

# ASSEMBLY, No. 3763

## STATE OF NEW JERSEY 216th LEGISLATURE

INTRODUCED OCTOBER 2, 2014

**Sponsored by:**

**Assemblyman HERB CONAWAY, JR.**

**District 7 (Burlington)**

**Assemblyman RAJ MUKHERJI**

**District 33 (Hudson)**

**SYNOPSIS**

Concerns medical imaging technology licensure; provides licensing of magnetic resonance imaging technologists.

**CURRENT VERSION OF TEXT**

As introduced.



A3763 CONAWAY, MUKHERJI

2

1 AN ACT concerning medical imaging technology licensure,  
2 amending P.L.1971, c.60, P.L.1974, c.46, and amending the title  
3 and body of, and supplementing, P.L.1981, c.295.

4  
5 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
6 *of New Jersey:*

7  
8 1. The title of P.L. 1981, c. 295 is amended to read as follows:  
9 AN ACT providing for the regulation and licensing of radiologic  
10 technologists and magnetic resonance imaging technologists,  
11 establishing a **[radiologic]** medical imaging technology board in  
12 the Department of Environmental Protection, amending P.L.  
13 1971, c. 60 (45:1-2.2), repealing P.L. 1968, c. 291 (C. 45:25-1 et  
14 seq.), and supplementing the "Radiation Protection Act,"  
15 approved July 8, 1958 (P.L. 1958, c. 116 C. 26:2D-1 et seq.).  
16 (cf: P.L.1981, c.295, title)

17  
18 2. Section 1 of P.L.1981, c.295 (C.26:2D-24) is amended to  
19 read as follows:

20 1. The Legislature hereby finds and declares that the citizens of  
21 the State of New Jersey are entitled to the maximum protection  
22 practicable from the harmful effects of excessive and improper  
23 exposure to ionizing and non-ionizing radiation; that the protection  
24 can be increased by requiring appropriate training and experience of  
25 persons operating medical equipment emitting ionizing and non-  
26 ionizing radiation and requiring them to operate the equipment  
27 under the specific direction of a licensed practitioner; and that it is  
28 therefore necessary to establish standards of education, training and  
29 experience for these operators and to provide for the appropriate  
30 examination and certification thereof.  
31 (cf: P.L.1981, c.295, s.1)

32  
33 3. Section 2 of P.L.1981, c.295 (C.26:2D-25) is amended to  
34 read as follows:

35 2. This act shall be known and may be cited as the  
36 "**[Radiologic]** Medical Imaging Technologist Act."  
37 (cf: P.L.1981, c.295, s.2)

38  
39 4. Section 3 of P.L.1981, c.295 (C.26:2D-26) is amended to  
40 read as follows:

41 3. As used in **[this act]** P.L.1981, c.295 (C.26:2D-24 et seq.):  
42 a. "Board" means the **[Radiologic]** Medical Imaging  
43 Technology Board of Examiners created pursuant to section 5 of  
44 **[this act]** P.L.1981, c.295 (C.26:2D-28).

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is  
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

- 1       b. "License" means a certificate issued by the board authorizing  
2 the licensee to use equipment emitting ionizing or non-ionizing  
3 radiation on human beings for diagnostic or therapeutic purposes in  
4 accordance with the provisions of **【this act】** P.L.1981, c.295  
5 (C.26:2D-24 et seq.).
- 6       c. "Chest **【x-ray】** radiologic technologist" means a person,  
7 other than a licensed practitioner, whose practice of radiologic  
8 technology is limited to the chest area for diagnostic purposes only.
- 9       d. "Commissioner" means the Commissioner of Environmental  
10 Protection.
- 11       e. "Dental **【x-ray】** radiologic technologist" means a person,  
12 other than a licensed practitioner, whose practice of radiologic  
13 technology is limited to intraoral radiography for diagnostic  
14 purposes only.
- 15       f. "Health physicist" means a person who is certified by the  
16 American Board of Health Physics or the American Board of  
17 Radiology in radiation physics.
- 18       g. "Licensed practitioner" means a person licensed or otherwise  
19 authorized by law to practice medicine, dentistry, dental hygiene,  
20 podiatric medicine, osteopathy or chiropractic.
- 21       h. "Radiation therapy technologist" means a person, other than  
22 a licensed practitioner, whose application of radiation on human  
23 beings is for therapeutic purposes.
- 24       i. "Diagnostic **【x-ray】** radiologic technologist" means a  
25 person, other than a licensed practitioner, whose application of  
26 radiation on human beings is for diagnostic purposes.
- 27       j. "Radiologic technologist" means any person who is licensed  
28 pursuant to **【this act】** P.L.1981, c.295 (C.26:2D-24 et seq) whose  
29 practice of medical imaging technology is limited to radiologic  
30 imaging technology.
- 31       k. "Radiologic imaging technology" means the use of  
32 equipment emitting ionizing radiation on human beings for  
33 diagnostic or therapeutic purposes under the supervision of a  
34 licensed practitioner.
- 35       l. "Podiatric **【x-ray】** radiologic technologist" means a person,  
36 other than a licensed practitioner, whose practice of radiologic  
37 technology is limited to the operation of x-ray machines as used by  
38 podiatrists on the lower leg, foot and ankle area for diagnostic  
39 purposes only.
- 40       m. "Orthopedic **【x-ray】** radiologic technologist" means a  
41 person, other than a licensed practitioner, whose practice of  
42 radiologic technology is limited to the spine and extremities for  
43 diagnostic purposes only.
- 44       n. "Urologic **【x-ray】** radiologic technologist" means a person,  
45 other than a licensed practitioner, whose practice of radiologic  
46 technology is limited to the abdomen and pelvic area for diagnostic  
47 purposes only.

