

## HOUSE AMENDMENTS TO HOUSE BILL 2245

By COMMITTEE ON HEALTH CARE

April 1

1 On page 1 of the printed bill, delete lines 7 through 27 and delete pages 2 through 5.

2 On page 6, delete lines 1 through 22 and insert:

3 “**SECTION 1.** ORS 688.405 is amended to read:

4 “688.405. As used in ORS 688.405 to 688.605:

5 “(1) [*‘Approved school of radiologic technology’ means a school of radiologic technology accredited*  
6 *by the Joint Review Committee on Education in Radiologic Technology or by a regional post-secondary*  
7 *accreditation body, whose graduates are qualified to sit for the American Registry of Radiologic*  
8 *Technologists examination]* **‘Approved school’ means a school accredited in one of the medical**  
9 **imaging modalities or subspecialties by a national post-secondary accreditation body and**  
10 **whose graduates are qualified to sit for a credentialing examination recognized by the Board**  
11 **of Medical Imaging in the graduate’s medical imaging modality or subspecialty.**

12 “[*(2) ‘Board’ means the Board of Radiologic Technology established by ORS 688.405 to 688.605.*]

13 “[*(3) ‘Diagnostic radiologic technologist’ means a person other than a licensed practitioner who*  
14 *actually handles X-ray equipment in the process of applying radiation on a human being for diagnostic*  
15 *purposes under the supervision of a licensed practitioner.*]

16 “[*(4) ‘Inactive status’ means the status granted by the board to a licensee or limited permit holder*  
17 *who has notified the board of the intent not to practice radiologic technology and of the desire to retain*  
18 *the right to reinstate the license or limited permit subject to board rule.*]

19 “(2) **‘Clinical instructor’ means an individual assigned to supervise students in a clinical**  
20 **setting who is:**

21 “(a) **A licensed physician who routinely supervises the medical imaging modality being**  
22 **studied by a student; or**

23 “(b) **An individual licensed by the board and credentialed by a credentialing organization**  
24 **in the medical imaging modality being studied by a student.**

25 “(3) **‘Credential’ means the recognition awarded to an individual who meets the require-**  
26 **ments of a credentialing organization.**

27 “(4) **‘Credentialing organization’ means a nationally recognized organization that issues**  
28 **credentials through testing or evaluations that determine that a person meets defined stan-**  
29 **dards for training and competence in a medical imaging modality.**

30 “(5) **‘Diagnostic medical sonography’ means the use of nonionizing high frequency sound**  
31 **waves with specialized equipment to direct the sound waves into areas of the human body**  
32 **to generate images for the assessment and diagnosis of various medical conditions.**

33 “(6) **‘Graduate’ means an individual who has completed the didactic and clinical education**  
34 **at an approved school, including documented clinical proficiency, but who has not met all**  
35 **requirements for credentialing by a credentialing organization.**

1       **“(7) ‘Hybrid imaging or radiation therapy equipment’ means equipment that combines**  
2 **more than one medical imaging modality into a single device.**

3       **“(8) ‘Ionizing radiation’ means alpha particles, beta particles, gamma rays, X-rays, neu-**  
4 **trons, high-speed electrons, high-speed protons or other particles capable of producing ions.**  
5 **‘Ionizing radiation’ does not include radiation such as radiofrequency or microwaves, visible,**  
6 **infrared or ultraviolet light or ultrasound.**

7       **“(9) ‘License’ means a license issued by the board to practice one or more of the medical**  
8 **imaging modalities.**

9       **“(10) ‘Licensed physician’ means a physician or surgeon licensed in Oregon.**

10       *“(5) ‘Licensed practitioner’ means a person licensed or otherwise authorized by Oregon law to*  
11 *practice one of the healing arts.]*

12       *“(6) ‘License’ means a license granted and issued by the board to practice radiologic technology.]*

13       *“(7) ‘Limited permit course of study’ means a board approved set of didactical and clinical expe-*  
14 *rience elements designed to prepare a student for obtaining practical experience and for passing the*  
15 *limited permit examination described in ORS 688.515.]*

16       *“(8) ‘Limited permit holder’ means a person other than a radiation therapist or a diagnostic*  
17 *radiologic technologist who handles X-ray equipment in the process of applying radiation on a human*  
18 *being for diagnostic purposes under the supervision of a licensed practitioner and who has met the*  
19 *requirements of ORS 688.515.]*

