

## As Introduced

**136th General Assembly**

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**Representative King**

**Cosponsors: Representatives Deeter, Gross, Salvo, Barhorst**

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To amend sections 4773.01, 4773.02, 4773.03, and 1  
4773.06 of the Revised Code to revise the law 2  
governing general X-ray machine operators and 3  
other radiation technicians. 4

## **BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 4773.01, 4773.02, 4773.03, and 5  
4773.06 of the Revised Code be amended to read as follows: 6

**Sec. 4773.01.** As used in this chapter: 7

(A) "General x-ray machine operator" means an individual 8  
who operates ionizing radiation-generating equipment in order to 9  
perform standard radiology procedures; whose performance of such 10  
procedures is limited to specific body sites; and who does not, 11  
to any significant degree, determine procedure positioning or 12  
the dosage of radiation to which a patient is exposed. 13

(B) "Chiropractor" means an individual licensed under 14  
Chapter 4734. of the Revised Code to practice chiropractic. 15

(C) "Ionizing radiation" means any electromagnetic or 16  
particulate radiation that interacts with atoms to produce 17  
ionization in matter, including x-rays, gamma rays, alpha and 18  
beta particles, high speed electrons, neutrons, and other 19

nuclear particles.	20
(D) "Physician" means an individual authorized under Chapter 4731. of the Revised Code to practice medicine and surgery or osteopathic medicine and surgery.	21 22 23
(E) "Podiatrist" means an individual authorized under Chapter 4731. of the Revised Code to practice podiatric medicine and surgery.	24 25 26
(F) "Nuclear medicine technologist" means an individual who does all of the following:	27 28
(1) Prepares and administers radio-pharmaceuticals to human beings;	29 30
(2) Conducts in vivo or in vitro detection and measurement of radioactivity for medical purposes;	31 32
(3) Documents orders for radio-pharmaceuticals in patient medical records.	33 34
(G) "Radiation therapy technologist" means an individual who utilizes ionizing radiation-generating equipment, including therapy simulator radiation-generating equipment, for therapeutic purposes on human beings.	35 36 37 38
"Radiation therapy technologist" is the same as a radiation therapist.	39 40
(H) "Radiographer" means an individual who does all of the following in order to perform a comprehensive scope of radiology procedures on human beings:	41 42 43
(1) Operates ionizing radiation-generating equipment;	44
(2) Administers contrast;	45
(3) Documents orders for contrast in patient medical	46

records;	47
(4) Determines procedure positioning;	48
(5) Determines the dosage of ionizing radiation.	49
(I) "Mechanotherapist" means an individual who holds a certificate issued under section 4731.15 of the Revised Code authorizing the individual to practice mechanotherapy.	50 51 52
(J) <u>"Certified nurse practitioner"</u> has the same meaning as in section 4723.01 of the Revised Code.	53 54
(K) <u>"Physician assistant"</u> means an individual licensed under Chapter 4730. of the Revised Code to practice as a physician assistant.	55 56 57
<b>Sec. 4773.02.</b> (A) Except as provided in division (B) of this section, no person shall practice or hold self out as a general x-ray machine operator, radiographer, radiation therapy technologist, or nuclear medicine technologist without a valid license issued under this chapter for the person's area of practice.	58 59 60 61 62 63
(B) Division (A) of this section does not apply to any of the following:	64 65
(1) A physician, podiatrist, mechanotherapist, <del>or</del> chiropractor, <u>certified nurse practitioner, or physician</u> assistant;	66 67 68
(2) An individual licensed under Chapter 4715. of the Revised Code to practice dentistry, to practice as a dental hygienist, or to practice as a dental x-ray machine operator;	69 70 71
(3) As specified in 42 C.F.R. 75, radiologic personnel employed by the federal government or serving in a branch of the	72 73

armed forces of the United States;	74
(4) Students engaging in any of the activities performed by basic x-ray machine operators, radiographers, radiation therapy technologists, and nuclear medicine technologists as an integral part of a program of study leading to receipt of a license issued under this chapter or Chapter 4715., <u>4723.,</u> <u>4730.,</u> <u>4731.,</u> or 4734. of the Revised Code.	75 76 77 78 79 80
<b>Sec. 4773.03.</b> (A) Except as provided in division (G) of this section, each individual seeking a license to practice as a general x-ray machine operator, radiographer, radiation therapy technologist, or nuclear medicine technologist shall apply to the department of health on a form the department shall prescribe and provide. The application shall be accompanied by the appropriate license application fee established in rules adopted under section 4773.08 of the Revised Code.	81 82 83 84 85 86 87 88
(B) Except as provided in division (G) of this section, the department shall review all applications received and issue the appropriate general x-ray machine operator, radiographer, radiation therapy technologist, or nuclear medicine technologist license to each applicant who meets all of the following requirements:	89 90 91 92 93 94
(1) Is eighteen years of age or older;	95
(2) Except as provided in division (C) of this section, passes the examination administered under section 4773.04 of the Revised Code for the applicant's area of practice;	96 97 98
(3) Complies with any other licensing standards established in rules adopted under section 4773.08 of the Revised Code.	99 100 101
(C) An applicant is not required to take a licensing	102

