

1 H BILL NO. 300  
 2 INTRODUCED BY J. Henderson  
 3 by request Dept of Professional & Occupational Licensing  
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE  
 5 LAWS RELATING TO LICENSURE OF RADIOLOGIC TECHNOLOGISTS AND  
 6 PROVIDING AN IMMEDIATE EFFECTIVE DATE; AMENDING SECTIONS  
 7 66-3706, 66-3707, 66-3708, AND 66-3709, R.C.M. 1947."  
 8  
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 10 Section 1. Section 66-3706, R.C.M. 1947, is amended to  
 11 read as follows:  
 12 "66-3706. Examinations -- licensure. (1) Examinations  
 13 for licensure as a radiologic technologist shall include a  
 14 written portion and may also include practical and oral  
 15 portions as established by the board. ~~The written portion of~~  
 16 ~~the examination may be taken at any time during normal~~  
 17 ~~working hours at the department of professional and~~  
 18 ~~occupational licensing.~~  
 19 (2) The board shall provide applicants for licensure  
 20 the opportunity for examinations at intervals not to exceed  
 21 ~~six (6)~~ months.  
 22 (3) A nonrefundable examination fee, established by  
 23 the board but not to exceed ~~fifty dollars (\$50)~~, shall be  
 24 submitted prior to examination for licensure. An applicant  
 25 failing the examination shall be charged a nonrefundable

1 application fee for any subsequent examination. An  
 2 applicant failing any subsequent examination ~~shall~~ is not be  
 3 eligible for reexamination until ~~twelve (12)~~ months  
 4 following the last failed examination.  
 5 (4) The board may accept in lieu of its own  
 6 examination a certificate of the American Registry of  
 7 Radiologic Technologists (ARRT) or a certificate,  
 8 registration or license issued by another state whose  
 9 qualifications are at least equal to those set forth in this  
 10 ~~act chapter.~~"  
 11 Section 2. There is a new R.C.M. section numbered  
 12 66-3701.1 that reads as follows:  
 13 66-3701.1 Legislative findings. The legislature  
 14 declares that the practice of radiologic technology affects  
 15 the public health, safety, and welfare and that it is  
 16 therefore necessary to regulate and control such practice in  
 17 the public interest. The purpose of this chapter is to  
 18 protect the public from the unprofessional, improper,  
 19 unauthorized, or unqualified practice of radiologic  
 20 technology.  
 21 Section 3. Section 66-3707, R.C.M. 1947, is amended to  
 22 read as follows:  
 23 "66-3707. Licenses -- permits. (1) The board shall  
 24 issue a license or permit to each applicant who has  
 25 submitted a nonrefundable licensing fee set by the board

1 not to exceed ~~fifty dollars~~ ~~{50}~~ and has met the  
2 requirements of this ~~act chapter~~. Fees collected by the  
3 department shall be deposited in the earmarked revenue fund  
4 for the use of the board in administering this ~~act chapter~~.

5 (2) The board may issue a permit to an applicant not  
6 qualifying for the issuance of a license under the  
7 provisions of this ~~act chapter~~ but who has demonstrated to  
8 the satisfaction of the board the capability of performing  
9 high quality x-ray examinations without endangering public  
10 health and safety. Permits issued under provisions of this  
11 section shall specify x-ray examinations that may be  
12 performed by the holder. Permits shall be valid for a  
13 period not to exceed ~~twelve~~ ~~{12}~~ months but may be renewed  
14 under the provisions for original issuance.

15 (3) Applicants meeting minimum requirements for  
16 licensure shall be issued a temporary permit to work as a  
17 radiologic technologist. This temporary permit shall expire  
18 ~~fifteen~~ ~~{15}~~ days after the date of first opportunity for  
19 examination.

20 (4) The board shall issue temporary permits to  
21 uncertified persons to ~~practice as radiologic technologist~~  
22 ~~perform x-ray examinations~~ when adequate evidence is  
23 provided the board that such a permit is necessary because  
24 of a regional hardship or emergency condition and that such  
25 person is capable of performing x-ray examinations without

1 endangering public health and safety. Temporary permits  
2 ~~shall~~ ~~may~~ not exceed ~~twelve~~ ~~{12}~~ months in duration but may  
3 be renewed by reestablishing, to the board's satisfaction,  
4 evidence of continued regional hardship or emergency  
5 conditions.

6 (5) ~~Every~~ ~~Each~~ radiologic technologist shall carry his  
7 license or permit while at work. The license or permit  
8 shall be displayed on request.