20       *“(9) ‘Radiation oncologist’ means a physician who is either certified or eligible for certification in*  
21 *therapeutic radiology by the American Board of Radiology or its equivalent or who is certified in*  
22 *general radiology by the American Board of Radiology and who devotes all professional time to the*  
23 *investigation and management of neoplastic disorders inclusive of teaching such investigation and*  
24 *management.]*

25       **“(11) ‘Limited X-ray machine operator’ means a person other than a licensed physician**  
26 **who performs diagnostic X-ray procedures under the supervision of a licensed physician us-**  
27 **ing equipment that emits external ionizing radiation resulting in diagnostic radiographic**  
28 **images that are limited to select human anatomical sites.**

29       **“(12) ‘Limited X-ray machine operator course of study’ means a board-approved set of**  
30 **didactic and clinical experience elements designed to prepare a person for gaining practical**  
31 **experience and for passing the limited X-ray machine operator examination.**

32       **“(13) ‘Magnetic resonance imaging’ means the process by which certain nuclei, when**  
33 **placed in a magnetic field, absorb and release energy in the form of radio waves that are**  
34 **analyzed by a computer thereby producing an image of human anatomy and physiological**  
35 **information.**

36       **“(14) ‘Medical imaging’ means the use of specialized equipment for the production of**  
37 **visual representations of human anatomy, tissues or organs for use in clinical diagnosis and**  
38 **treatment and includes but is not limited to X-ray, single photon emission, positron emission**  
39 **technology, ultrasound, magnetic fields, visible light and radio waves.**

40       **“(15) ‘Medical imaging licensee’ means a person other than a licensed physician or a**  
41 **limited X-ray machine operator who holds a valid license and operates medical imaging**  
42 **equipment for diagnostic or therapeutic purposes under the supervision of a licensed physi-**  
43 **cian.**

44       **“(16) ‘Medical imaging modality’ means:**

45       **“(a) Diagnostic medical sonography and all its subspecialties;**

1       **“(b) Magnetic resonance imaging and all its subspecialties;**

2       **“(c) Nuclear medicine technology and all its subspecialties;**

3       **“(d) Radiation therapy and all its subspecialties; or**

4       **“(e) Radiography and all its subspecialties.**

5       **“(17) ‘Nuclear medicine technology’ means the specialized equipment that measures ra-**  
6 **diation emitted by radionuclides, including counters and cameras that form medical images**  
7 **for interpretation by a physician, or assists in therapeutic use of radionuclides.**

8       *“(10) ‘Radiation therapist’ means a person, other than a licensed practitioner, who handles*  
9 *ionizing radiation in the process of applying radiation on a human being for therapeutic purposes un-*  
10 *der the supervision of a licensed practitioner.]*

11       **“(11) (18) ‘Radiation therapy’ means the use of ionizing radiation [upon] on a human being for**  
12 **therapeutic purposes.**

13       **“(12) (19) [‘Radiologic technologist’] ‘Radiographer’ means a person other than a licensed**  
14 **[practitioner who practices radiologic technology as a:] physician who performs a comprehensive**  
15 **set of diagnostic radiographic procedures under the supervision of a licensed physician using**  
16 **external ionizing radiation to produce radiographic, fluoroscopic or digital images.**

17       *“(a) Diagnostic radiologic technologist; or]*

18       *“(b) Radiation therapist.]*

19       **“(13) (20) [‘Radiologic technology’] ‘Radiography’ means the use of ionizing radiation [upon a]**  
20 **to produce radiographic, fluoroscopic or digital images of human [being] anatomy for diagnostic**  
21 **[or therapeutic] purposes.**

22       *“(14) ‘Radiologist’ means a person duly licensed to practice medicine in the State of Oregon and*  
23 *who is certified by the American Board of Radiology or by the American Osteopathic Board of*  
24 *Radiology.]*

25       **“(21) ‘Radiologist’ means a person licensed to practice medicine in the State of Oregon**  
26 **who is certified by or board eligible for certification by the American Board of Radiology, the**  
27 **American Osteopathic Association, the Royal College of Radiologists or the Royal College of**  
28 **Physicians and Surgeons of Canada.**