examination if one of the following applies to the applicant:	103
(1) The individual is applying for a license as a general x-ray machine operator and holds certification in that area of practice from the American registry of radiologic technologists or the American chiropractic registry of radiologic technologists.	104 105 106 107 108
(2) <u>The individual is applying for a license as a general x-ray machine operator and has successfully passed the anatomy modules examination offered by the American registry of radiologic technologists for the individual's intended practice area in a limited scope of practice in radiology.</u>	109 110 111 112 113
(3) <u>The individual is applying for a license as a radiographer and holds certification in that area of practice from the American registry of radiologic technologists.</u>	114 115 116
(3)-(4) <u>The individual is applying for a license as a radiation therapy technologist and holds certification in that area of practice from the American registry of radiologic technologists.</u>	117 118 119 120
(4)-(5) <u>The individual is applying for a license as a nuclear medicine technologist and holds certification in that area of practice from the American registry of radiologic technologists or the nuclear medicine technology certification board.</u>	121 122 123 124 125
(5)-(6) <u>The individual holds a conditional license issued under section 4773.05 of the Revised Code and has completed the continuing education requirements established in rules adopted under section 4773.08 of the Revised Code.</u>	126 127 128 129
(D) A license issued under this section expires biennially on the license holder's birthday, except for an initial license	130 131

which expires on the license holder's birthday following two 132  
years after it is issued. For an initial license, the fee 133  
established in rules adopted under section 4773.08 of the 134  
Revised Code may be increased in proportion to the amount of 135  
time beyond two years that the license may be valid. 136

A license may be renewed. To be eligible for renewal, the 137  
license holder must complete the continuing education 138  
requirements specified in rules adopted by the department under 139  
section 4773.08 of the Revised Code. Applications for license 140  
renewal shall be accompanied by the appropriate renewal fee 141  
established in rules adopted under section 4773.08 of the 142  
Revised Code. Renewals shall be made in accordance with the 143  
standard renewal procedure established under Chapter 4745. of 144  
the Revised Code. 145

(E) (1) A license that has lapsed or otherwise become 146  
inactive may be reinstated. An individual seeking reinstatement 147  
of a license shall apply to the department on a form the 148  
department shall prescribe and provide. The application shall be 149  
accompanied by the appropriate reinstatement fee established in 150  
rules adopted under section 4773.08 of the Revised Code. 151

(2) To be eligible for reinstatement, both of the 152  
following apply: 153

(a) An applicant must continue to meet the conditions for 154  
receiving an initial license, including the examination or 155  
certification requirements specified in division (B) or (C) of 156  
this section. In the case of an applicant seeking reinstatement 157  
based on having passed an examination administered under section 158  
4773.04 of the Revised Code, the length of time that has elapsed 159  
since the examination was passed is not a consideration in 160  
determining whether the applicant is eligible for reinstatement. 161

(b) The applicant must complete the continuing education requirements for reinstatement established in rules adopted under section 4773.08 of the Revised Code. 162  
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(F) The department shall refuse to issue, renew, or reinstate and may suspend or revoke a general x-ray machine operator, radiographer, radiation therapy technologist, or nuclear medicine technologist license if the applicant or license holder does not comply with the applicable requirements of this chapter or rules adopted under it. 165  
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(G) The department shall issue a general x-ray machine operator, radiographer, radiation therapy technologist, or nuclear medicine technologist license in accordance with Chapter 4796. of the Revised Code to an applicant if either of the following applies: 171  
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(1) The applicant holds a license in another state. 176

(2) The applicant has satisfactory work experience, a government certification, or a private certification as described in that chapter as a general x-ray machine operator, radiographer, radiation therapy technologist, or nuclear medicine technologist in a state that does not issue that license. 177  
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**Sec. 4773.06.** (A) Except as provided in division (C) of this section, a general x-ray machine operator may perform radiologic procedures only if a physician, podiatrist, mechanotherapist, or chiropractor, certified nurse practitioner, or physician assistant is providing direct supervision. Direct supervision does not require the practitioner to observe each radiologic procedure performed by the operator, but does require that the practitioner to be present at the location where the 183  
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operator is performing radiologic procedures for purposes of 191  
consulting with and directing the operator while performing the 192  
procedures. A practitioner supervising a general x-ray machine 193  
operator may authorize the operator to perform only those 194  
radiologic procedures that are within the practitioner's scope 195  
of practice as determined by the laws under which the 196  
practitioner is authorized to practice. 197

(B) A radiographer, radiation therapy technologist, or 198  
nuclear medicine technologist may perform radiologic procedures 199  
only if a physician is providing general supervision. General 200  
supervision does not require the physician to observe each 201  
radiologic procedure performed or to be present at the location 202  
where the procedure is being performed, but does require that 203  
the physician to be readily available for purposes of consulting 204  
with and directing the individual while performing the 205  
procedures. 206

(C) A general x-ray machine operator who is licensed under 207  
Chapter 4723. of the Revised Code to practice as a registered 208  
nurse and is providing occupational health nursing services in 209  
an industrial workplace may perform radiologic procedures under 210  
a physician's general supervision, as described in division (B) 211  
of this section. 212

This division does not subject a registered nurse who is 213  
also a certified nurse practitioner to a requirement to be 214  
supervised. 215

**Section 2.** That existing sections 4773.01, 4773.02, 216  
4773.03, and 4773.06 of the Revised Code are hereby repealed. 217