

State of Arizona  
House of Representatives  
Forty-fifth Legislature  
Second Regular Session  
2002

CHAPTER 233

# HOUSE BILL 2042

AN ACT

AMENDING SECTIONS 32-2802 AND 32-2841, ARIZONA REVISED STATUTES; AMENDING TITLE 32, CHAPTER 28, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 32-2815; MAKING AN APPROPRIATION; RELATING TO THE MEDICAL RADIOLOGIC TECHNOLOGY BOARD OF EXAMINERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 32-2802, Arizona Revised Statutes, is amended to  
3 read:

4 32-2802. Medical radiologic technology board of examiners;  
5 appointment; terms; compensation; meetings; removal;  
6 employees; immunity

7 A. The medical radiologic technology board of examiners is established  
8 as a division of the agency. The board is composed of the director of the  
9 radiation regulatory agency, or the director's designee, who serves as  
10 chairman and the following members appointed by the governor:

11 1. Four members who are practicing radiologic technologists, who have  
12 at least five years' experience and who hold radiologic technology  
13 certificates issued pursuant to this chapter.

14 2. Two public members. Only a person who has never been a member, or  
15 a spouse of a member, of a health care delivery profession, and who has never  
16 had a material financial interest in the providing of health care or in a  
17 directly related activity, is eligible to be a public member of the board.

18 3. Two members who are licensed practitioners, one of whom is a  
19 radiologist.

20 4. One member who is a practical technologist in radiology, who has  
21 at least five years' experience and who is a current license holder.

22 5. ONE MEMBER WHO IS A PRACTICING NUCLEAR MEDICINE TECHNOLOGIST, WHO  
23 HAS AT LEAST FIVE YEARS' EXPERIENCE IN THAT FIELD AND WHO HOLDS AN ACTIVE  
24 CERTIFICATE ISSUED PURSUANT TO THIS CHAPTER.

25 B. All members serve a term of three years to begin and end on the  
26 third Monday of January in the appropriate year. The governor shall fill a  
27 vacancy that occurs before the expiration of a term for the unexpired term.

28 C. Each board member is eligible to receive compensation as determined  
29 pursuant to section 38-611.

30 D. The board shall meet at least once every six months at times and  
31 places determined by the board. Special meetings also may be held at such  
32 times as the board may decide or on the call of the chairman. A written  
33 notice of the time, place and purpose of any special meeting shall be mailed  
34 to all members of the board.

35 E. The agency may provide additional professional, technical,  
36 secretarial and clerical assistance as the board may require to carry out its  
37 functions.

38 F. The board shall hold examinations for applicants for certificates  
39 pursuant to this chapter at least once every six months, at times and places  
40 as the board may determine.

41 G. The governor may terminate the term of a board member and declare  
42 the position vacant if the member fails to attend three consecutive board  
43 meetings.

44 H. The board may hire practicing radiologic technologists and other  
45 medical specialists to assist it in preparing and administering

1 examinations. These specialists shall receive the same compensation as board  
2 members.

3 I. The board may employ temporary and permanent personnel necessary  
4 to carry out the purposes of this chapter.

5 J. Board members, board staff and board examiners are personally  
6 immune from suit for all actions taken in good faith in furtherance of the  
7 purposes of this chapter.

8 Sec. 2. Title 32, chapter 28, article 2, Arizona Revised Statutes, is  
9 amended by adding section 32-2815, to read:

10 32-2815. Additional board duties; bone densitometry  
11 certification; nuclear medicine; continuing  
12 education

13 A. THE BOARD SHALL ADOPT RULES REGARDING THE CERTIFICATION OF  
14 PRACTICAL TECHNOLOGISTS IN BONE DENSITOMETRY TO ALLOW THE CERTIFICATE HOLDER  
15 TO APPLY IONIZING RADIATION TO A PERSON'S EXTREMITIES THROUGH THE USE OF A  
16 BONE DENSITOMETRY MACHINE. THE RULES SHALL PRESCRIBE:

17 1. THE MINIMUM EDUCATION AND TRAINING QUALIFICATIONS FOR  
18 CERTIFICATION. THE QUALIFICATIONS PRESCRIBED BY THE BOARD SHALL ALLOW A  
19 PERSON WHO DOES NOT MEET THE EDUCATION AND TRAINING REQUIREMENTS OF A  
20 RADIOLOGIC TECHNOLOGIST OR A PRACTICAL TECHNOLOGIST IN RADIOLOGY TO OBTAIN  
21 A CERTIFICATE AS A PRACTICAL TECHNOLOGIST IN BONE DENSITOMETRY.

22 2. THE APPLICATION AND RENEWAL FEES.