1       o. “Magnetic resonance imaging” means the use of equipment  
2 emitting non-ionizing radiation on human beings for diagnostic  
3 purposes using radio waves, magnetic fields and a computer to  
4 produce images of the body tissues under the supervision of a  
5 licensed practitioner.

6       p. “Magnetic resonance imaging technologist” means a person,  
7 other than a licensed practitioner, whose practice of medical  
8 imaging technology is limited to magnetic resonance imaging.

9       q. “Magnetic resonance imaging technology” means magnetic  
10 resonance imaging or the use of equipment emitting non-ionizing  
11 radiation on human beings for diagnostic or therapeutic purposes  
12 under the supervision of a licensed practitioner.

13 (cf: P.L.2005, c.259, s.31)

14  
15       5. Section 4 of P.L.1981, c.295 (C.26:2D-27) is amended to  
16 read as follows:

17       4. a. Except as hereinafter provided, no person other than a  
18 licensed practitioner or the holder of a license as provided in **[this**  
19 **act]** the “Medical Imaging Technologist Act,” P.L.1981, c.295  
20 (C.26:2D-24 et seq.), shall **[use x-rays on a human being]** engage  
21 in the practice of radiologic technology or magnetic resonance  
22 imaging technology.

23       b. A person holding a license as a diagnostic **[x-ray]** radiologic  
24 technologist may use the title "licensed radiologic technologist" or  
25 the letters (LRT)(R) after his name. No other person shall be  
26 entitled to use the title or letters, or any other title or letters after his  
27 name that indicate or imply that he is a licensed diagnostic **[x-ray]**  
28 radiologic technologist; nor may any person hold himself out in any  
29 way, whether orally or in writing, expressly or by implication, as a  
30 licensed diagnostic technologist.

31       c. A person holding a limited license as a chest **[x-ray]**  
32 radiologic technologist may use the title "licensed chest **[x-ray]**  
33 radiologic technologist" or the letters (LRT)(C) after his name. No  
34 other person shall be entitled to use the title or letters, or any other  
35 title or letters after his name that indicate or imply that he is a  
36 licensed chest **[x-ray]** radiologic technologist; nor may any person  
37 hold himself out in any way, whether orally or in writing, expressly  
38 or by implication, as a licensed chest **[x-ray]** radiologic  
39 technologist.

40       d. A person holding a limited license as a dental **[x-ray]**  
41 radiologic technologist may use the title "licensed dental **[x-ray]**  
42 radiologic technologist" or the letters (LRT)(D) after his name. No  
43 other person shall be entitled to use the title or letters, or any other  
44 title or letters after his name that indicate or imply that he is a  
45 licensed dental **[x-ray]** radiologic technologist; nor may any person  
46 hold himself out in any way, whether orally or in writing, expressly

1 or by implication, as a licensed dental **【x-ray】** radiologic  
2 technologist.

3 e. A person holding a license as a radiation therapy  
4 technologist may use the title "licensed therapy technologist" or  
5 (LRT)(T) after his name. No other person shall be entitled to use  
6 the title or letters, or any other title or letters after his name that  
7 indicate or imply that he is a licensed therapy technologist; nor may  
8 any person hold himself out in any way, whether orally or in  
9 writing, expressly or by implication, as a licensed radiation therapy  
10 technologist.

11 f. A person holding a license as provided by **【this act】**  
12 P.L.1981, c.295 (C.26:2D-24 et seq.) shall use medical equipment  
13 emitting ionizing or non-ionizing radiation on human beings only  
14 for diagnostic or therapeutic purposes on a case by case basis at the  
15 specific direction of a licensed practitioner, and only if the  
16 application of the equipment is limited in a manner hereinafter  
17 specified.