9 ~~(6) The board may issue to licensees or permittees~~  
10 ~~such other cards, certificates, or documents as it considers~~  
11 ~~necessary or convenient to the proper administration of this~~  
12 ~~chapter.~~"

13 Section 4. Section 66-3708, R.C.M. 1947, is amended to  
14 read as follows:

15 "66-3708. Issuance of license without examination. (1)  
16 The board shall issue a license to an applicant if:

17 ~~(1) the applicant has been employed as a radiologic~~  
18 ~~technologist for at least five {5} of the six {6} years~~  
19 ~~immediately preceding the effective date of this act or~~

20 ~~(2) the applicant he can demonstrate proficiency to~~  
21 ~~the satisfaction of the board and he:~~

22 (a) has been employed as a radiologic technologist for  
23 at least ~~two~~ ~~{2}~~ of the ~~three~~ ~~{3}~~ years immediately  
24 preceding ~~the effective date of this act or October 9, 1976;~~

25 (b) is a student engaged in a course of x-ray

1 technology on the ~~effective date of this act~~ October 9,  
2 1976 and subsequently completes the course; or

3 (c) has successfully completed a ~~twenty-four~~ {24}  
4 ~~month~~ 24-month course in x-ray technology within ~~two~~ {2}  
5 years immediately preceding the ~~effective date of this act~~  
6 ~~and can demonstrate proficiency to the satisfaction of the~~  
7 board October 9, 1976.

8 (2) Applications for licensure under this section must  
9 be submitted to the board no later than April 1, 1977."

10 Section 5. Section 66-3709, R.C.M. 1947, is amended to  
11 read as follows:

12 "66-3709. Expiration of license -- renewal. (1)  
13 Licenses expire on December 31 of the first ~~even-numbered~~  
14 ~~even-numbered~~ year following the year of their issuance and  
15 on every ~~even-numbered~~ even-numbered year thereafter.

16 (2) A license shall be renewed by the board upon  
17 payment of a license fee set by the board and submission of  
18 a renewal application containing such information as the  
19 board ~~deems~~ considers necessary to show that the applicant  
20 for renewal is a radiologic technologist in good standing.

21 (3) A radiologic technologist who has been ~~heretofore~~  
22 ~~duly~~ licensed in Montana and whose license has not been  
23 revoked or suspended, and who has temporarily ceased  
24 activities as a radiologic technologist for not more than  
25 ~~five~~ {5} years, may apply for reissuance of a license upon

1 complying with the provisions of this section, including  
2 payment of an application fee."

3 Section 6. There is a new R.C.M. section numbered  
4 66-3709.1 that reads as follows:

5 66-3709.1. Replacement documents. The board may charge  
6 a reasonable fee for the replacement or duplication of a  
7 certificate, license, permit, or other document issued  
8 pursuant to this chapter.

9 Section 7. Effective date. This act is effective on  
10 passage and approval.

-End-

Approved by Committee  
on Public Health, Welfare  
& Safety

1 HOUSE BILL NO. 300  
2 INTRODUCED BY J. GUNDERSON  
3 BY REQUEST OF THE  
4 DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL LICENSING  
5

6 A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE  
7 LAWS RELATING TO LICENSURE OF RADIOLOGIC TECHNOLOGISTS AND  
8 PROVIDING AN IMMEDIATE EFFECTIVE DATE; AMENDING SECTIONS  
9 ~~66-3701, 66-3705, 66-3706, 66-3707, 66-3708, AND 66-3709,~~  
10 ~~R.C.M. 1947."~~  
11

12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
13 SECTION 1. SECTION 66-3701, R.C.M. 1947, IS AMENDED TO  
14 READ AS FOLLOWS:

15 "66-3701. Definitions. As used in this act unless the  
16 context clearly requires otherwise:

17 (1) "Board" means the board of radiologic  
18 technologists created by this act.

19 (2) "License" means an authorization, to apply x-ray  
20 radiation to persons, issued by the department of  
21 professional and occupational licensing.

22 (3) "Department" means the department of professional  
23 and occupational licensing.

24 (4) "Licensed practitioner" means a person licensed or  
25 otherwise authorized by law to practice medicine, dentistry,

1 dental hygiene, podiatry, chiropody, osteopathy, or  
2 chiropractic.

3 (5) "Permit" means an authorization which may be  
4 granted by the board, to apply x-ray radiation to persons  
5 when the applicant's qualifications do not meet standards  
6 required for the issuance of a license.

7 (6) "Radiologic technologist" means a person other  
8 than a licensed practitioner who applies diagnostic x-ray  
9 radiation to persons."

10 SECTION 2. SECTION 66-3705, R.C.M. 1947, IS AMENDED TO  
11 READ AS FOLLOWS:

12 "66-3705. Applicants -- qualifications. (1) Each  
13 applicant for licensure as a radiologic technologist other  
14 than those qualifying under 66-3708 or 66-3708.1 shall:

15 (1) have satisfactorily completed a 24-month course of  
16 study in radiologic technology approved by the board.

17 (2) Each applicant for licensure as a radiologic  
18 technologist including those qualifying under 66-3708 or  
19 66-3708.1 shall:

20 (2)(a) be of good moral character;

21 (2)(b) be at least eighteen (18) years of age; and

22 (2)(c) not be addicted to intemperate use of alcohol  
23 or narcotic drugs."

