

**MINUTES**

**UTAH  
RADIOLOGY TECHNOLOGIST LICENSING BOARD  
MEETING**

**October 1, 2009**

**Room 475 – 4<sup>th</sup> Floor – 1:00 p.m.  
Heber Wells Building  
Salt Lake City, UT 84111**

**CONVENED:** 1:07 a.m.

**ADJOURNED:** 3:40 p.m.

**Bureau Manager:**

Noel Taxin

**Board Secretary:**

Jacky Adams

**Board Members Present:**

Troy Dicou – Chairperson  
Rex T. Christensen  
Loy Ann Hunt  
Ruth Potkins

**Board Members Absent:**

Alexis Nieves  
Carla Willard

**Guests:**

**DOPL Staff Present:**

Susan Higgs – Compliance

**TOPICS FOR DISCUSSION**

**DECISIONS AND RECOMMENDATIONS**

**ADMINISTRATIVE BUSINESS:**

Approval of the July 2, 2009 Board Meeting Minutes

Ms. Hunt seconded by Ms. Potkins made a motion to approve the July 2, 2009 Board Meeting Minutes, with corrections. The motion carried unanimously.

Open & Public Meetings PowerPoint Presentation

Ms. Taxin explained the Open & Public meetings requirements, and the Board duties & responsibilities.

**APPOINTMENTS:**

1:15 p.m. Compliance

Ms. Higgs explained that:

Ms. Ballard is in compliance with her MOU (Memorandum of Understanding). A positive Employer Report was received from her direct

supervisor on September 21, 2009.

Mr. Brown is in compliance with his Stipulation and Order. A positive Employer Report was received on September 17, 2009, and positive Therapist Report was received on September 21, 2009. Ms. Higgs recommended for the Board to question Mr. Brown regarding his missed appointments with his Therapist. The Board was reminded that Mr. Brown may be requesting an early release from his Probation at this meeting. Ms. Taxin suggested requiring a letter from Mr. Browns Therapist, supporting his release prior to granting his request. The Board agreed.

Mr. Marshall is not in compliance with his MOU due to his failure to meet with a representative of the Compliance Unit prior to this meeting.

1:30 p.m. Ballard, Amy

Ms. Ballard appeared for her scheduled probationary appointment. Ms. Ballard questioned the Board regarding an early release from her Probation.

After a brief discussion Mr. Christensen seconded by Ms. Hunt made a motion to consider Ms. Ballard's request contingent upon the receipt of a letter from Ms. Ballard requesting her release, and explaining what she has learned from this experience. In addition a letter from her Employer must be submitted indicating their support of Ms. Ballard's early release. The letters will be reviewed at the January 7, 2010 meeting, at that time Ms. Ballard may be released from her Probation. The motion carried unanimously.

1:45 p.m. Brown, Trevor

Mr. Brown appeared for his scheduled probationary appointment. The Board questioned Mr. Brown regarding why his Therapist reports indicate he has missed one appointment each quarter. Mr. Brown indicated that to his knowledge he has only "forgot" one meeting, he then added the Therapist has canceled some of his appointments. The Board requested for all future Therapist Reports to indicate the reason for missed appointments and the frequency of attended appointments.

After a brief discussion Mr. Christensen seconded by Ms. Hunt made a motion to consider Mr. Brown's request contingent upon the receipt of a letter from Mr. Brown requesting his release, and explaining what he

has learned from this experience. In addition a letter from his Therapist must be submitted indicating his support of Mr. Brown's early release, and clarifying the reason for any missed appointments. The letters will be reviewed at the April 1, 2010 meeting, and at that time Mr. Brown may be released from his Probation. The motion carried unanimously.

2:00 p.m. Marshall, Kevin

Prior to Mr. Marshall's appointment Ms. Taxin reviewed his MOU and explained that on December 26, 2007 Mr. Marshall was charged with Wrongful Appropriation a 3<sup>rd</sup> degree felony, and Criminal Mischief a class A misdemeanor. The felony charge was later dismissed on January 10, 2008.

Mr. Marshall then appeared for his first scheduled probationary appointment.

Mr. Marshall explained that the charges arose from his moving in with his parents in 2006. He added that instead of paying rent he would do odd jobs around their home. Mr. Marshall explained that he felt that his Uncle and Aunt may have unjustly influenced his parents to call the police. Mr. Marshall admitted that he "miss-repaired" the furnace, but he did not feel that he had truly done any thing inappropriate.

The Board was concerned due to Mr. Marshall's vague explanation of the circumstances around the charge. They questioned Mr. Marshall regarding his current relationship with his parents. Mr. Marshall explained that the 3<sup>rd</sup> District Court issued a verbal no contact order, which he has abided by.

Mr. Dicou reviewed the Police Report regarding Mr. Marshall's charges and questioned him regarding the circumstances around having possession of Mr. Marshall's father's weapons. Mr. Marshall explained that his father had shot a hole in the floor. When Mr. Marshall had admonished his father regarding the discharging of the weapon his father had told Mr. Marshall he could take a weapon for his protection. Mr. Marshall then explained that he had taken all of the weapons, and placed them in bags in the basement.

The Board questioned Mr. Marshall regarding if he has a history of mental illness or drug abuse, Mr. Marshall answered "no". Mr. Marshall explained that

he had completed a Court ordered Thinking Errors course on April 24, 2008.

Mr. Marshall was questioned regarding if his employer knows of his probationary license, he stated they did. Mr. Marshall was then questioned regarding if any action was taken by ARRT (American Registry of Radiologic Technologists) due to this issue. Mr. Marshall admitted that ARRT reviewed the issue but "had not gone through any crazy stuff like this" process. Mr. Christensen requested for Mr. Marshall to submit a letter from ARRT showing proof that his certification is active and in good standing.

The Board then voiced concerns due to Mr. Marshall's evasive answers to their questions. It was determined Mr. Marshall is compliant with his MOU, and shall meet with the Board on January 7, 2010 with a current Employer Report, and the requested letter from ARRT.

After the Mr. Marshall left the meeting the Board questioned Ms. Taxin regarding obtaining a Mental Health evaluation on Mr. Marshall, Ms. Taxin recommended to first contact Mr. Marshall's parole officer to obtain a copy of the court ordered substance abuse and mental health assessment.

**DISCUSSION ITEMS:**

Radiology Technologist – ARRT 2011 Clinical Competency Requirements

Ms. Taxin explained, upon the recommendation of the Board, their recommended changes were sent to ARRT on September 16, 2009. No response had been received by the Division, as of the time of this meeting.

2010 Board Meeting Dates

Mr. Dicou explained he will be unable to attend the April 2010 meeting. This issue was then tabled until the January 7, 2010 meeting for further discussion.

**CORRESPONDENCE:**

Executive Order - Ethics

Reviewed, with no further action taken.

**ADJOURN:**

3:40 p.m.

Radiology Technologist Licensing Board Minutes

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*Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.*

January 7, 2010

(ss) Troy Dicou

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Date Approved

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Chairperson, Radiology Technologist Licensing Board

January 11, 2010

(ss) Clyde Ormond

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Date Approved

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Bureau Manager, Division of Occupational &  
Professional Licensing