18 g. Nothing in the provisions of **【this act】** P.L.1981, c.295  
19 (C.26:2D-24 et seq.) relating to radiologic technologists or  
20 magnetic resonance imaging technologists shall be construed to  
21 limit, enlarge or affect, in any respect, the practice of their  
22 respective professions by duly licensed practitioners.

23 h. The requirement of a license shall not apply to a hospital  
24 resident specializing in radiology, who is not a licensed practitioner  
25 in the State of New Jersey, or a student enrolled in and attending a  
26 school or college of medicine, osteopathy, podiatric medicine,  
27 dentistry, dental hygiene, dental assistance, chiropractic or  
28 radiologic technology, who applies radiation to a human being  
29 while under the direct supervision of a licensed practitioner.

30 i. A person holding a license as a diagnostic **【x-ray】** radiologic  
31 technologist and a license as a radiation therapy technologist may  
32 use the letters (LRT)(R)(T) after his name.

33 j. A person holding a limited license as a podiatric **【x-ray】**  
34 radiologic technologist may use the title "licensed podiatric **【x-ray】**  
35 radiologic technologist" or the letters (LRT)(P) after his name. No  
36 other person shall be entitled to use the title or letters, or any other  
37 title or letters after his name that indicate or imply that he is a  
38 licensed podiatric **【x-ray】** radiologic technologist; nor may any  
39 person hold himself out in any way, whether orally or in writing,  
40 expressly or by implication, as a licensed podiatric **【x-ray】**  
41 radiologic technologist.

42 k. A person holding a limited license as an orthopedic **【x-ray】**  
43 radiologic technologist may use the title "licensed orthopedic **【x-**  
44 **ray】** radiologic technologist" or the letters (LRT)(O) after his name.  
45 No other person shall be entitled to use the title or letters, or any  
46 other title or letters after his name that indicate or imply that he is a  
47 licensed orthopedic **【x-ray】** radiologic technologist; nor may any

1 person hold himself out in any way, whether orally or in writing,  
2 expressly or by implication, as a licensed orthopedic **[x-ray]**  
3 radiologic technologist.

4 1. A person holding a limited license as a urologic **[x-ray]**  
5 radiologic technologist may use the title "licensed urologic **[x-ray]**  
6 radiologic technologist" or the letters (LRT)(U) after his name. No  
7 other person shall be entitled to use the title or letters, or any other  
8 title or letters after his name that indicate or imply that he is a  
9 licensed urologic **[x-ray]** radiologic technologist; nor may any  
10 person hold himself out in any way, whether orally or in writing,  
11 expressly or by implication, as a licensed urologic **[x-ray]**  
12 radiologic technologist.

13 m. A person holding a limited license as a licensed magnetic  
14 resonance imaging technologist may use the title "licensed magnetic  
15 resonance imaging technologist" or the letters (MRI)(T) after his  
16 name. No other person shall be entitled to use the title or letters, or  
17 any other title or letters after his name that indicate or imply that he  
18 is a licensed magnetic resonance imaging technologist, nor may any  
19 person hold himself out in any way, whether orally or in writing,  
20 expressly or by implication, as a licensed magnetic resonance  
21 imaging technologist.

22 (cf: P.L.2005, c.259, s.32)

23

24 6. Section 5 of P.L.1981, c.295 (C.26:2D-28) is amended to  
25 read as follows:

26 5. a. There is created a **[Radiologic] Medical Imaging**  
27 Technology Board of Examiners which shall be an agency of the  
28 Commission on Radiation Protection in the Department of  
29 Environmental Protection and which shall report to the commission.  
30 The board shall consist of two commission members appointed  
31 annually to the membership of the board by the chairman of the  
32 commission, and 13 additional members appointed by the Governor  
33 with the advice and consent of the Senate. Of the members  
34 appointed by the Governor, two shall be radiologists who have  
35 practiced not less than five years; one shall be a licensed physician  
36 who has actively engaged in the practice of medicine not less than  
37 five years; one shall be a licensed dentist who has actively engaged  
38 in the practice of dentistry for not less than five years; one shall be  
39 a licensed podiatrist who has actively engaged in the practice of  
40 podiatric medicine for not less than five years; one shall be an  
41 administrator of a general hospital with at least five years'  
42 experience; one shall be a health physicist who has practiced not  
43 less than five years; three shall be practicing radiologic  
44 technologists or magnetic resonance imaging technologists, with at  
45 least five years of experience in the practice of radiologic  
46 technology, or magnetic resonance imaging technology, as the case  
47 may be, and holders of current certificates issued pursuant to this

1 act; two shall be members of the general public; and one shall be a  
2 representative of the department designated by the Governor  
3 pursuant to subsection c. of section 2 of P.L.1971, c.60 (C.45:1-  
4 2.2).