24 Section 3. Section 66-3706, R.C.M. 1947, is amended to  
25 read as follows:

1       "66-3706. Examinations -- licensure. (1) Examinations  
2 for licensure as a radiologic technologist shall include a  
3 written portion and may also include practical and oral  
4 portions as established by the board. ~~The written portion of~~  
5 ~~the examination may be taken at any time during normal~~  
6 ~~working hours at the department of professional and~~  
7 ~~occupational licensure.~~

8       (2) The board shall provide applicants for licensure  
9 the opportunity for examinations at intervals not to exceed  
10 ~~six (6)~~ months.

11       (3) A nonrefundable examination fee, established by  
12 the board but not to exceed ~~fifty dollars (\$50)~~, shall be  
13 submitted prior to examination for licensure. An applicant  
14 failing the examination shall be charged a nonrefundable  
15 application fee for any subsequent examination. An  
16 applicant failing any subsequent examination ~~shall~~ is not be  
17 eligible for reexamination until ~~twelve (12)~~ months  
18 following the last failed examination.

19       (4) The board may accept in lieu of its own  
20 examination a certificate of the American Registry of  
21 Radiologic Technologists (ARRT) or a certificate,  
22 registration or license issued by another state whose  
23 qualifications are at least equal to those set forth in this  
24 ~~act chapter.~~"

25       Section 4. There is a new R.C.M. section numbered

1       66-3701.1 that reads as follows:

2       66-3701.1 Legislative findings. The legislature  
3 declares that the practice of radiologic technology affects  
4 the public health, safety, and welfare and that it is  
5 therefore necessary to regulate and control such practice in  
6 the public interest. The purpose of this chapter is to  
7 protect the public from the unprofessional, improper,  
8 unauthorized, or unqualified practice of radiologic  
9 technology.

10       Section 5. Section 66-3707, R.C.M. 1947, is amended to  
11 read as follows:

12       "66-3707. Licenses -- permits. (1) The board shall  
13 issue a license or permit to each applicant who has  
14 submitted a nonrefundable licensing fee set by the board  
15 not to exceed ~~fifty dollars (\$50)~~ and has met the  
16 requirements of this ~~act chapter~~. Fees collected by the  
17 department shall be deposited in the earmarked revenue fund  
18 for the use of the board in administering this ~~act chapter~~.

19       (2) The board may issue a permit to an applicant not  
20 qualifying for the issuance of a license under the  
21 provisions of this ~~act chapter~~ but who has demonstrated to  
22 the satisfaction of A PHYSICIAN SPECIALIZING IN RADIOLOGY  
23 APPROVED BY the board the capability of performing high  
24 quality x-ray examinations without endangering public health  
25 and safety. Permits issued under provisions of this section

1 shall specify x-ray examinations that may be performed by  
 2 the holder. Permits shall be valid for a period not to  
 3 exceed ~~twelve~~(12) months but may be renewed under the  
 4 provisions for original issuance.

5 (3) Applicants meeting minimum requirements for  
 6 licensure shall be issued a temporary permit to work as a  
 7 radiologic technologist. This temporary permit shall expire  
 8 ~~fifteen~~(15) days after the date of first opportunity for  
 9 examination.

10 (4) The board shall issue temporary permits to  
 11 uncertified persons to ~~practice as radiologic technologist~~  
 12 perform x-ray examinations when adequate evidence is  
 13 provided the board that such a permit is necessary because  
 14 of a regional hardship or emergency condition and that such  
 15 person is capable of performing x-ray examinations without  
 16 endangering public health and safety. Temporary permits  
 17 shall ~~may~~ not exceed ~~twelve~~(12) months in duration but may  
 18 be renewed by reestablishing, to the board's satisfaction,  
 19 evidence of continued regional hardship or emergency  
 20 conditions.

21 (5) ~~Every~~ Each radiologic technologist shall carry his  
 22 license or permit while at work. The license or permit  
 23 shall be displayed on request.

24 (6) The board may issue to licensees or permittees  
 25 such other cards, certificates, or documents as it considers

1 necessary or convenient to the proper administration of this  
 2 chapter."

3 Section 6. Section 66-3708, R.C.M. 1947, is amended to  
 4 read as follows:

5 "66-3708. Issuance of license without examination. (1)

6 The board shall issue a license to an applicant if\*

7 (1) ~~the applicant has been employed as a radiologic~~  
 8 ~~technologist for at least five (5) of the six (6) years~~  
 9 ~~immediately preceding the effective date of this act or~~

10 (2) ~~the applicant he can demonstrate proficiency to~~  
 11 ~~the satisfaction of the board and has~~

12 (a) ~~has been employed as a radiologic technologist for~~  
 13 ~~at least two (2) of the three (3) years immediately~~  
 14 ~~preceding the effective date of this act or October 9, 1976~~

15 (b) ~~is a student engaged in a course of x-ray~~  
 16 ~~technology on the effective date of this act October 9,~~  
 17 ~~1976 and subsequently completes the course, or~~

18 (c) ~~has successfully completed a twenty-four (24)~~  
 19 ~~month 24-month course in x-ray technology within two (2)~~  
 20 ~~years immediately preceding the effective date of this act~~  
 21 ~~and can demonstrate proficiency to the satisfaction of the~~

22 board October 9, 1976. THE APPLICANT HAS BEEN EMPLOYED AS A  
 23 RADIOLOGIC TECHNOLOGIST FOR AT LEAST 5 OF THE 6 YEARS  
 24 IMMEDIATELY PRECEDING OCTOBER 9, 1976.