29       **“(22) ‘Student’ means an individual enrolled in:**

30       **“(a) An approved school; or**

31       **“(b) A limited X-ray machine operator course of study.**

32       **“(15) (23) ‘Supervision’ means the act of monitoring and reviewing the performance of [diag-**  
33 **nostic X-ray technology] medical imaging licensees or limited X-ray machine operators through**  
34 **[periodic inspection] regular inspections of work produced, regardless of whether [or not] the**  
35 **supervising [licensed practitioner] individual is continuously physically present during the [perform-**  
36 **ance of such diagnostic X-ray technology] use of medical imaging equipment or X-ray**  
37 **equipment.**

38       **“SECTION 2.** ORS 688.415 is amended to read:

39       **“688.415. (1) [No person shall] A person may not:**

40       **“(a) Practice [radiologic technology] any of the medical imaging modalities, use X-ray**  
41 **equipment or purport to be a medical imaging licensee or a limited X-ray machine operator**  
42 **if the person is not licensed in accordance with the provisions of ORS [688.405 to 688.605] 688.455**  
43 **or is not the holder of a limited X-ray machine operator permit issued under ORS 688.515;**

44       **“(b) Practice [radiologic technology] any medical imaging modality or as a limited X-ray**  
45 **machine operator under a false or assumed name;**

1 “(c) Knowingly employ any person for the purpose of practicing [*radiologic technology*] **any**  
2 **medical imaging modality or as a limited X-ray machine operator** if that person is not licensed  
3 or does not hold a valid permit in accordance with the provisions of ORS 688.405 to 688.605;

4 “(d) Obtain or attempt to obtain a license or permit or a renewal of a license or permit by  
5 bribery or fraudulent representation; or

6 “(e) Knowingly make a false statement on an application for a license or permit or a renewal  
7 for a license **or permit**.

8 “(2) [*After January 1, 1979, no person shall*] **After January 1, 2010, a person may not** practice  
9 [*radiologic technology*] **a medical imaging modality** or purport to be a [*radiologic technologist*] **a**  
10 **medical imaging licensee** unless the person is licensed in accordance with the provisions of ORS  
11 688.405 to 688.605 or holds a permit issued by the Board of [*Radiologic Technology*] **Medical Imag-**  
12 **ing**.

13 “(3) **After January 1, 2014, the Board of Medical Imaging may not issue a license to a**  
14 **person unless the person has been awarded a credential by a credentialing organization in a**  
15 **medical imaging modality recognized by the board**.

16 “**SECTION 3.** ORS 688.425 is amended to read:

17 “688.425. (1) A person licensed **in one of the medical imaging modalities** in accordance with  
18 the provisions of ORS 688.405 to 688.605 may use the [*title of ‘Licensed Radiologic Technologist’ or*  
19 *the letters ‘LRT.’ A person licensed as a radiologic technologist in the therapeutic field may use the*  
20 *title of ‘Licensed Radiation Therapy Technologist’ or the letters ‘LRTT.’*] **identifying titles and ini-**  
21 **tials of the person’s credentialing organization**.

22 “[*(2) No person shall use these titles or any abbreviation of these titles or any title which is sub-*  
23 *stantially the same as these titles unless the person is authorized under subsection (1) of this section.*]

24 “(2) **A person who holds a permit as a limited X-ray machine operator issued under ORS**  
25 **688.515 may use the title of ‘Limited X-ray Machine Operator’ or the letters ‘LXMO.’**

26 “(3) **A person may not use credential titles, abbreviations of credential titles or initials**  
27 **resembling credential titles unless the person is authorized as provided in this section**.

28 “**SECTION 4.** ORS 688.435 is amended to read:

29 “688.435. The provisions of ORS 688.405 to 688.605 [*shall*] **do** not apply to the following persons:

30 “(1) Persons who operate dental X-ray equipment for the sole purpose of oral radiography.

31 “[*(2) Students in approved schools of radiologic technology as defined in ORS 688.405 while*  
32 *practicing radiologic technology under the supervision of an instructor who is either a radiologist or*  
33 *a licensed radiologic technologist.*]

34 “[*(3) (2) [A licensed practitioner or students in approved schools leading to licensure as a practi-*  
35 *tioner of one of the healing arts]* **Students in approved schools**, while practicing [*radiologic tech-*  
36 *nology*] **one of the medical imaging modalities or subspecialties** under the supervision of [*an*] **the**  
37 **school’s assigned clinical** instructor [*who is either a licensed practitioner or a licensed radiologic*  
38 *technologist*].