5 b. The terms of office of the members appointed by the  
6 Governor shall be three years. Vacancies shall be filled for an  
7 unexpired term only in the manner provided for the original  
8 appointment.

9 c. Members of the board shall serve without compensation but  
10 shall be reimbursed for their reasonable and necessary traveling and  
11 other expenses incurred in the performance of their official duties.

12 d. The commissioner shall designate an officer or employee of  
13 the department to act as secretary of the board who shall not be a  
14 member of the board.

15 e. The board, for the purpose of transacting its business, shall  
16 meet at least once every four months at times and places fixed by  
17 the board. At its first meeting each year it shall organize and elect  
18 from its members a chairman. Special meetings also may be held at  
19 times as the board may fix, or at the call of the chairman or the  
20 commissioner. A written and timely notice of the time, place and  
21 purpose of any special meeting shall be mailed by the secretary to  
22 all members of the board.

23 f. A majority of the members of the board shall constitute a  
24 quorum for the transaction of business at any meeting.  
25 (cf: P.L.2005, c.259, s.33)

26

27 7. Section 6 of P.L.1981, c.295 (C.26:2D-29) is amended to  
28 read as follows:

29 6. a. The board shall admit to examination for licensing any  
30 applicant who shall pay **【to】** the department a nonrefundable fee  
31 established by rule of the commission and submit satisfactory  
32 evidence, verified by oath or affirmation, that the applicant:

33 (1) At the time of application is at least 18 years of age;

34 (2) Is of good moral character;

35 (3) Has successfully completed a four-year course of study in a  
36 secondary school approved by the State Board of Education, or  
37 passed an approved equivalency test.

38 b. In addition to the requirements of subsection a. hereof, any  
39 person seeking to obtain a license in a specific area of radiologic  
40 technology, or magnetic resonance imaging technology, as the case  
41 may be, must comply with the following requirements:

42 (1) Each applicant for a license as a diagnostic **【x-ray】**  
43 radiologic technologist **【(LRT)(R)】** (LRT(R)) shall have  
44 satisfactorily completed a 24-month course of study in radiologic  
45 technology approved by the board or its equivalent, as determined  
46 by the board.

47 (2) Each applicant for a license as a therapy technologist  
48 (LRT(T)) shall have satisfactorily completed a 24-month course in

1 radiation therapy technology approved by the board or the  
2 equivalent of such, as determined by the board.

3 (3) Each applicant for a license as a chest **【x-ray】 radiologic**  
4 technologist (LRT(C)) shall have satisfactorily completed the basic  
5 curriculum for chest radiography as approved by the board or its  
6 equivalent, as determined by the board.

7 (4) Each applicant for a license as a dental **【x-ray】 radiologic**  
8 technologist (LRT(D)) shall have satisfactorily completed the  
9 curriculum for dental radiography as approved by the board or its  
10 equivalent, as determined by the board.

11 (5) Each applicant for a license as a podiatric **【x-ray】 radiologic**  
12 technologist (LRT(P)) shall have satisfactorily completed the basic  
13 curriculum for podiatric radiography as approved by the board or its  
14 equivalent, as determined by the board.

15 (6) Each applicant for a license as an orthopedic **【x-ray】**  
16 **radiologic** technologist (LRT(O)) shall have satisfactorily  
17 completed the basic curriculum for orthopedic radiography as  
18 approved by the board or its equivalent, as determined by the board.

19 (7) Each applicant for a license as an urologic **【x-ray】**  
20 **radiologic** technologist (LRT(U)) shall have satisfactorily  
21 completed the basic curriculum for urologic radiography as  
22 approved by the board or its equivalent, as determined by the board.

23 (8) Each applicant for a license as a magnetic resonance  
24 imaging technologist (MRI(T)) shall have satisfactorily completed  
25 the basic curriculum for magnetic resonance imaging as approved  
26 by the board or its equivalent, as determined by the board.

27 c. The board shall establish criteria and standards for programs  
28 of diagnostic or radiation therapy and approve these programs upon  
29 a finding that the standards and criteria have been met.