25 (2) Applications for licensure under this section must

1 ~~be submitted to the board no later than April 1~~ OCTOBER 9,  
2 1977.\*

3 SECTION 7. THERE IS A NEW R.C.M. SECTION NUMBERED  
4 66-3708.1 THAT READS AS FOLLOWS:

5 66-3708.1. Licensure by demonstration of proficiency.

6 (1) The board shall issue a license to an applicant if:

7 (a) he has been employed as a radiologic technologist  
8 for at least 2 of the 3 years immediately preceding October  
9 9, 1976 and can demonstrate proficiency by practical  
10 examination;

11 (b) he is a student engaged in a course of X-ray  
12 technology on October 9, 1976, subsequently completes the  
13 course, and can demonstrate proficiency to the satisfaction  
14 of the board; and

15 (c) he has successfully completed a 24-month course in  
16 X-ray technology within 2 years immediately preceding  
17 October 9, 1976 and can demonstrate proficiency to the  
18 satisfaction of the board.

19 (2) Applications for licensure under subsections  
20 (1)(a) and (1)(c) of this section must be submitted to the  
21 board no later than October 9, 1977.

22 Section 8. Section 66-3709, R.C.M. 1947, is amended to  
23 read as follows:

24 \*66-3709. Expiration of license -- renewal. (1)  
25 Licenses expire on December 31 of the first ~~even-numbered~~

1 ~~even-numbered~~ year following the year of their issuance and  
2 on every ~~even-numbered~~ even-numbered year thereafter.

3 (2) A license shall be renewed by the board upon  
4 payment of a license fee set by the board and submission of  
5 a renewal application containing such information as the  
6 board ~~deems~~ considers necessary to show that the applicant  
7 for renewal is a radiologic technologist in good standing.

8 (3) A radiologic technologist who has been ~~heretofore~~  
9 ~~duly~~ licensed in Montana and whose license has not been  
10 revoked or suspended, and who has temporarily ceased  
11 activities as a radiologic technologist for not more than  
12 ~~five-(5) years~~ may apply for reissuance of a license upon  
13 complying with the provisions of this section, including  
14 payment of an application fee.\*

15 Section 9. There is a new R.C.M. section numbered  
16 66-3709.1 that reads as follows:

17 66-3709.1. Replacement documents. The board may charge  
18 a reasonable fee for the replacement or duplication of a  
19 certificate, license, permit, or other document issued  
20 pursuant to this chapter.

21 Section 10. Effective date. This act is effective on  
22 passage and approval.

-End-

1 HOUSE BILL NO. 300  
 2 INTRODUCED BY J. GUNDERSON  
 3 BY REQUEST OF THE  
 4 DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL LICENSING  
 5  
 6 A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE  
 7 LAWS RELATING TO LICENSURE OF RADIOLOGIC TECHNOLOGISTS AND  
 8 PROVIDING AN IMMEDIATE EFFECTIVE DATE; AMENDING SECTIONS  
 9 ~~66-3701, 66-3705, 66-3706, 66-3707, 66-3708, AND 66-3709,~~  
 10 R.C.M. 1947."  
 11  
 12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 13 SECTION 1. SECTION 66-3701, R.C.M. 1947, IS AMENDED TO  
 14 READ AS FOLLOWS:  
 15 "66-3701. Definitions. As used in this act unless the  
 16 context clearly requires otherwise:  
 17 (1) "Board" means the board of radiologic  
 18 technologists created by this act.  
 19 (2) "License" means an authorization, to apply x-ray  
 20 radiation to persons, issued by the department of  
 21 professional and occupational licensing.  
 22 (3) "Department" means the department of professional  
 23 and occupational licensing.  
 24 (4) "Licensed practitioner" means a person licensed or  
 25 otherwise authorized by law to practice medicine, dentistry,

1 dental hygiene, podiatry, chiropody, osteopathy, or  
 2 chiropractic.

3 (5) "Permit" means an authorization which may be  
 4 granted by the board, to apply x-ray radiation to persons  
 5 when the applicant's qualifications do not meet standards  
 6 required for the issuance of a license.

7 (6) "Radiologic technologist" means a person other  
 8 than a licensed practitioner who applies diagnostic x-ray  
 9 radiation to persons."