23 3. THE DEFINITION OF A PRACTICAL TECHNOLOGIST IN BONE DENSITOMETRY.

24 B. SUBSECTION A DOES NOT PROHIBIT A RADIOLOGIC TECHNOLOGIST OR A  
25 PRACTICAL TECHNOLOGIST FROM OPERATING A BONE DENSITOMETRY MACHINE.

26 C. BEGINNING ON JANUARY 1, 2004, A PERSON WHO WISHES TO PRACTICE AS  
27 A NUCLEAR MEDICINE TECHNOLOGIST MUST APPLY TO THE BOARD FOR CERTIFICATION AS  
28 PRESCRIBED BY THE BOARD BY RULE. THE BOARD SHALL ADOPT RULES TO ESTABLISH  
29 MINIMUM EDUCATIONAL AND TRAINING REQUIREMENTS FOR NUCLEAR MEDICINE  
30 TECHNOLOGISTS. FOR THE PURPOSES OF THIS SUBSECTION, "NUCLEAR MEDICINE  
31 TECHNOLOGIST" MEANS A PERSON WHO USES RADIOPHARMACEUTICAL AGENTS ON HUMANS  
32 FOR DIAGNOSTIC OR THERAPEUTIC PURPOSES.

33 D. THE BOARD SHALL ADOPT RULES TO PRESCRIBE THE FOLLOWING MINIMUM  
34 CONTINUING EDUCATION REQUIREMENTS FOR THE RENEWAL OF THE FOLLOWING  
35 CERTIFICATES:

36 1. PRACTICAL TECHNOLOGIST IN PODIATRY, TWO HOURS EVERY TWO YEARS.

37 2. PRACTICAL TECHNOLOGIST IN RADIOLOGY, SIX HOURS EVERY TWO YEARS.

38 3. PRACTICAL TECHNOLOGIST IN BONE DENSITOMETRY, ONE HOUR EVERY TWO  
39 YEARS.

40 4. UNLIMITED PRACTICAL TECHNOLOGIST IN RADIOLOGY, TWENTY-FOUR HOURS  
41 EVERY TWO YEARS.

42 5. NUCLEAR MEDICINE TECHNOLOGIST, TWENTY-FOUR HOURS EVERY TWO YEARS.

1 E. BEGINNING ON AUGUST 1, 2004, THE BOARD MAY REQUIRE AN APPLICANT FOR  
2 RENEWAL TO DOCUMENT COMPLIANCE WITH THE APPROPRIATE CONTINUING EDUCATION  
3 REQUIREMENTS OF SUBSECTION D.

4 Sec. 3. Section 32-2841, Arizona Revised Statutes, is amended to read:  
5 32-2841. Mammographic technologists; certification

6 A. A person who wishes to perform diagnostic or screening mammography  
7 as defined in section 30-651 shall obtain a mammographic technologist  
8 certificate from the board. The board shall issue a certificate to an  
9 applicant who:

10 1. Pays a twenty dollar application fee.

11 2. Holds a current radiologic technologist certificate issued by the  
12 board.

13 3. Completes the education requirements of subsection B of this  
14 section.

15 4. Passes an examination as prescribed in subsection C of this  
16 section.

17 B. To satisfy the education requirements of subsection A of this  
18 section, an applicant for certification shall complete forty hours of  
19 didactic instruction and at least one hundred sixty hours of clinical  
20 instruction taught by a facility accredited by the American college of  
21 radiology or licensed by this state. Courses shall be taught by instructors  
22 who have completed at least four hundred mammograms in the previous year.  
23 Clinical instruction shall be competency based and positions that cannot be  
24 tested on patients shall be tested through simulations. Didactic and  
25 clinical instruction shall include the following:

26 1. The anatomy and physiology of the breast.

27 2. Classification of breast tissue.

28 3. Epidemiology of the breast.

29 4. Methods to detect breast cancer.

30 5. Sources of information regarding breast cancer.

31 6. The influence of technical factors.

32 7. Positioning of the breast.

33 8. Film and image evaluation and critique.

34 9. Radiation biology and radiation protection.

35 10. Quality assurance methods.

36 11. The physics of mammography.

37 C. To satisfy the examination requirements of this section an  
38 applicant shall pass an examination in mammography administered by either the  
39 board or by the American registry of radiologic technologists. Examinations  
40 administered by the board shall use the same grading standards established  
41 by the American registry of radiologic technologists examination.