39 “(3) **Specific licensed health care providers, other than physicians, who use sonographic**  
40 **equipment within their lawful scope of practice**.

41 “(4) **Licensed physicians**.

42 “**SECTION 5.** ORS 688.445 is amended to read:

43 “688.445. (1) The Board of [*Radiologic Technology*] **Medical Imaging** shall issue:

44 “(a) A license to practice [*as a radiologic technologist*] **a specified medical imaging modality**  
45 in the State of Oregon to each person who meets the qualifications for [*licensure*] **a license** as pro-

1 vided in ORS [688.405 to 688.605. *Such*] **688.455. The** license shall [state] **identify** the [category or  
2 categories] **modality or subspecialty** for which the qualifications have been met[, *which include di-*  
3 *agnostic radiologic technologist and radiation therapist*].

4 “(b)(A) **A permit to practice as a limited X-ray machine operator in the State of Oregon**  
5 **to each person who meets the qualifications to hold that permit as provided in ORS 688.515.**  
6 **The permit shall identify the category for which the qualifications have been met.**

7 “(B) **The categories are skull and sinuses, spine, chest, extremities, podiatric and bone**  
8 **densitometry.**

9 “(2) **In order to remain active,** a license **or permit** must be renewed every two years [on]  
10 **prior to** the first day [of the month of the anniversary date] of the licensee’s [birthday] **birth month**  
11 **or as otherwise provided by the board by rule.**

12 “(3) [Any license] **A license or permit** that is not renewed as provided in subsection (2) of this  
13 section expires. The board may renew an expired license **or permit** upon payment of a delinquent  
14 fee in an amount set by the board plus the biennial renewal fee. [However, no such]

15 “(a) **A late renewal may not** be granted more than [five] **two** years after a license **or permit**  
16 has expired.

17 “(b) **A late renewal may not be granted to any medical imaging licensee not credentialed**  
18 **by a credentialing organization.**

19 “(4) [A license shall be renewed upon application to the board which is accompanied by a fee in  
20 an amount set by the board.] **The board shall renew the license or permit of a person who meets**  
21 **the requirements under ORS 688.455 or 688.515 upon receipt of:**

22 “(a) **An application accompanied by a fee in an amount established by the board; and**

23 “(b) **Supporting evidence of appropriate continuing education as defined by the board by**  
24 **rule.**

25 “(5) A license [which] **or permit that** has been expired for more than [five] **two** years may be  
26 reissued only in the manner prescribed for an original license **or permit.**

27 “**SECTION 6.** ORS 688.455 is amended to read:

28 “688.455. (1) The Board of [Radiologic Technology shall] **Medical Imaging shall issue a** license  
29 [any] **to a person [who] to practice a medical imaging modality if the person** makes an applica-  
30 tion in writing and pays a fee in an amount [set] **established** by the board and [who at that time]  
31 **if the person, at the time of application:**

32 “[1] (a) Is at least 18 years of age;

33 “[2] (b) Has [successfully completed a four-year course of study in a secondary school approved  
34 by the board of education of the state in which the school is located or has passed an approved  
35 equivalency test; and] **graduated from an approved school;**

36 “(c) **Has undergone a background check to the satisfaction of the board as established in**  
37 **rules adopted by the board;**

38 “(d) **Has not had a license of any type revoked by this state or any state, territory of the**  
39 **United States or nation;**

40 “(e) **Has not had a credential revoked by any credentialing organization;**

41 “(f) **Meets the standards of ethical conduct established in the professional standards of**  
42 **the corresponding credentialing organization or a medical imaging modality’s professional**  
43 **society; and**

44 “[3] (g) **Meets the requirements for licensing as described in ORS [688.465, 688.475 and]**  
45 **688.495.**

1       “(2) All applicants for a license are subject to the examination policies of their respective  
2       credentialing organizations.

3       “(3)(a) The board may consider issuing a new license to a person whose revoked creden-  
4       tial has been reinstated by a credentialing organization or whose license of any type has been  
5       reinstated by another state.

6       “(b) The board shall consider issuing a new license under this subsection on a case by  
7       case basis and shall adopt rules governing issuance of a new license.