10 SECTION 2. SECTION 66-3705, R.C.M. 1947, IS AMENDED TO  
 11 READ AS FOLLOWS:

12 "66-3705. Applicants — qualifications. (1) Each  
 13 applicant for licensure as a radiologic technologist other  
 14 than those qualifying under 66-3708 or 66-3708.1 shall:

15 (1) have satisfactorily completed a 24-month course of  
 16 study in radiologic technology approved by the board;

17 (2) Each applicant for licensure as a radiologic  
 18 technologist including those qualifying under 66-3708 or  
 19 66-3708.1 shall:

20 (2)(a) be of good moral character;  
 21 (2)(b) be at least eighteen (18) years of age; and  
 22 (2)(c) not be addicted to intemperate use of alcohol  
 23 or narcotic drugs."

24 Section 3. Section 66-3706, R.C.M. 1947, is amended to  
 25 read as follows:



1       \*66-3706. Examinations -- licensure. (1) Examinations  
2 for licensure as a radiologic technologist shall include a  
3 written portion and may also include practical and oral  
4 portions as established by the board. ~~The written portion of~~  
5 ~~the examination may be taken at any time during normal~~  
6 ~~working hours at the department of professional and~~  
7 ~~occupational licensing.~~

8       (2) The board shall provide applicants for licensure  
9 the opportunity for examinations at intervals not to exceed  
10 ~~six (6)~~ months.

11       (3) A nonrefundable examination fee, established by  
12 the board but not to exceed ~~fifty dollars (\$50)~~, shall be  
13 submitted prior to examination for licensure. An applicant  
14 failing the examination shall be charged a nonrefundable  
15 application fee for any subsequent examination. An  
16 applicant failing any subsequent examination ~~shall~~ is not be  
17 eligible for reexamination until ~~twelve (12)~~ months  
18 following the last failed examination.

19       (4) The board may accept in lieu of its own  
20 examination a certificate of the American Registry of  
21 Radiologic Technologists (ARRT) or a certificate,  
22 registration or license issued by another state whose  
23 qualifications are at least equal to those set forth in this  
24 ~~act chapter.~~"

25       Section 4. There is a new R.C.M. section numbered

1       66-3701.1 that reads as follows:

2       66-3701.1 Legislative findings. The legislature  
3 declares that the practice of radiologic technology affects  
4 the public health, safety, and welfare and that it is  
5 therefore necessary to regulate and control such practice in  
6 the public interest. The purpose of this chapter is to  
7 protect the public from the unprofessional, improper,  
8 unauthorized, or unqualified practice of radiologic  
9 technology.

10       Section 5. Section 66-3707, R.C.M. 1947, is amended to  
11 read as follows:

12       \*66-3707. Licenses -- permits. (1) The board shall  
13 issue a license or permit to each applicant who has  
14 submitted a nonrefundable licensing fee set by the board  
15 not to exceed ~~fifty dollars (\$50)~~ and has met the  
16 requirements of this ~~act chapter~~. Fees collected by the  
17 department shall be deposited in the earmarked revenue fund  
18 for the use of the board in administering this ~~act chapter~~.

19       (2) The board may issue a permit to an applicant not  
20 qualifying for the issuance of a license under the  
21 provisions of this ~~act chapter~~ but who has demonstrated to  
22 the satisfaction of A PHYSICIAN SPECIALIZING IN RADIOLOGY  
23 APPROVED BY the board the capability of performing high  
24 quality x-ray examinations without endangering public health  
25 and safety. Permits issued under provisions of this section

1 shall specify x-ray examinations that may be performed by  
2 the holder. Permits shall be valid for a period not to  
3 exceed ~~twelve~~ {12} months but may be renewed under the  
4 provisions for original issuance.

5 (3) Applicants meeting minimum requirements for  
6 licensure shall be issued a temporary permit to work as a  
7 radiologic technologist. This temporary permit shall expire  
8 ~~fifteen~~ {15} days after the date of first opportunity for  
9 examination.

10 (4) The board shall issue temporary permits to  
11 uncertified persons to ~~practice as radiologic technologist~~  
12 perform x-ray examinations when adequate evidence is  
13 provided the board that such a permit is necessary because  
14 of a regional hardship or emergency condition and that such  
15 person is capable of performing x-ray examinations without  
16 endangering public health and safety. Temporary permits  
17 ~~shall~~ may not exceed ~~twelve~~ {12} months in duration but may  
18 be renewed by reestablishing, to the board's satisfaction,  
19 evidence of continued regional hardship or emergency  
20 conditions.

21 (5) ~~Every~~ Each radiologic technologist shall carry his  
22 license or permit while at work. The license or permit  
23 shall be displayed on request.

24 (6) The board may issue to licensees or permittees  
25 such other cards, certificates, or documents as it considers

1 necessary or convenient to the proper administration of this  
2 chapter."

