

**HOUSE BILL NO. 337**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**SEVENTEENTH LEGISLATURE - FIRST SESSION**

**BY REPRESENTATIVES MARTIN, Gruenberg**

**Introduced: 5/17/91**

**Referred: Labor & Commerce, Health, Education & Social Services, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act providing for the licensing of radiologic diagnostic technologists and radiologic  
2 therapeutic technologists; and providing for an effective date."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 \* **Section 1.** AS 08.01.010 is amended by adding a new paragraph to read:

5 (33) regulation of radiologic technologists (AS 08.89).

6 \* **Sec. 2.** AS 08 is amended by adding a new chapter to read:

7 **CHAPTER 89. RADIOLOGIC TECHNOLOGISTS.**

8 **Sec. 08.89.010. QUALIFICATIONS FOR RADIOLOGIC TECHNOLOGIST LICENSE.**

9 (a) The department shall issue a license to an individual as a radiologic diagnostic technologist  
10 or as a radiologic therapeutic technologist who

11 (1) is 18 years of age or older;

12 (2) applies on a form provided by the department;

13 (3) pays an application fee prescribed by the department under AS 08.01.065;

14 (4) provides certification to the department that the person

1 (A) has completed a course of study in radiologic diagnostic or therapeutic  
2 technology approved by the department or has otherwise successfully completed alternate  
3 training that meets the criteria established by the department for licensure as a radiologic  
4 diagnostic technologist or as a radiologic therapeutic technologist;

5 (B) has not engaged in conduct that is a ground for imposing discipline  
6 under AS 08.89.050;

7 (C) has not voluntarily surrendered a license or had a license suspended  
8 or revoked in another jurisdiction for grounds substantially similar to those specified in  
9 AS 08.89.050; and

10 (D) has

11 (i) passed an examination provided by the department for licensure  
12 as a radiologic diagnostic technologist or as a radiologic therapeutic technologist;

13 (ii) been licensed by another jurisdiction as a radiologic diagnostic  
14 or therapeutic technologist and is at the time of application licensed by the other  
15 jurisdiction, if the license was issued on the basis of an examination reasonably  
16 equivalent to the examination administered by the department under this section;  
17 or

18 (iii) practiced in the state as a radiologic diagnostic or therapeutic  
19 technologist for the five years before the effective date of this Act and has  
20 successfully completed a course in radiologic technology in an approved school  
21 for radiologic diagnostic or therapeutic technologists or has three years of practical  
22 experience and training in radiologic diagnostic or therapeutic technology.

23 (b) An individual may be licensed as a radiologic diagnostic technologist and as a  
24 radiologic therapeutic technologist if qualified for both licenses under (a) of this section.

25 (c) A license issued under this section shall be renewed biennially by the applicant on  
26 a date set by the department by the payment of a renewal fee established under AS 08.01.065.

27 Sec. 08.89.020. DISPLAY OF LICENSE. (a) An individual licensed to practice  
28 radiologic technology as a radiologic technologist in the state shall display the license in a  
29 prominent place at each place of business of the individual.

30 (b) If an individual licensed to practice radiologic technology has more than one place  
31 of business, the department shall, on request and payment of a fee, issue a duplicate license for

1 each place of business of the individual.

2 Sec. 08.89.030. PERMITTED ACTIVITIES. (a) A licensed radiologic diagnostic  
3 technologist may select techniques, position patients, and apply radiation to persons for diagnostic  
4 purposes under specific direction of a person licensed to prescribe the examination.

5 (b) A licensed radiologic therapeutic technologist may select techniques, position patients,  
6 and apply radiation to persons for therapeutic purposes under specific direction of a person  
7 licensed to prescribe the treatment.

8 Sec. 08.89.040. EXEMPTIONS. The provisions of this chapter do not apply to

9 (1) a student attending a school or college of medicine, osteopathy, podiatry,  
10 dentistry, dental hygiene, chiropractic, or radiation technology if, at the time of application, the  
11 unlicensed student is under the direct supervision of an individual licensed to prescribe the  
12 examination or treatment;

13 (2) a licensed practitioner;

14 (3) a dental hygienist licensed under AS 08.32, applying radiation to a person  
15 solely for the exposure of radiographs for dental diagnosis while under the direct or indirect  
16 supervision of a dentist licensed under AS 08.36;

17 (4) an employee of the United States government who as part of the employee's  
18 duties applies radiation to a person for purposes of diagnosis or treatment.

19 Sec. 08.89.050. GROUNDS FOR IMPOSITION OF DISCIPLINARY SANCTIONS.  
20 After a hearing, the department may impose a disciplinary sanction under AS 08.01.075 on a  
21 radiologic technologist when the department finds that the licensee

22 (1) secured a license through deceit, fraud, or intentional misrepresentation;

23 (2) engaged in deceit, fraud, or intentional misrepresentation in the course of  
24 practicing radiologic technology;

25 (3) has been convicted or has pled guilty to a felony or a crime that affects or  
26 adversely reflects upon the licensee's ability to continue to practice competently and safely;

27 (4) continued to practice radiologic technology after becoming unfit due to

28 (A) professional incompetence;

29 (B) use of drugs or alcohol in a manner that affects the licensee's ability  
30 to practice radiologic technology competently and safely;

31 (C) physical or mental disability;

1 (5) permitted another person to use the licensee's license;  
2 (6) failed to comply with a provision of this chapter, a regulation adopted under  
3 this chapter, or an order of the department.  
4 Sec. 08.89.060. PROHIBITED ACTS. (a) A person who is not licensed under this  
5 chapter, or exempt under AS 08.89.040, may not  
6 (1) apply radiation to a person for diagnostic or therapeutic purposes;  
7 (2) use a title indicating or representing that the person practices as a radiologic  
8 technologist.  
9 (b) A person who violates this section is guilty of a class B misdemeanor.  
10 Sec. 08.89.900. DEFINITIONS. In this chapter,  
11 (1) "department" means the Department of Commerce and Economic  
12 Development;  
13 (2) "license" means a legal authorization to apply radiation to a person;  
14 (3) "licensed practitioner" means an individual licensed or otherwise authorized  
15 by law to practice medicine, dentistry, podiatry, osteopathy, or chiropractic in the state;  
16 (4) "radiation" means ionizing radiation including gamma rays and x-rays, alpha  
17 particles, beta particles, electrons, neutrons, protons, and other nuclear particles, but not sound  
18 or radio waves or visible, infrared, or ultraviolet light;  
19 (5) "radiologic diagnostic technologist" means an individual who applies radiation  
20 to persons for diagnostic purposes;  
21 (6) "radiologic technology" is the application of radiation to persons for diagnostic  
22 or therapeutic purposes;  
23 (7) "radiologic therapeutic technologist" means an individual who applies radiation  
24 to persons for therapeutic purposes.  
25 \* Sec. 3. This Act takes effect July 1, 1992.