30 (cf: P.L.1985, c.540, s.4)

31

32 8. Section 7 of P.L.1981, c.295 (C.26:2D-30) is amended to  
33 read as follows:

34 7. a. (1) The program of diagnostic **【x-ray】 radiologic**  
35 technology, other than for magnetic resonance imaging, shall be at  
36 least a 24-month course or its equivalent, as determined by the  
37 board. The curriculum for this course may follow the **【Committee**  
38 on Allied Health Education and Accreditation (CAHEA)**】**  
39 Commission on Accreditation of Allied Health Education Programs  
40 (CAAHEP) standards; provided that the standards are not in conflict  
41 with board policies.

42 (2) The program for magnetic resonance imaging technologists  
43 shall be determined by the board. The curriculum for this program  
44 may follow the standards of the American Registry of Magnetic  
45 Resonance Imaging Technologists (ARMRIT), or its successor,  
46 provided that the standards are not in conflict with board policies.



1       b. The program of radiation therapy technology shall be at least  
2 a 24-month course of study or its equivalent, as determined by the  
3 board. The curriculum for the course may follow the **【Committee**  
4 **on Allied Health Education and Accreditation (CAHEA)】**  
5 Commission on Accreditation of Allied Health Education Programs  
6 (CAAHEP) standards; provided that the standards are not in conflict  
7 with board policies.

8       c. The board shall establish criteria and standards for  
9 **【programs of chest radiography, podiatric radiography, orthopedic**  
10 **radiography, urologic radiography and dental radiography】**  
11 educational programs involving ionizing radiation, and approve the  
12 programs upon a finding that the standards and criteria have been  
13 met.

14       d. An approved program of radiologic technology may be  
15 offered by a medical or educational institution or other public or  
16 private agency or institution, and, for the purpose of providing the  
17 requisite clinical experience, shall be affiliated with one or more  
18 hospitals that, in the opinion of the board, are likely to provide the  
19 experience.

20 (cf: P.L.1985, c.540, s.5)

21

22       9. Section 8 of P.L.1981, c.295 (C.26:2D-31) is amended to  
23 read as follows:

24       8. a. Each applicant shall be required to pass a license  
25 examination designated and approved by the board for his specialty.

26       b. The board shall hold an examination at least once every **【6】**  
27 six months at times and places as the board may determine.

28       c. An applicant who fails to pass the examination may reapply  
29 for the examination; provided the applicant complies with the  
30 conditions established by the board.

31       d. (1) The board may accept, in lieu of its own examination,  
32 for a radiologic technologist candidate, other than a magnetic  
33 resonance imaging technologist candidate, a current certificate of  
34 the American Registry of Radiologic Technologists issued on the  
35 basis of a registry examination satisfactory to the board, provided  
36 that the standards of that agency are at least as stringent as those  
37 established by the board.

38       (2) The board may accept, in lieu of its own examination, for a  
39 magnetic resonance imaging technologist candidate, a current  
40 certificate of the American Registry of Magnetic Resonance  
41 Imaging Technologists (ARMRIT) issued on the basis of a registry  
42 examination satisfactory to the board, provided that the standards of  
43 that agency are at least as stringent as those established by the  
44 board.

45       e. The board may accept, in lieu of its own examination, a  
46 current certificate, registration or license as a radiologic  
47 technologist issued by another state, provided that the standards in

1 the other state are at least as stringent as those established by the  
2 board.

3 f. The board may accept, in lieu of its own examination, a  
4 current certificate of the New Jersey Board of Dentistry issued on  
5 the basis of satisfactory completion of the certification examination  
6 given by the Certifying Board of the American Dental **【Assistants'】**  
7 Assistants Association and any educational requirements as may be  
8 prescribed by the New Jersey State Board of Dentistry, provided  
9 that the standards of that association are at least as stringent as  
10 those established by the board.

11 (cf: P.L.1981, c.295, s.8)

12

13 10. Section 9 of P.L.1981, c.295 (C.26:2D-32) is amended to  
14 read as follows:

15 9. a. The board shall issue a license to each candidate who has  
16 either successfully passed the examination, or who has paid the  
17 prescribed fee and has qualified under subsection d., e. or f. of  
18 section 8 of **【this act】** P.L.1981, c.295 (C.26:2D-31).

19 b. The board may, in its discretion, issue a limited license to  
20 any applicant who does not qualify, by reason of a restricted area or  
21 duration of training and experience, for the issuance of a license  
22 under the provisions of **【section 7 or 9 of this act】** this subsection  
23 or other applicable sections of P.L.1981, C.295 (c.26:2D-24 et  
24 seq.), but who has demonstrated to the satisfaction of the board by  
25 examination that he is capable of performing the functions of a  
26 radiologic technologist in **【chest x-ray technology or of acting as a**  
27 **dental x-ray technologist, orthopedic x-ray technologist, urologic x-**  
28 **ray technologist or podiatric x-ray technologist】** any of the limited  
29 radiologic technology categories. A limited license shall specify  
30 the activities that its holder may engage in, and shall be issued only  
31 if the board finds that its issuance will not violate the purposes of  
32 **【this act】** P.L.1981, c.295 (C.26:2D-24 et seq.) or tend to endanger  
33 the public health and safety.