1 D. A certificate issued under this section is valid for two years. IF  
2 A CERTIFICATE HOLDER'S LAST NAME BEGINS WITH A LETTER THAT FALLS BETWEEN A  
3 THROUGH M, THE CERTIFICATE EXPIRES ON THE CERTIFICATE HOLDER'S BIRTHDAY IN  
4 EVERY EVEN NUMBERED YEAR. ALL OTHER CERTIFICATES EXPIRE ON THE CERTIFICATE  
5 HOLDER'S BIRTHDAY IN EVERY ODD NUMBERED YEAR. THE BOARD SHALL NOTIFY A  
6 CERTIFICATE HOLDER THIRTY DAYS BEFORE THE EXPIRATION DATE OF THE CERTIFICATE.  
7 An applicant for renewal of this certificate shall present evidence  
8 satisfactory to the board of having completed eight hours of continuing  
9 education in mammography within the preceding two years. If a radiologic  
10 technologist is certified by the American registry of radiologic  
11 technologists, that person must satisfy the continuing education requirements  
12 of this subsection by providing the board with evidence of the technologist's  
13 good standing and current certification with that registry. The applicant  
14 shall also pay a twenty dollar renewal fee to the board.

15 E. THE BOARD SHALL PRORATE FEES FOR:

16 1. A CERTIFICATE RENEWED BEFORE THE EFFECTIVE DATE OF THIS SECTION.

17 2. A NEW CERTIFICATE FOR THE REMAINING FULL CALENDAR MONTHS OF THE  
18 RESPECTIVE GROUP TO WHICH THE CERTIFICATE IS ASSIGNED.

19 F. The board shall issue a temporary certificate to a person who  
20 meets the requirements of subsection A, paragraphs 1, 2 and 3 of this section  
21 if that person also provides the board with verification of employment and  
22 the name of the radiologist who agrees to be responsible for the applicant's  
23 supervision and training. A temporary certificate is valid for thirty days  
24 from the date it is issued and may be renewed one time for an additional six  
25 months. If the holder completes all of the requirements of subsection A of  
26 this section within that time, the board shall issue a regular  
27 certificate. This certificate is valid for two years from the date the board  
28 issued the temporary certificate and shall be renewed as prescribed under  
29 subsection D of this section.

30 G. A person or facility that employs a person certified under this  
31 section shall report any suspected violations of section 32-2821 to the  
32 board. The board shall investigate the complaint and act as prescribed under  
33 section 32-2821. If in the course of its investigation the board determines  
34 that a person regulated by another regulatory agency of this state may have  
35 violated that agency's laws, the board shall report the violation to the  
36 other agency for disciplinary action.

37 Sec. 4. Appropriation; purpose; exemption

38 A. The sum of \$23,665 is appropriated from the state radiologic  
39 technologist certification fund in fiscal year 2002-2003 to the medical  
40 radiologic technology board of examiners for one full-time equivalent  
41 secretary to assist the board in regulating nuclear medicine technologists  
42 and practical technologists in bone densitometry.

43 B. The appropriation made in subsection A of this section is exempt  
44 from the provisions of section 35-190, Arizona Revised Statutes, relating to  
45 lapsing of appropriations.

- 4 -  
APPROVED BY THE GOVERNOR MAY 20, 2002.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 20, 2002.



HOUSE CONCURS IN SENATE  
AMENDMENTS AND FINAL PASSAGE

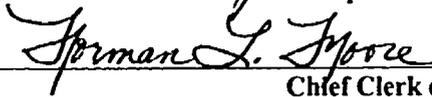
May 16, 2002,

by the following vote: 45 Ayes,

12 Nays, 3 Not Voting



Speaker of the House



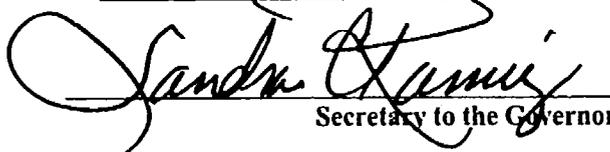
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

16 day of May, 2002

at 3:00 o'clock P M.



Secretary to the Governor

Approved this 20<sup>th</sup> day of

May, 2002,

at 10:45 o'clock 9 M.



Governor of Arizona

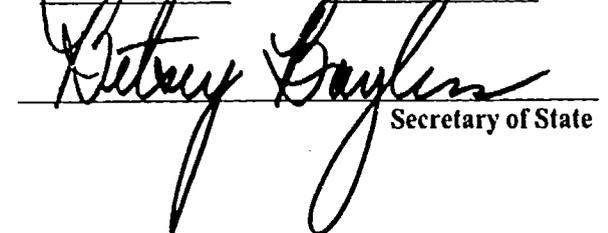
H.B. 2042

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 20 day of May, 2002

at 3:54 o'clock P M.



Secretary of State