



TEXAS BOARD OF MEDICAL RADIOLOGIC TECHNOLOGY
BOARD MEETING MINUTES
September 22, 2023

The meeting was called to order at 9:17 a.m. by Faraz A. Khan, M.D., Presiding Officer. Board members present were Nicholas M. Beckmann, M.D.; Jennifer Brandt, MRT; Regan R. Landreth; Scott A. Morren, MRT; Shaila D. Parker; Lucy Sisniega; and Carol Waddell, MRT. Melanie “Shannon” Lutz, MRT was not present. 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.

Resolution for Linda Brown. Dr. Khan presented a Texas Plaque and Resolution to be sent to Ms. Linda Brown in recognition of her work on the board.

Agenda item #3, Executive Director Report.

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

Internal Audit Update. Mr. Palazola gave a brief report on the Internal Audit.

Legislative Update. Mr. Palazola gave a Legislative Update.

Agenda item #4, Medical Director Report. Mr. Palazola reported that there was a 50% increase in pay for Expert Panelists.

Agenda item #5, Consideration and possible action regarding pending litigation. Mr. Freshour gave an update on pending litigation. No action was taken.

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

A. Discussion, recommendation, and possible action regarding referrals. After Discussion, Ms. Waddell moved, Ms. Parker seconded, and the motion passed to accept the recommendation and return the participant to TXPHP.

B. Report on Emergent Referrals. There were none.

C. Program Activity Report. A Program Activity report was presented.

D. Drug Screening Quarterly Report. A Drug Screening Quarterly Report was presented.

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

Applicant 2580 Following discussion, Dr. Beckmann moved to defer the applicant to the next MRT meeting. Ms. Sisniega seconded the motion. All voted in favor and the motion passed.

Agenda item #8, Discussion, recommendation and possible action regarding proposed orders offered by the Executive Director. Ms. Grace Unterborn reported on 1 Remedial Plan offered by the Executive Director and accepted by the applicant. After discussion, **Ms. Parker moved that the Remedial Plan be approved. Mr. Morren 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.

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** There were none.

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

Agenda item #15 Cases for Dismissal.
After consideration, **Ms. Landreth moved, Ms. Parker 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, Dr. Beckmann seconded, and the motion passed to dismiss the cases assigned to Dr. Khan.**

Agenda item #16, Appeals.
After discussion, **Dr. Khan moved, Dr. Sisniega seconded, and the motion passed to deny the appeal for case 23-6627.**

There were no items for Agenda items #17-18.

Agenda item #19, Consideration and approval of Modification Request/Termination Request Orders. After consideration, **Dr. Beckmann moved, Ms. Waddell seconded, and the motion passed to approve the Termination Request for Eric Garza, MRT and Sonny Lynn Sipes, MRT.**

Agenda item #20, Discussion, recommendation, and possible action regarding Agreed Orders. After discussion, Ms. Brandt moved, Ms. Waddell seconded, and the motion passed to accept the Agreed Orders for Jennifer Henderson, MRT; Matthew Nelson, MRT; Bonnie Marwitz, MRT; and Jennifer Plume, MRT.

There were no Agenda Items for #21-30.

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

Agenda item #32, Consideration and approval of the June 23, 2023, Board Meeting minutes and action items. After consideration, Dr. Beckmann moved, Mr. Morren seconded, and the motion passed to approve the June 23, 2023, Board Meeting minutes and action items.

Agenda item #33, Adjourn. There being no further agenda items, Ms. Parker moved, Ms. Landreth seconded, and the motion passed to adjourn the meeting at 10:06 A.M.