8       “**SECTION 7.** ORS 688.455, as amended by section 6 of this 2009 Act, is amended to read:

9       “688.455. (1) The Board of Medical Imaging shall issue a license to a person to practice a med-  
10      ical imaging modality if the person makes an application in writing and pays a fee in an amount  
11      established by the board and if the person, at the time of application:

12      “(a) Is at least 18 years of age;

13      “(b) Has graduated from an approved school;

14      “(c) **Holds a credential issued by a credentialing organization in a medical imaging**  
15      **modality recognized by the board;**

16      “[(c)] (d) Has undergone a background check to the satisfaction of the board as established in  
17      rules adopted by the board;

18      “[(d)] (e) Has not had a license of any type revoked by this state or any state, territory of the  
19      United States or nation;

20      “[(e)] (f) Has not had a credential revoked by any credentialing organization;

21      “[(f)] (g) Meets the standards of ethical conduct established in the professional standards of the  
22      corresponding credentialing organization or a medical imaging modality’s professional society; and

23      “[(g)] (h) Meets the requirements for licensing as described in ORS 688.495.

24      “(2) All applicants for a license are subject to the examination policies of their respective cre-  
25      dentialing organizations.

26      “(3)(a) The board may consider issuing a new license to a person whose revoked credential has  
27      been reinstated by a credentialing organization or whose license of any type has been reinstated by  
28      another state.

29      “(b) The board shall consider issuing a new license under this subsection on a case by case basis  
30      and shall adopt rules governing issuance of a new license.”.

31      On page 7, delete lines 11 through 45 and delete pages 8 through 11.

32      On page 12, delete lines 1 through 7 and insert:

33      “**SECTION 11.** ORS 688.505 is amended to read:

34      “688.505. [*The Board of Radiologic Technology shall require each person holding a license or*  
35      *permit under ORS 688.405 to 688.605 to submit, at the time the person submits the biennial renewal fee,*  
36      *evidence of continuing education in radiologic technology pursuant to rules of the board. Continuing*  
37      *education must be pertinent to the subject area of radiologic technology for which the license or permit*  
38      *was issued. Evidence of current American Registry of Radiologic Technologists certification may be*  
39      *used as valid documentation of continuing education required by this section.]*

40      “(1) **At the time a biennial renewal fee is submitted, the Board of Medical Imaging shall**  
41      **require each licensee and permittee to submit evidence of continuing education pertinent to**  
42      **the license or permit.**

43      “(2) **A holder of a limited X-ray machine operator permit shall submit evidence of satis-**  
44      **fying the number of hours of continuing education as established by the board by rule.**

45      “(3) **A holder of a license may submit evidence of a current credential issued by the**

1 **credentialing organization if that organization requires continuing education for renewal of**  
2 **those credentials.**

3 **“(4) A holder of a license with a credential from a credentialing organization that does**  
4 **not require continuing education for renewal shall submit evidence of continuing education**  
5 **equal to other medical imaging licensees as required by rule of the board.**

6 **“SECTION 12.** ORS 688.515 is amended to read:

7 **“688.515. (1) The Board of [Radiologic Technology shall] Medical Imaging shall** issue a limited  
8 **X-ray machine operator** permit to an applicant to practice [*in a limited area of radiologic technol-*  
9 *ogy if such*] **under the supervision of a licensed physician if the** applicant meets the requirements  
10 [*for a limited permit*] as provided in this section. [*Such*] **A limited X-ray machine operator** permit  
11 shall state the category or categories for which the applicant has demonstrated competence and  
12 shall be limited to one of the categories listed below or as established by the board by rule:

13 **“(a) Upper extremities;**

14 **“(b) Pelvis or lower extremities, or both;**

15 **“(a) Skull and sinuses;**

16 **“(b) Spine;**

17 **“(c) Chest [*and ribs*];**

18 **“(d) Extremities;**

19 **“(d) Spine;**

20 **“(e) Head;**

21 **“(f) Abdomen; or]**

22 **“(g) Foot and ankle for podiatric use.]**

23 **“(e) Podiatric; or**

24 **“(f) Bone densitometry.**

25 **“(2) Limited X-ray machine operator** permits [*shall*] **may** not be issued for **fluoroscopy, bony**  
26 **thorax studies, abdominal studies,** contrast studies or special head studies such as tomography,  
27 **radiation therapy or any of the other medical imaging modalities or subspecialties other than**  
28 **the categories listed in subsection (1) of this section or as established by the board by rule.**

