

1 A bill to be entitled

2 An act relating to radiologist assistants; amending s.
3 468.3001, F.S.; redesignating part IV of ch. 468, F.S., as
4 the "Radiological Personnel Certification Act"; amending
5 s. 468.301, F.S.; providing definitions; amending s.
6 468.302, F.S.; providing for identification and duties of
7 a radiologist assistant; providing for rulemaking by the
8 Department of Health; providing limitations on duties a
9 radiologist assistant may perform; amending s. 468.304,
10 F.S.; providing conditions for qualification for a
11 radiologist assistant's certificate; amending s. 468.306,
12 F.S.; specifying the applicants required to pass a
13 certification examination; requiring the department to
14 accept certain demonstrations by an applicant for a
15 certification to practice as a radiologist assistant in
16 lieu of any examination requirement; amending s. 468.3065,
17 F.S.; authorizing the Department of Health to issue
18 certificates by endorsement to certain radiologist
19 assistants; providing for a fee; amending ss. 468.307,
20 468.309, 468.3095, 468.3101, 468.311, and 468.3115, F.S.;
21 including radiologist assistants in provisions applicable
22 to radiologic technologists with respect to requirements
23 for certificate display, certificate renewal, change of
24 certificate status, grounds for disciplinary action,
25 violations, penalties, and injunctive relief; amending s.
26 468.314, F.S.; adding a certified radiologist assistant to

27 | the membership of the Advisory Council on Radiation
 28 | Protection; providing an effective date.

29 |
 30 | Be It Enacted by the Legislature of the State of Florida:

31 |
 32 | Section 1. Section 468.3001, Florida Statutes, is amended
 33 | to read:

34 | 468.3001 Short title.--This part ~~shall be known and~~ may be
 35 | cited as the "Radiological Personnel Radiologic Technologist
 36 | Certification Act."

37 | Section 2. Present subsections (4) through (14) of section
 38 | 468.301, Florida Statutes, are renumbered as subsections (5)
 39 | through (15), respectively, present subsection (15) is
 40 | renumbered as subsection (18), new subsections (4), (16), and
 41 | (17) are added to that section, and present subsection (14) of
 42 | that section is amended, to read:

43 | 468.301 Definitions.--As used in this part, the term:

44 | (4) "Certificateholder" means any person who holds a
 45 | certificate under this part that authorizes that person to use
 46 | radiation on human beings.

47 | ~~(15)-(14)~~ "Radiologic technologist" means a person, other
 48 | than a licensed practitioner, who is qualified by education,
 49 | training, or experience, as more specifically defined in s.
 50 | 468.302(3)(d)-(g) ~~s. 468.302~~, to use radiation on human beings
 51 | under the specific direction and general supervision of a
 52 | licensed practitioner in each particular case.

53 (16) "Radiologist" means a physician specializing in
 54 radiology certified by or eligible for certification by the
 55 American Board of Radiology or the American Osteopathic Board of
 56 Radiology, the British Royal College of Radiology, or the
 57 Canadian College of Physicians and Surgeons.

58 (17) "Radiologist assistant" means a person, other than a
 59 licensed practitioner, who is qualified by education and
 60 certification, as set forth in s. 468.304, as an advanced-level
 61 radiologic technologist who works under the supervision of a
 62 radiologist to enhance patient care by assisting the radiologist
 63 in the medical imaging environment.

64 Section 3. Subsections (1), (5), and (6) of section
 65 468.302, Florida Statutes, are amended, paragraph (g) is added
 66 to subsection (2) of that section, and paragraph (h) is added to
 67 subsection (3) of that section, to read:

68 468.302 Use of radiation; identification of certified
 69 persons; limitations; exceptions.--

70 (1) Except as provided in this section, a person may not
 71 use radiation or otherwise practice radiologic technology or any
 72 of the duties of a radiologist assistant on a human being unless
 73 he or she:

74 (a) Is a licensed practitioner; ~~or~~

75 (b) Is the holder of a certificate, as provided in this
 76 part, and is operating under the direct supervision or general
 77 supervision of a licensed practitioner in each particular case;
 78 or-

79 (c) Is the holder of a radiologist assistant certificate,
80 as provided in this part, and is operating under the supervision
81 of a radiologist, as specified in paragraph (3)(h).