34 c. The board may, in its discretion, issue a temporary license to  
35 any person whose license or relicensure may be pending and in whose  
36 case the issuance of a temporary license may be justified by reason  
37 of special circumstances. A temporary license shall be issued only  
38 if the board finds that its issuance **【will】** would not violate the  
39 purposes of **【this act】** P.L.1981, c.295 (C.26:2D-24 et seq.) or tend  
40 to endanger the public health and safety. A temporary license shall  
41 expire 90 days after the date of the next examination, if the  
42 applicant is required to take the same, or, if the applicant does not  
43 take the examination, then on the date of the examination. In all  
44 other cases, a temporary license shall expire when the determination  
45 is made either to issue or deny the applicant a regular license and in  
46 no event shall a temporary license be issued for a period longer than  
47 180 days.

1 d. Every radiologic technologist and magnetic resonance  
2 imaging technologist shall carry his current license on his person at  
3 work. The license shall be displayed on request.  
4 (cf: P.L.1985, c.540, s.6)

5  
6 11. Section 11 of P.L.1981, c.295 (C.26:2D-34) is amended to  
7 read as follows:

8 11. a. The license of a radiologic technologist or magnetic  
9 resonance imaging technologist may be suspended for a fixed  
10 period, or may be revoked, or the technologist may be censured,  
11 reprimanded or otherwise disciplined, in accordance with the  
12 provisions and procedures defined in **【this act】** P.L.1981, c.295  
13 (C.26:2D-24 et seq.), if after due hearing it is determined that he:

14 (1) Is guilty of any fraud or deceit in his activities as a  
15 radiologic technologist or magnetic resonance imaging technologist  
16 or has been guilty of any fraud or deceit in procuring his license;

17 (2) Has been convicted in a court of competent jurisdiction,  
18 either within or without this State, of a crime involving moral  
19 turpitude, except that if the conviction has been reversed and the  
20 holder of the license discharged or acquitted, or if he has been  
21 pardoned or his civil rights restored, the license may be restored to  
22 him;

23 (3) Is or has been afflicted with any medical problem, disability,  
24 or addiction which, in the opinion of the board, would impair his  
25 professional competence;

26 (4) Has aided and abetted a person who is not a licensed  
27 radiologic technologist or magnetic resonance imaging technologist  
28 or otherwise authorized pursuant to section 4 of **【this act】**  
29 P.L.1981, c.295 (C.26:2D-27) in engaging in the activities of a  
30 radiologic technologist or magnetic resonance imaging technologist,  
31 as the case may be;

32 (5) Has undertaken or engaged in any practice beyond the scope  
33 of the authorized activities of a radiologic technologist or magnetic  
34 resonance imaging technologist, as the case may be, pursuant to  
35 **【this act】** P.L.1981, c.295 (C.26:2D-24 et seq.);

36 (6) Has falsely impersonated a duly licensed or former duly  
37 licensed radiologic technologist or magnetic resonance imaging  
38 technologist or is engaging in the activities of a radiologic  
39 technologist or magnetic resonance imaging technologist under an  
40 assumed name;

41 (7) Has been guilty of unethical conduct as defined by rules  
42 promulgated by the commission;

43 (8) Has continued to practice without obtaining a license  
44 renewal as required by this act;

45 (9) Has applied ionizing radiation or non-ionizing radiation, as  
46 the case may be, to a human being without the specific direction of  
47 a duly licensed practitioner as defined herein; or to any person or

1 part of the human body outside the scope of his specific  
2 authorization;

3 (10) Has acted or is acting as an owner, co-owner, or employer in  
4 any enterprise engaged in the application of ionizing radiation or  
5 non-ionizing radiation to human beings for the purpose of  
6 diagnostic interpretation, chiropractic analysis, or the treatment of  
7 disease;

8 (11) Has expressed to a member of the public an interpretation  
9 of a diagnostic x-ray film or fluorescent image;

10 (12) Has used or is using the prefix "Dr.," unless entitled to do  
11 so pursuant to a degree granted, the word "doctor" or any suffix or  
12 affix to indicate or imply that the radiologic technologist or  
13 magnetic resonance imaging technologist is a duly licensed  
14 practitioner as defined herein when not so licensed;

15 (13) Is or has been guilty of incompetence or negligence in his  
16 activities as a radiologic technologist or magnetic resonance  
17 imaging technologist.