29 **“(3) Each applicant for a limited X-ray machine operator** permit shall:

30 **“(a) Make an application in writing;**

31 **“(b) Pay an application fee in an amount set by the board;**

32 **“(c) Be at least 18 years of age;**

33 **“(d) Have successfully passed a board-approved course of instruction in radiation use and safety**  
34 **consisting of the number of hours of instruction required by the board by rule;**

35 **“(e) Have successfully completed a course of instruction approved by the board and taught by**  
36 **a board-approved, licensed[, registered radiologic technologist] radiographer** in laboratory practice  
37 **specific to each category for which the applicant seeks a limited X-ray machine operator** permit,  
38 **with the instructor’s certifying to the board that the applicant has completed the course in those**  
39 **categories applied for;**

40 **“(f) Have successfully completed a practical experience program approved by the board, specific**  
41 **to each category for which the applicant seeks a limited X-ray machine operator** permit. Such  
42 **program shall include operation of an energized X-ray machine under the supervision of a [registered**  
43 **radiologic technologist] radiographer;**

44 **“(g) Have paid the examination fee set by board rule to reflect the actual cost of the examina-**  
45 **tion; [and]**

1 “(h) Have successfully passed an *[oral or written]* examination[, *or both, conducted by or]* ap-  
2 proved by the board in *[radiation use and safety]* **the core module as defined in rules adopted by**  
3 **the board**, and in those categories in which the applicant seeks a limited **X-ray machine operator**  
4 permit[.];

5 “(i) **Have undergone a background check to the satisfaction of the board as established**  
6 **in rules adopted by the board;**

7 “(j) **Not have had any type of license or permit revoked by this state or any state, terri-**  
8 **tory of the United States or nation; and**

9 “(k) **Meet the standards of ethical conduct established in the professional standards of a**  
10 **credentialing organization or a medical imaging modality’s professional society.**

11 “(4) Upon meeting the requirements of this section, the board shall issue a limited **X-ray ma-**  
12 **chine operator** permit to the applicant. [A] **The limited X-ray machine operator** permit *[shall be*  
13 *renewed every two years on the first day of the month of the anniversary date of the permittee’s birth-*  
14 *day subject to ORS 688.505 and payment of a fee in an amount set by the board. Any limited permit*  
15 *that is not renewed as provided in this subsection expires. The board may renew any expired limited*  
16 *permit upon payment of a delinquent fee in an amount set by the board plus the biennial renewal fee]*  
17 **is subject to the renewal procedures described in ORS 688.445.**

18 “(5) Every person issued a limited **X-ray machine operator** permit shall notify the board in  
19 writing of the name of each licensed *[practitioner]* **physician** supervising *[permittee’s]* **the person’s**  
20 performance of diagnostic *[X-ray technology]* **radiography** and *[shall]* **may** only perform diagnostic  
21 *[X-ray technology]* **radiography** while being supervised by a licensed *[practitioner]* **physician**. In the  
22 event *[permittee]* **the person** subsequently is supervised by a licensed *[practitioner]* **physician** other  
23 than the *[person]* **physician** whose name was initially furnished to the board, the *[board shall be*  
24 *immediately notified]* **person shall immediately notify the board** in writing.

25 “[6] *A temporary license or limited permit may be issued by the board without examination to a*  
26 *graduate of or a student enrolled in an approved school of radiologic technology or limited permit*  
27 *course of instruction upon application and payment of a registration fee in an amount set by the board*  
28 *if the person practices as a diagnostic radiologic technologist or radiation therapist under the super-*  
29 *vision of a licensed practitioner. A temporary license or limited permit is valid for a period of six*  
30 *months and may be renewed by the board for one six-month period only.]*

31 “[7] *At the discretion of the board a temporary limited permit may be issued by the board without*  
32 *examination to a person upon application and payment of a registration fee in an amount set by the*  
33 *board if the person practices diagnostic radiologic technology under the supervision of a licensed*  
34 *practitioner and if the person is enrolled in an approved course of instruction in radiation use and*  
35 *safety. Such a temporary limited permit shall be valid for a period of three months and shall not be*  
36 *renewed by the board except as provided under subsection (6) of this section.]*