3 Section 6. Section 66-3708, R.C.M. 1947, is amended to  
4 read as follows:

5 "66-3708. Issuance of license without examination. (1)  
6 The board shall issue a license to an applicant if+

7 ~~{1} the applicant has been employed as a radiologic~~  
8 ~~technologist for at least five {5} of the six {6} years~~  
9 ~~immediately preceding the effective date of this act or~~

10 ~~{2} the applicant he can demonstrate proficiency to~~  
11 ~~the satisfaction of the board and he~~

12 ~~{a} has been employed as a radiologic technologist for~~  
13 ~~at least two {2} of the three {3} years immediately~~  
14 ~~preceding the effective date of this act or October 9, 1976~~

15 ~~{b} is a student engaged in a course of x-ray~~  
16 ~~technology on the effective date of this act October 9,~~  
17 ~~1976 and subsequently completes the course; or~~

18 ~~{c} has successfully completed a twenty-four {24}~~  
19 ~~month 24-month course in x-ray technology within two {2}~~  
20 ~~years immediately preceding the effective date of this act~~  
21 ~~and can demonstrate proficiency to the satisfaction of the~~

22 ~~board October 9, 1976. THE APPLICANT HAS BEEN EMPLOYED AS A~~  
23 ~~RADIOLOGIC TECHNOLOGIST FOR AT LEAST 5 OF THE 6 YEARS~~  
24 ~~IMMEDIATELY PRECEDING OCTOBER 9, 1976.~~

25 {2} Applications for licensure under this section must

1 ~~be submitted to the board no later than April 1~~ OCTOBER 9,  
2 1977.\*

3 SECTION 7. ~~THERE IS A NEW R.C.M. SECTION NUMBERED~~  
4 ~~66-3708.1 THAT READS AS FOLLOWS:~~

5 66-3708.1. Licensure by demonstration of proficiency.

6 (1) The board shall issue a license to an applicant if:

7 (a) he has been employed as a radiologic technologist  
8 for at least 2 of the 3 years immediately preceding October  
9 9, 1976 and can demonstrate proficiency by practical  
10 examination;

11 (b) he is a student engaged in a course of X-ray  
12 technology on October 9, 1976, subsequently completes the  
13 course, and can demonstrate proficiency to the satisfaction  
14 of the board; and

15 (c) he has successfully completed a 24-month course in  
16 X-ray technology within 2 years immediately preceding  
17 October 9, 1976 and can demonstrate proficiency to the  
18 satisfaction of the board.

19 (2) Applications for licensure under subsections  
20 (1)(a) and (1)(c) of this section must be submitted to the  
21 board no later than October 9, 1977.

22 Section 8. Section 66-3709, R.C.M. 1947, is amended to  
23 read as follows:

24 \*66-3709. Expiration of license -- renewal. (1)  
25 Licenses expire on December 31 of the first ~~even--numbered~~

1 ~~even-numbered~~ year following the year of their issuance and  
2 on every ~~even-numbered~~ ~~even-numbered~~ year thereafter.

3 (2) A license shall be renewed by the board upon  
4 payment of a license fee set by the board and submission of  
5 a renewal application containing such information as the  
6 board ~~deems~~ ~~considers~~ necessary to show that the applicant  
7 for renewal is a radiologic technologist in good standing.

8 (3) A radiologic technologist who has been ~~heretofore~~  
9 ~~duly~~ licensed in Montana and whose license has not been  
10 revoked or suspended, and who has temporarily ceased  
11 activities as a radiologic technologist for not more than  
12 ~~five-(5) years~~, may apply for reissuance of a license upon  
13 complying with the provisions of this section, including  
14 payment of an application fee.\*

15 Section 9. There is a new R.C.M. section numbered  
16 66-3709.1 that reads as follows:

17 66-3709.1. Replacement documents. The board may charge  
18 a reasonable fee for the replacement or duplication of a  
19 certificate, license, permit, or other document issued  
20 pursuant to this chapter.

21 Section 10. Effective date. This act is effective on  
22 passage and approval.

-End-

1 HOUSE BILL NO. 300  
 2 INTRODUCED BY J. GUNDERSON  
 3 BY REQUEST OF THE  
 4 DEPARTMENT OF PROFESSIONAL AND OCCUPATIONAL LICENSING  
 5  
 6 A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE  
 7 LAWS RELATING TO LICENSURE OF RADIOLOGIC TECHNOLOGISTS AND  
 8 PROVIDING AN IMMEDIATE EFFECTIVE DATE; AMENDING SECTIONS  
 9 ~~66-3701, 66-3705, 66-3706, 66-3707, 66-3708, AND 66-3709,~~  
 10 ~~R.C.M. 1947."~~

11  
 12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
 13 ~~SECTION 1. SECTION 66-3701, R.C.M. 1947, IS AMENDED TO~~  
 14 ~~READ AS FOLLOWS:~~

15 "66-3701. Definitions. As used in this act unless the  
 16 context clearly requires otherwise:

17 (1) "Board" means the board of radiologic  
 18 technologists created by this act.