18 b. Proceedings against any radiologic technologist or magnetic  
19 resonance imaging technologist under this section shall be instituted  
20 by filing with the board a written charge or charges under oath  
21 against the radiologic technologist or magnetic resonance imaging  
22 technologist, as the case may be. The charges may be preferred by  
23 any person, corporation, association or public officer, or by the  
24 board in the first instance. A copy thereof, together with a report of  
25 the investigation as the board shall deem proper, shall be referred to  
26 the commission for its recommendation to the commissioner. If the  
27 commissioner determines the matter to be a contested case, he shall  
28 either designate three or more members of the board as a committee  
29 to hear and report on the charges and shall set a time and place for  
30 the hearing or shall refer the matter to the Office of Administrative  
31 Law for hearing before an administrative law judge, pursuant to the  
32 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et  
33 seq.). For the purpose of this section, the board, its committee or  
34 the administrative law judge shall have power to issue subpoenas for  
35 the appearance of witnesses, and to take testimony under oath.  
36 Upon review of the record of the hearing, the commissioner may  
37 affirm, modify or reject the written report and recommendation of  
38 the committee or the administrative law judge. If the commissioner  
39 finds that the charges have not been proved, he shall order them  
40 dismissed. If the charges are found to be true, the commissioner  
41 may, in his discretion, issue an order suspending or revoking the  
42 license of the accused, or otherwise disciplining him.

43 c. When the license of any person has been revoked or  
44 annulled, as herein provided, the board may, after the expiration of  
45 **[2]** two years, accept an application for restoration of the license.  
46 (cf: P.L.1981, c.295, s.11)

1       12. Section 12 of P.L.1981, c.295 (C.26:2D-35) is amended to  
2 read as follows:

3       12. No person shall knowingly or negligently employ as a  
4 radiologic technologist or magnetic resonance imaging technologist  
5 any person who requires and does not possess a valid license to  
6 engage in the activities of a radiologic technologist or magnetic  
7 resonance imaging technologist, as the case may be.

8 (cf: P.L.1981, c.295, s.12)

9

10       13. Section 1 of P.L.1971, c.60 (C.45:1-2.1) is amended to read  
11 as follows:

12       1. The provisions of this act shall apply to the following boards  
13 and commissions: the New Jersey State Board of Accountancy, the  
14 New Jersey State Board of Architects, the New Jersey State Board  
15 of Cosmetology and Hairstyling, the Board of Examiners of  
16 Electrical Contractors, the New Jersey State Board of Dentistry, the  
17 State Board of Mortuary Science of New Jersey, the State Board of  
18 Professional Engineers and Land Surveyors, the State Board of  
19 Marriage and Family Therapy Examiners, the State Board of  
20 Medical Examiners, the New Jersey Board of Nursing, the New  
21 Jersey State Board of Optometrists, the State Board of Examiners of  
22 Ophthalmic Dispensers and Ophthalmic Technicians, the Board of  
23 Pharmacy, the State Board of Professional Planners, the State Board  
24 of Psychological Examiners, the State Board of Examiners of  
25 Master Plumbers, the New Jersey Real Estate Commission, the  
26 State Board of Court Reporting, the State Board of Veterinary  
27 Medical Examiners, the **【Radiologic】** Medical Imaging Technology  
28 Board of Examiners, the Acupuncture Examining Board, the State  
29 Board of Chiropractic Examiners, the State Board of Respiratory  
30 Care, the State Real Estate Appraiser Board, the State Board of  
31 Social Work Examiners, the State Board of Examiners of Heating,  
32 Ventilating, Air Conditioning and Refrigeration Contractors, the  
33 Elevator, Escalator, and Moving Walkway Mechanics Licensing  
34 Board, the State Board of Physical Therapy Examiners, the  
35 Orthotics and Prosthetics Board of Examiners, the New Jersey  
36 Cemetery Board, the State Board of Polysomnography, the New  
37 Jersey Board of Massage and Bodywork Therapy, the Genetic  
38 Counseling Advisory Committee and any other entity hereafter  
39 created under Title 45 to license or otherwise regulate a profession  
40 or occupation.