37 “[8] *In addition to the temporary license or limited permit authorized by this section, the board*  
38 *may authorize a permit authorizing its holder to be an X-ray bone densitometry operator. The operator*  
39 *must meet standards of training established by the board by rule. The applicant shall pay a*  
40 *nonrefundable fee fixed by the board and the permit may be issued for a period of two years and may*  
41 *be renewed upon payment of a fixed renewal fee.]*

42 “(6) **Limited X-ray machine operators must meet the standards of ethical conduct equal**  
43 **to those of a licensed radiographer.**

44 “**SECTION 13.** ORS 688.520 is amended to read:

45 “688.520. (1) **The Board of Medical Imaging may grant inactive status to a person who**



1 holds a license or a limited X-ray machine operator permit who notifies the board of the  
2 person's:

3 "(a) Intent not to practice a medical imaging modality or subspecialty or as a limited  
4 X-ray machine operator; and

5 "(b) Desire to retain the right to reinstate the license or permit subject to board rules.

6 "(2) Only medical imaging licensees who hold a credential issued by a credentialing or-  
7 ganization or limited X-ray machine operators in good standing may retain the right to  
8 reinstate an inactive license.

9 "(3) The board may, in certain disciplinary circumstances, issue a provisional license or  
10 provisional permit that identifies:

11 "(a) The specific provisions of the license and terms of converting the license from pro-  
12 visional status to active status;

13 "(b) The length of issuance; and

14 "(c) The specific issues that resulted in provisional status.

15 "(4) The board may issue a restricted license for the purpose of performing hybrid im-  
16 aging using a modality for which the medical imaging licensee does not hold either a primary  
17 or secondary credential if:

18 "(a) The person holds a credential in one or more of the medical imaging modalities or  
19 subspecialties; and

20 "(b) Receives appropriate training in the limited aspects of the other modality as required  
21 by the board by rule.

22 "(5) The board may issue an additional license to a person who:

23 "(a) Holds a license issued by the board in one of the primary medical imaging modalities;

24 "(b) Holds and continues to maintain a primary credential issued by a credentialing or-  
25 ganization recognized by the board in one of the primary medical imaging modalities; and

26 "(c) Holds and continues to maintain an additional credential issued by a credentialing  
27 organization recognized by the board in the secondary medical imaging modality for which  
28 a license is sought.

29 "(6)(a) The board may issue a student license to a person enrolled in an approved school  
30 for the purpose of allowing the person to complete clinical training requirements.

31 "(b) An applicant for a student license must meet all general licensing requirements as  
32 provided in ORS 688.455.

33 "(c) The board shall process student applications and shall issue student licenses at re-  
34 duced fees as provided in rules adopted by the board.

35 "(d) A student license is valid only while the student is enrolled in an approved school.

36 "(7)(a) The board may issue a temporary license or permit upon satisfactory application  
37 and payment of a registration fee established by the board by rule.

38 "(b) Medical imaging license applicants, students and graduates may be issued temporary  
39 licenses pertaining to a specific modality or subspecialty without examination for a limited  
40 time period as determined by the board by rule.

41 "(c) Limited X-ray machine operator permit applicants may be issued temporary permits  
42 for the purpose of completing clinical education requirements under the supervision of a li-  
43 censed physician:

44 "(A) Upon successful completion of the core module examination;

45 "(B) For an initial period of six months; and

1       “(C) For a single six-month renewal period, at the discretion of the board.

2       “(8) The board [*of Radiologic Technology*] may issue licenses and permits for periods other than  
3 24 months. The fee for a license or permit issued for any period other than 24 months shall be pro-  
4 rated on a monthly basis.

5       “**SECTION 14.** ORS 688.525 is amended to read:

6       “688.525. (1) The Board of [*Radiologic Technology*] **Medical Imaging**, after notice of and hearing  
7 as required under the contested case procedures of ORS chapter 183, may refuse to **issue a license**  
8 **or permit to** any applicant, may refuse to renew the license [*or permit*] of any [*radiologic*  
9 *technologist*] **medical imaging licensee or the permit of a limited X-ray machine operator** or  
10 may suspend or revoke the license or permit of a person who:

11       “(a) **Has been disciplined by a credentialing organization or a licensing board in this state**  
12 **or in another state, territory of the United States or nation for acts by the holder of a li-**  
13 **cence or a permit that are similar to acts described in this subsection. A certified copy of**  
14 **the order of discipline constitutes conclusive evidence of the discipline.**

15       “[(a)] (b) Is chemically dependent.

