee recommended that the Board close the case without further action. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-08-04: The Investigative Committee recommended that the Board close the case without further action. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-08-06: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1,000 with \$500 stayed for 5 years. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-08-08: The Investigative Committee recommended that the Board close the case without further action. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-08-09: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-09-01: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$1,500. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-09-02: The Investigative Committee recommended that the Board close the case without further action. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-06-05: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-06-06: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of 688.415(1)(d) with a civil penalty of \$4,500 with \$3,375 stayed for 5 years. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

2021-03-10: The Investigative Committee recommended that the Board offer a settlement agreement for a violation of 688.415(1)(d) with a civil penalty of \$237,500 with \$178,125 stayed for 5 years. Betz moved, and Voss seconded the motion, Voice vote was unanimous.

Other business:

No decisions were made or voted upon.

There was no public comment.

Adjournment: Melissa Downer-Valdez adjourned public session at 11:04 a.m.

Summary submitted by Stacy Katler

OREGON BOARD OF MEDICAL IMAGING

Quarterly Board Meeting – October 22, 2021
Phone-In/Zoom only

Quarterly Board Meeting SUMMARY PUBLIC SESSION

Board members in attendance: Melissa Downer-Valdez, Chair; Brad Betz, Ellen Voss; Jeff Kopecky; Vanessa Bennett; Allison Bohlke; Robyn Cole; Dr. Yama Kharoti; Dr. Joe Whetstone. Also: Hillary Haskins (RPS; Advisory Member), and Brent Herring (RPS). Staff in attendance: Stacy Katler, OBMI Executive Director; Angela Hunt, Senior Assistant Attorney General; Thomas King, Health Care Investigator/Advisor; Vincent Mandina, Compliance Specialist.

Melissa Downer-Valdez called the Board into public session at 9:02 a.m. Roll call was taken. She then called the Board into executive session at 9:07 a.m. in accordance with ORS 192.660(2)(L) and ORS 196.660(2)(f). Stacy Katler noted there were no members of the media present. At 10:03 a.m. Melissa Downer-Valdez adjourned executive session and began public session.

All persons present understood the meeting was being recorded.

Approval of meeting summaries from prior Board meetings

Public and Executive Quarterly Board Meeting summaries from July 23, 2021, and Public and Executive Committee Meeting summaries from July 6, 2021. A motion was made by Betz and seconded by Kopecky to approve the draft summaries. Voice Vote was unanimous.

Ratification of licenses issued since previous Board meeting:

Motion to ratify new licenses and permits issued since the last Board meeting. A motion was made by Betz and seconded by Kopecky to approve the licenses and permits. Voice Vote was unanimous.

Board votes on disciplinary cases:

2020-06-16: The Board voted to withdraw the previously offered settlement agreement and offer a new settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1,000 with \$500 stayed for 2 years. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-06-01: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2020-06-02: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$6,000 with \$4,500 stayed for 5 years Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-04-09: The Board voted to close the case with no action. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-07-01: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-07-02: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$1,000. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-07-03: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-07-04: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-07-05: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$3,500 with \$2,500 stayed for 5 years. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-07-06: The Board voted to offer a settlement agreement for a violation of ORS 688.525(1)(c) with a \$1,000 civil penalty, 30 day suspension with 30 days stayed for a period of 5 years and provide employer performance evaluations every 6 months for 5 years. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-08-01: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-08-02: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$2,000 with \$1,000 stayed for 5 years. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-08-03: The Board voted to close the case without further action. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-08-04: The Board voted to close the case without further action. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-08-06: The Board voted to offer a settlement agreement for a violation of ORS 688.525(1)(c) with a civil penalty of \$1,000 with \$500 stayed for 5 years. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-08-07: The Board voted to close the case without further action. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-08-08: The Board voted to close the case without further action. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-08-09: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-09-01: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(d) with a civil penalty of \$1,500. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-09-02: The Board voted to close the case without further action. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-06-05: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$500. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-06-06: The Board voted to offer a settlement agreement for a violation of 688.415(1)(d) with a civil penalty of \$4,500 with \$3,375 stayed for 5 years. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-09-04: The Board voted to offer a settlement agreement for a violation of ORS 688.415(1)(a) with a civil penalty of \$5000. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

2021-09-05: The Board voted to offer a settlement agreement for a violation of 688.415(1)(d) with a civil penalty of \$90,000 with \$67,500 stayed for 5 years. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

Waiver Requests:

Motion to approve a 3rd Temporary MRI license for Laura Johnson. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

Motion to approve Extension for LXMO licensure for Breanna Edeline . Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

CEAC:

1. Discussion of the CEAC committee to look at the feasibility of limited permits for MRI tech-aids. Motion to allow the CEAC committee to look at the feasibility of limited permits for MRI tech-aids. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.
2. Discussion of the CEAC committee to review preliminary permanent rulemaking for complying with OHA's Covid-19 requirements. Motion to allow the CEAC committee to review preliminary permanent rulemaking for complying with OHA's Covid-19 requirements. Betz moved, and Kopecky seconded the motion, Voice vote was unanimous.

Update from Executive Director:

1. Stacy updated regarding the Budget, IT
2. Discussion of Proposed rulemaking to initiate rulemaking to amend 337-010-0033 and 0026 for clarity and a scrivener's error. Betz moved to initiate rulemaking, and Kopecky seconded the motion, Voice vote was unanimous.
3. Discussion of Proposed rulemaking to initiate rulemaking to create a permanent rule that replaces the temporary rule that allows for an expedited permanent initial licensure process. Betz moved to initiate rulemaking, and Vanessa seconded the motion, Voice vote was unanimous.
4. Discussion of Proposed rulemaking to initiate rulemaking to remove educational plan from 337-010-0045. Betz moved to initiate rulemaking, and Kopecky seconded the motion, Voice vote was unanimous.

5. Discussion of using existing database to include self-service for public documents. Betz moved to utilize the database for public documents and Kopecky seconded the motion, Voice vote was unanimous.

Public Comment: Barb Smith wanted to express her concern for assistants operating equipment in the room with PA's during fluoroscopy procedures. Stacy commented that those assistants would be in violation of OBMI rules and statutes.

Adjournment: Downer-Valdez adjourned public session at 10:50 a.m.

Summary submitted by Stacy Katler

DRAFT