19 (2) "License" means an authorization, to apply x-ray  
 20 radiation to persons, issued by the department of  
 21 professional and occupational licensing.

22 (3) "Department" means the department of professional  
 23 and occupational licensing.

24 (4) "Licensed practitioner" means a person licensed or  
 25 otherwise authorized by law to practice medicine, dentistry,

1 dental hygiene, podiatry, chiropody, osteopathy, or  
 2 chiropractic.

3 (5) "Permit" means an authorization which may be  
 4 granted by the board, to apply x-ray radiation to persons  
 5 when the applicant's qualifications do not meet standards  
 6 required for the issuance of a license.

7 (6) "Radiologic technologist" means a person other  
 8 than a licensed practitioner who applies diagnostic x-ray  
 9 radiation to persons."

10 ~~SECTION 2. SECTION 66-3705, R.C.M. 1947, IS AMENDED TO~~  
 11 ~~READ AS FOLLOWS:~~

12 "66-3705. Applicants -- qualifications. (1) Each  
 13 applicant for licensure as a radiologic technologist ~~other~~  
 14 ~~than those qualifying under 66-3708 or 66-3708.1~~ shall+

15 ~~(1)~~ have satisfactorily completed a ~~24-month~~ course of  
 16 study in radiologic technology approved by the board.

17 ~~(2) Each applicant for licensure as a radiologic~~  
 18 ~~technologist including those qualifying under 66-3708 or~~  
 19 ~~66-3708.1 shall:~~

20 ~~(2)(a)~~ be of good moral character;

21 ~~(2)(b)~~ be at least eighteen (18) years of age; ~~and~~

22 ~~(2)(c)~~ not be addicted to intemperate use of alcohol  
 23 or narcotic drugs."

24 Section 3. Section 66-3706, R.C.M. 1947, is amended to  
 25 read as follows:

1 "66-3706. Examinations -- licensure. (1) examinations  
 2 for licensure as a radiologic technologist shall include a  
 3 written portion and may also include practical and oral  
 4 portions as established by the board. ~~The written portion of~~  
 5 ~~the examination may be taken at any time during normal~~  
 6 ~~working hours at the department of professional and~~  
 7 ~~occupational licensing.~~

8 (2) The board shall provide applicants for licensure  
 9 the opportunity for examinations at intervals not to exceed  
 10 ~~six (6)~~ months.

11 (3) A nonrefundable examination fee, established by  
 12 the board but not to exceed ~~fifty dollars--(\$50)~~, shall be  
 13 submitted prior to examination for licensure. An applicant  
 14 failing the examination shall be charged a nonrefundable  
 15 application fee for any subsequent examination. An  
 16 applicant failing any subsequent examination ~~shall is~~ not be  
 17 eligible for reexamination until ~~twelve--(12)~~ months  
 18 following the last failed examination.

19 (4) The board may accept in lieu of its own  
 20 examination a certificate of the American Registry of  
 21 Radiologic Technologists (ARRT) or a certificate,  
 22 registration or license issued by another state whose  
 23 qualifications are at least equal to those set forth in this  
 24 ~~act chapter."~~

25 Section 4. There is a new R.C.M. section numbered

1 66-3701.1 that reads as follows:

2 66-3701.1 Legislative findings. The legislature  
 3 declares that the practice of radiologic technology affects  
 4 the public health, safety, and welfare and that it is  
 5 therefore necessary to regulate and control such practice in  
 6 the public interest. The purpose of this chapter is to  
 7 protect the public from the unprofessional, improper,  
 8 unauthorized, or unqualified practice of radiologic  
 9 technology.

10 Section 5. Section 66-3707, R.C.M. 1947, is amended to  
 11 read as follows:

12 "66-3707. Licenses -- permits. (1) The board shall  
 13 issue a license or permit to each applicant who has  
 14 submitted a nonrefundable licensing fee set by the board  
 15 not to exceed ~~fifty dollars--(\$50)~~ and has met the  
 16 requirements of this ~~act chapter~~. Fees collected by the  
 17 department shall be deposited in the earmarked revenue fund  
 18 for the use of the board in administering this ~~act chapter~~.

19 (2) The board may issue a permit to an applicant not  
 20 qualifying for the issuance of a license under the  
 21 provisions of this ~~act chapter~~ but who has demonstrated to  
 22 the satisfaction of A PHYSICIAN SPECIALIZING IN RADIOLOGY  
 23 APPROVED BY the board the capability of performing high  
 24 quality x-ray examinations without endangering public health  
 25 and safety. Permits issued under provisions of this section

1 shall specify x-ray examinations that may be performed by  
 2 the holder. Permits shall be valid for a period not to  
 3 exceed ~~twelve~~(12) months but may be renewed under the  
 4 provisions for original issuance.

5 (3) Applicants meeting minimum requirements for  
 6 licensure shall be issued a temporary permit to work as a  
 7 radiologic technologist. This temporary permit shall expire  
 8 ~~fifteen~~(15) days after the date of first opportunity for  
 9 examination.