16       “[(b)] (c) In the judgment of the board is guilty of unethical or unprofessional conduct in the  
17 practice of [*radiologic technology*] **a medical imaging modality or as a limited X-ray machine**  
18 **operator.**

19       “[(c)] (d) Has been convicted of any crime [*where the crime*] **that** bears a demonstrable re-  
20 lationship to the practice of [*radiologic technology*] **a medical imaging modality or as a limited**  
21 **X-ray machine operator, or otherwise reflects adversely on fitness to practice.**

22       “[(d)] (e) In the judgment of the board, [*is guilty of*] **has acted with** gross negligence in the  
23 practice of [*radiologic technology*] **a medical imaging modality or as a limited X-ray machine**  
24 **operator.**

25       “[(e)] (f) Has been adjudged incompetent by a court of law and thereafter has not been  
26 [*lawfully*] declared competent.

27       “[(f)] (g) Has undertaken to act as a [*radiologic technologist*] **medical imaging licensee or a**  
28 **limited X-ray machine operator** independently of the supervision of a [*practitioner licensed by the*  
29 *State of Oregon to practice one of the healing arts*] **licensed physician.**

30       “[(g)] (h) Has obtained or attempted to obtain a license or permit under ORS 688.405 to 688.605  
31 by fraud or material misrepresentation.

32       “(2) Upon receipt of a complaint under ORS 688.405 to 688.605, the board shall conduct an in-  
33 vestigation as described under ORS 676.165.

34       “(3) Information that the board obtains as part of an investigation into licensee, **permittee** or  
35 applicant conduct or as part of a contested case proceeding, consent order or stipulated agreement  
36 involving licensee, **permittee** or applicant conduct is confidential as provided under ORS 676.175.

37       “**SECTION 15.** ORS 688.545 is amended to read:

38       “688.545. (1)(a) There is created [*in the Department of Human Services*] a Board of [*Radiologic*  
39 *Technology*] **Medical Imaging** consisting of [*nine*] **12** members who shall be appointed by the Gov-  
40 ernor. Each member of the board [*shall*] **must** be a citizen of the United States and a resident of  
41 the State of Oregon. Each appointed member is entitled to vote.

42       “(b) Of the members of the board:

43       “[(A) *One shall be a radiologist;*]

44       “[(B) *At least one shall be a lay person;*]

45       “[(C) *At least one shall be a limited permit holder; and*]

1       “(A) **Four must be licensed physicians who represent different medical specialties. At**  
2 **least one physician shall be a radiologist and at least one physician shall be a licensed med-**  
3 **ical imaging specialist;**

4       “(B) **Three persons shall be members of the general public; and**

5       “[(D)] (C) [At least] Five shall be [licensed] practicing [radiologic technologists, one of whom shall  
6 be a radiation therapist.] **medical imaging licensees, including one from each of the medical**  
7 **imaging modalities listed in ORS 688.405.**

8       “(2) The section manager of the Radiation Protection Services Section of the Department of  
9 Human Services, or a person appointed by the section manager, [shall be] **is** an advisory member  
10 of the board for the purpose of providing counsel and [shall not be] **is not** entitled to vote.

11       “(3) The term of office of the members of the board [shall be] **is** three years and a member may  
12 be reappointed to serve not more than two **consecutive** full terms.

13       “(4) Members of the board [shall be] **are** entitled to compensation and expenses as provided in  
14 ORS 292.495.

15       “(5) The board shall annually elect a board chairperson and a vice chairperson from the **voting**  
16 members of the board.

17       “(6) For the purpose of transacting its business, the board [shall] **must** meet at least once every  
18 three months at times and places designated by resolution. Special meetings may also be held at  
19 such times as the board may elect or at the call of the chairperson. Notification of the time, place  
20 and purpose of any special meeting [shall] **must** be sent to all members of the board at least 15 days  
21 before the date of the meeting. All meetings are subject to ORS 192.610 to 192.690.

22       “(7) [Five] **A simple majority of** members of the board [shall] constitute a quorum for the  
23 transaction of business at any meeting. [Five] **A simple majority of** affirmative votes [shall be] **are**  
24 required to take action.”.

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