

Memorandum

PREPARED FOR: Oregon State Senate
DATE: May 9, 2023
BY: Leslie Porter, Analyst
RE: Legislative Review of Executive Appointments



BOARD OF MEDICAL IMAGING

The Governor has appointed the following individuals to the Board of Medical Imaging subject to Senate confirmation.¹

New Appointee

Dustin Degman of Florence

Reappointee

Nourolhoda Birouti of Clackamas

Terms

Degman: June 1, 2023 – May 31, 2026
Birouti: March 15, 2023 – March 14, 2025

Appointment/Confirmation Authority

[ORS 688.545 \(2021\)](#)

Statement of Economic Interest²

Not required.

Statutory Requirements³

The board consists of 12 members appointed by the Governor and subject to confirmation by the Senate.⁴ Each member of the board must be a resident of this state. Members serve three-year terms and at the pleasure of the Governor.

One member must be a licensed physician who is in good standing and who is a radiologist (PYLE).

Three members must be licensed physicians who are in good standing and who apply to serve on the board in a form and manner prescribed by the board (**BIROUTI, KHAROTI, WHETSTONE**). If the board does not receive a sufficient number of applications to fill these positions, the Governor may appoint the remaining board members from applicants who have been retired for not more than six years and who

¹ [Or. Const. art. III sect. 4](#), [ORS 171.562 \(2021\)](#) and [ORS 171.565 \(2021\)](#).

² [ORS 244.050 \(2021\)](#).

³ [ORS 182.100 \(2021\)](#) for affirmative action policy and [ORS 236.115 \(2021\)](#) for diversity criteria.

⁴ [ORS 688.545 \(2021\)](#).

are either registered with the board as retired emeritus physicians, or who provide the board with notice of retirement. If that fails to yield sufficient applications, the Governor may appoint the remaining board members among any combination of the following:

- a licensed chiropractic physician who is certified by the American Chiropractic Board of Radiology as a Diplomate of the American Chiropractic Board of Radiology;
- an actively engaged medical imaging licensee;
- a permitted limited X-ray machine operator; or
- a member of the public.

Five members must be actively engaged medical imaging licensees. Licensee members may be selected by the Governor from a list of three to five nominees for each vacancy, submitted by a professional organization representing medical imaging licensees. Licensee members must include one from each of the following medical imaging modalities:

- diagnostic medical sonography and all its subspecialties (WOGU);
- magnetic resonance imaging and all its subspecialties (DOWNER-VALDEZ);
- nuclear medicine technology and all its subspecialties (BENNETT);
- radiation therapy and all its subspecialties (GILLILAND); and
- radiography and all its subspecialties (INJETI).

Three members must be members of the public (BOHLKE, **DEGMAN**, PARROTT). Public members may not be otherwise eligible for appointment to the board or the spouse, domestic partner, child, parent, or sibling of a person issued a license or permit by the board.

The Oregon Health Authority Radiation Protection Services section manager, or a person appointed by that manager, is an advisory member of the board for the purpose of providing counsel and is not entitled to vote.

Duties and Authority

The board regulates the practice of medical imaging in this state. The board must:⁵

- annually elect a board chairperson and a vice chairperson from the voting members of the board;
- meet at least once every three months at times and places designated by resolution;

⁵ [ORS 688.405 to 688.605 \(2021\)](#).



- issue licenses and permits to individuals who meet the standards administered by the board;
- adopt rules that are necessary to carry out the board's statutory mission;
- establish by rule and collect reasonable fees for specified services;
- approve programs of continuing education in medical imaging modalities and for limited X-ray machine operators;
- oversee examinations given each year for a limited X-ray machine operator permit; and
- require each licensee and permittee to submit evidence of continuing education pertinent to the license or permit.

The board may:⁶

- appoint and fix the compensation of an executive director and include reimbursement for actual and necessary travel expenses incurred in the performance of the duties of the director;
- require fingerprints for the purpose of requesting a state or nationwide criminal records check of license applicants, individuals under investigation, and board staff or contractors;
- seek volunteers from the various medical imaging modalities to review and assist in the approval of continuing education credits for their respective medical imaging modalities;
- investigate any alleged violation of the board's statutory authority, including taking evidence and depositions, compelling the appearance of witnesses, requiring answers to interrogatories, compelling production of records and testimony, and requiring a person to undergo a mental, physical, chemical dependency, or competency evaluation at the person's expense when the board has reasonable grounds to believe that the person is or may be unable to practice a medical imaging modality with reasonable skill and safety or may constitute a risk to the public;
- form temporary peer review committees in the relevant modality or subspecialty to advise the board of appropriate disciplinary action;
- establish by rule a process for the imposition of a fine on a licensed or permitted individual for an administrative or clerical violation if the violation does not create a risk of harm to the public;
- waive license requirements for individuals with substantial experience, as determined by the board, practicing the medical imaging modality for which the

⁶ [*Id.*](#)



waiver is sought or who performs that medical imaging modality as an employee of, or under a contract with, a rural hospital;

- issue specified licenses and permits to individuals who meet standards administered by the board; and
- refuse to issue a license or permit to any applicant, refuse to renew the license of any medical imaging licensee or permit holder, or suspend or revoke the license or permit if it makes certain findings after notice and hearings as required under the contested case procedures.



Medical Imaging, Board of

Agency: **Oregon Health Authority**

Authorization: **ORS 688.545**

Min Members: **12** Max Members: **12**

Term Length: **3** Term Limit: **2**

Senate Confirmation Required?: **Yes**

Policy Area: **Health**

Board Admin: **Stacy Katler**

Address:

800 NE Oregon Street, Suite 1160A

Portland, OR 97232-2162

971-673-0216

stacy.l.katler@state.or.us

Current Appointments

Dr Pyle, Chelsea MD

Physician/Radiologist

Position Number: **1**

Term(s):

11/19/2021 - 11/18/2024

Wogu, Katrina

Sonography

Position Number: **2**

Term(s):

6/10/2022 - 6/9/2025

Mrs Downer-Valdez, Melissa L

MRI

Position Number: **3**

Term(s):

6/1/2020 - 5/31/2023

6/1/2017 - 5/31/2020

Ms Bohlke, Allison E

Public Member

Position Number: **4**

Term(s):

9/25/2020 - 9/24/2023

9/25/2017 - 9/24/2020

Parrott, Brian

Public Member

Position Number: **5**

Term(s):

9/28/2022 - 9/27/2025

Injety, Michelle

Radiography

Position Number: **6**

Term(s):

11/19/2021 - 9/18/2023

Gilliland, Kelli

Radiation Therapy

Position Number: **7**

Term(s):

6/10/2022 - 6/9/2025

Mr Kopecky, Jeffrey "Jeff" F

Public Member

Position Number: **8**

Term(s):

6/1/2020 - 5/31/2023

6/1/2017 - 5/31/2020

Degman, Dustin Public Member Position Number: 8	Term(s):	6/1/2023 - 5/31/2026
Ms Bennett, Vanessa R Nuclear Medicine Technology Position Number: 9	Term(s):	5/25/2021 - 5/24/2024 5/25/2018 - 5/24/2021
Dr Kharoti, Yama K MD Radiology Position Number: 10	Term(s):	5/15/2022 - 5/14/2025 5/15/2019 - 5/14/2022
Dr Birouti, Nourolhoda "Nour" MD Radiology Position Number: 11	Term(s):	3/15/2023 - 3/14/2026 3/15/2020 - 3/14/2023
Dr Whetstone, Joseph "Joe" L MD Physician (Radiologist) Position Number: 12	Term(s):	4/1/2021 - 3/31/2024

Vacant Positions