10 (4) The board shall issue temporary permits to  
 11 uncertified persons to ~~practice as radiologic technologist~~  
 12 ~~perform x-ray examinations~~ when adequate evidence is  
 13 provided the board that such a permit is necessary because  
 14 of a regional hardship or emergency condition and that such  
 15 person is capable of performing x-ray examinations without  
 16 endangering public health and safety. Temporary permits  
 17 shall ~~may~~ not exceed ~~twelve~~(12) months in duration but may  
 18 be renewed by reestablishing, to the board's satisfaction,  
 19 evidence of continued regional hardship or emergency  
 20 conditions.

21 (5) ~~Every~~ ~~Each~~ radiologic technologist shall carry his  
 22 license or permit while at work. The license or permit  
 23 shall be displayed on request.

24 (6) ~~The board may issue to licensees or permittees~~  
 25 ~~such other cards, certificates, or documents as it considers~~

1 ~~necessary or convenient to the proper administration of this~~  
 2 ~~chapter.~~"

3 Section 6. Section 66-3708, R.C.M. 1947, is amended to  
 4 read as follows:

5 "66-3708. Issuance of license without examination. (1)  
 6 The board shall issue a license to an applicant if:

7 ~~(1) the applicant has been employed as a radiologic~~  
 8 ~~technologist for at least five (5) of the six (6) years~~  
 9 ~~immediately preceding the effective date of this act or~~

10 ~~(2) the applicant can demonstrate proficiency to~~  
 11 ~~the satisfaction of the board and he~~

12 ~~(a) has been employed as a radiologic technologist for~~  
 13 ~~at least two (2) of the three (3) years immediately~~  
 14 ~~preceding the effective date of this act or October 9, 1976~~

15 ~~(b) is a student engaged in a course of x-ray~~  
 16 ~~technology on the effective date of this act October 9,~~  
 17 ~~1976 and subsequently completes the course; or~~

18 ~~(c) has successfully completed a twenty-four (24)~~  
 19 ~~month ~~24-month~~ course in x-ray technology within two (2)~~  
 20 ~~years immediately preceding the effective date of this act~~

21 ~~and can demonstrate proficiency to the satisfaction of the~~  
 22 ~~board ~~October 9, 1976.~~ THE APPLICANT HAS BEEN EMPLOYED AS A~~  
 23 ~~RADIOLOGIC TECHNOLOGIST FOR AT LEAST 5 OF THE 6 YEARS~~  
 24 ~~IMMEDIATELY PRECEDING OCTOBER 9, 1976.~~

25 (2) Applications for licensure under this section must

1 ~~be submitted to the board no later than April 1~~ OCTOBER 9,  
2 1977."

3 SECTION 7. THERE IS A NEW R.C.M. SECTION NUMBERED  
4 66-3708.1 THAT READS AS FOLLOWS:

5 66-3708.1. Licensure by demonstration of proficiency.

6 (1) The board shall issue a license to an applicant if:

7 (a) he has been employed as a radiologic technologist  
8 for at least 2 of the 3 years immediately preceding October  
9 9, 1976 and can demonstrate proficiency by practical  
10 examination;

11 (b) he is a student engaged in a course of X-ray  
12 technology on October 9, 1976, subsequently completes the  
13 course, and can demonstrate proficiency to the satisfaction  
14 of the board; and

15 (c) he has successfully completed a 24-month course in  
16 X-ray technology within 2 years immediately preceding  
17 October 9, 1976 and can demonstrate proficiency to the  
18 satisfaction of the board.

19 (2) Applications for licensure under subsections  
20 (1)(a) and (1)(c) of this section must be submitted to the  
21 board no later than October 9, 1977.

22 Section 3. Section 66-3709, R.C.M. 1947, is amended to  
23 read as follows:

24 "66-3709. Expiration of license -- renewal. (1)  
25 Licenses expire on December 31 of the first even-numbered

1 even-numbered year following the year of their issuance and  
2 on every even-numbered even-numbered year thereafter.

3 (2) A license shall be renewed by the board upon  
4 payment of a license fee set by the board and submission of  
5 a renewal application containing such information as the  
6 board deems considers necessary to show that the applicant  
7 for renewal is a radiologic technologist in good standing.

8 (3) A radiologic technologist who has been heretofore  
9 duly licensed in Montana and whose license has not been  
10 revoked or suspended and who has temporarily ceased  
11 activities as a radiologic technologist for not more than  
12 five (5) years, may apply for reissuance of a license upon  
13 complying with the provisions of this section, including  
14 payment of an application fee."

15 Section 9. There is a new R.C.M. section numbered  
16 66-3709.1 that reads as follows:

17 66-3709.1. Replacement documents. The board may charge  
18 a reasonable fee for the replacement or duplication of a  
19 certificate, license, permit, or other document issued  
20 pursuant to this chapter.

21 Section 10. Effective date. This act is effective on  
22 passage and approval.

-End-