41 (cf: P.L.2012, c.71, s.13)

42

43       14. Section 1 of P.L.1974, c.46 (C.45:1-3.1) is amended to read  
44 as follows:

45       1. The provisions of this act shall apply to the following boards  
46 and commissions: the New Jersey State Board of Accountancy, the  
47 New Jersey State Board of Architects, the New Jersey State Board  
48 of Cosmetology and Hairstyling, the Board of Examiners of

1 Electrical Contractors, the New Jersey State Board of Dentistry, the  
2 State Board of Mortuary Science of New Jersey, the State Board of  
3 Professional Engineers and Land Surveyors, the State Board of  
4 Marriage and Family Therapy Examiners, the State Board of  
5 Medical Examiners, the New Jersey Board of Nursing, the New  
6 Jersey State Board of Optometrists, the State Board of Examiners of  
7 Ophthalmic Dispensers and Ophthalmic Technicians, the Board of  
8 Pharmacy, the State Board of Professional Planners, the State Board  
9 of Psychological Examiners, the State Board of Examiners of  
10 Master Plumbers, the State Board of Court Reporting, the State  
11 Board of Veterinary Medical Examiners, the **【Radiologic】** Medical  
12 Imaging Technology Board of Examiners, the Acupuncture  
13 Examining Board, the State Board of Chiropractic Examiners, the  
14 State Board of Respiratory Care, the State Real Estate Appraiser  
15 Board, the New Jersey Cemetery Board, the State Board of Social  
16 Work Examiners, the State Board of Examiners of Heating,  
17 Ventilating, Air Conditioning and Refrigeration Contractors, the  
18 Elevator, Escalator, and Moving Walkway Mechanics Licensing  
19 Board, the State Board of Physical Therapy Examiners, the State  
20 Board of Polysomnography, the Orthotics and Prosthetics Board of  
21 Examiners, the New Jersey Board of Massage and Bodywork  
22 Therapy, the Genetic Counseling Advisory Committee and any  
23 other entity hereafter created under Title 45 to license or otherwise  
24 regulate a profession or occupation.  
25 (cf: P.L.2012, c.71, s.15)

26  
27 15. (New section) Within one year of the date of enactment of  
28 P.L. , c. (C. ) (pending before the Legislature as this bill), the  
29 Commissioner of Environmental Protection shall establish rules and  
30 regulations pursuant to the “Administrative Procedure Act”  
31 P.L.1968, c.140 (C.52:14B-1 et seq.), for the licensing of magnetic  
32 resonance imaging technologists.

33  
34 16. This act shall take effect on the 365<sup>th</sup> day after the date of  
35 enactment, but the Commissioner of Environmental Protection may  
36 take such anticipatory administrative action in advance thereof as  
37 shall be necessary for the implementation of this act.

38

39

40

#### STATEMENT

41

42 This bill amends and supplements the current “Radiologic  
43 Technologist Act,” P.L.1981, c.295 (C.26:2D-24 et seq.) to update  
44 the licensure terminology and provide for the licensure of magnetic  
45 resonance imaging technologists. Pursuant to the bill, the act shall  
46 be known as the “Medical Imaging Technologist Act” and the  
47 licensing body shall be known as the “Medical Imaging Technology  
48 Board of Examiners.”

1 Specifically, the bill describes a magnetic resonance imaging  
2 technologist as a person, other than a licensed practitioner (who is  
3 licensed or otherwise authorized by law to practice medicine,  
4 dentistry, dental hygiene, podiatric medicine or chiropractic), whose  
5 practice of medical imaging technology is limited to magnetic  
6 resonance imaging. As defined in the bill, “magnetic resonance  
7 imaging” means the use of equipment emitting non-ionizing  
8 radiation on human beings for diagnostic purposes using radio  
9 waves, magnetic fields and a computer to produce images of the  
10 body tissues under the supervision of a licensed practitioner.

11 The bill provides that each applicant for licensure as a magnetic  
12 resonance imaging technologist must complete the basic curriculum  
13 for a magnetic resonance imaging technologist as approved by the  
14 renamed Medical Imaging Technology Board of Examiners or its  
15 equivalent, as determined by the board. The bill also stipulates that  
16 each applicant for licensure shall be required to pass an examination  
17 designated and approved by the board, and further provides that the  
18 board may accept, in lieu of its own examination, for a magnetic  
19 resonance imaging technologist candidate, a current certificate of  
20 the American Registry of Magnetic Resonance Imaging  
21 Technologists (ARMRIT) issued on the basis of a registry  
22 examination satisfactory to the board.

23 Furthermore, the bill states that a person holding a license as a  
24 magnetic resonance imaging technologist may use the title “licensed  
25 magnetic resonance imaging technologist” or the letters (MRI)(T)  
26 after his name and no other person shall be entitled to use that title  
27 or those letters, or hold himself out in any way, whether orally or in  
28 writing, expressly or by implication, as a licensed magnetic  
29 resonance imaging technologist.

30 The bill also makes conforming amendments to various other  
31 provisions of current law, to reflect this new category of license,  
32 and the other changes made by the bill, as discussed above.