82 (2)

83 (g) A person holding a certificate as a radiologist
84 assistant may use the title "Certified Radiologist Assistant" or
85 the letters "CRA" after his or her name.

86
87 No other person is entitled to so use a title or letters
88 contained in this subsection or to hold himself or herself out
89 in any way, whether orally or in writing, expressly or by
90 implication, as being so certified.

91 (3)

92 (h) A person holding a certificate as a radiologist
93 assistant may:

94 1. Perform specific duties allowed for a radiologist
95 assistant as defined by the department by rule. The rule must be
96 consistent with guidelines adopted by the American College of
97 Radiology, the American Society of Radiologic Technologists, and
98 the American Registry of Radiologic Technologists, with the
99 level of supervision required by such guidelines.

100 2. Not perform nuclear medicine or radiation therapy
101 procedures unless currently certified and trained to perform
102 those duties under the person's nuclear medicine technologist or
103 radiation therapy technologist certificate; not interpret
104 images; not make diagnoses; and not prescribe medications or
105 therapies.

106 (5) Nothing contained in this part relating to radiologic
 107 technology or a radiologist assistant shall be construed to
 108 limit, enlarge, or affect in any respect the practice by duly
 109 licensed practitioners of their respective professions.

110 (6) Requirement for certification does not apply to:

111 (a) A hospital resident who is not a licensed practitioner
 112 in this state or a student enrolled in and attending a school or
 113 college of medicine, osteopathic medicine, chiropody, podiatric
 114 medicine, or chiropractic medicine or a radiologic technology
 115 educational program or radiologist assistant educational program
 116 and who applies radiation to a human being while under the
 117 direct supervision of a licensed practitioner.

118 (b) A person who is engaged in performing the duties of a
 119 radiologic technologist or of a radiologist assistant in his or
 120 her employment by a governmental agency of the United States.

121 (c) A person who is trained and skilled in cardiopulmonary
 122 technology and who provides cardiopulmonary technology services
 123 at the direction, and under the direct supervision, of a
 124 licensed practitioner.

125 Section 4. Paragraph (e) of subsection (3) of section
 126 468.304, Florida Statutes, is amended to read:

127 468.304 Certification.--The department shall certify any
 128 applicant who meets the following criteria:

129 (3) Submits satisfactory evidence, verified by oath or
 130 affirmation, that she or he:

131 (e)1. Has successfully completed an educational program,
 132 which program may be established in a hospital licensed pursuant

133 to chapter 395 or in an accredited postsecondary academic
134 institution which is subject to approval by the department as
135 maintaining a satisfactory standard; or

136 2.a. With respect to an applicant for a basic X-ray
137 machine operator's certificate, has completed a course of study
138 approved by the department with appropriate study material
139 provided the applicant by the department;

140 b. With respect to an applicant for a basic X-ray machine
141 operator-podiatric medicine certificate, has completed a course
142 of study approved by the department, provided that such course
143 of study shall be limited to that information necessary to
144 perform radiographic procedures within the scope of practice of
145 a podiatric physician licensed pursuant to chapter 461;

146 c. With respect only to an applicant for a general
147 radiographer's certificate who is a basic X-ray machine operator
148 certificateholder, has completed an educational program or a 2-
149 year training program that takes into account the types of
150 procedures and level of supervision usually and customarily
151 practiced in a hospital, which educational or training program
152 complies with the rules of the department; ~~or~~

153 d. With respect only to an applicant for a nuclear
154 medicine technologist's certificate who is a general
155 radiographer certificateholder, has completed an educational
156 program or a 2-year training program that takes into account the
157 types of procedures and level of supervision usually and
158 customarily practiced in a hospital, which educational or
159 training program complies with the rules of the department; or-

160 e. With respect to an applicant for a radiologist
 161 assistant's certificate who demonstrates to the department that
 162 he or she holds a current certificate or registration as a
 163 radiologist assistant granted by the American Registry of
 164 Radiologic Technologists.

165
 166 The department may not certify any applicant who has committed
 167 an offense that would constitute a violation of any of the
 168 provisions of s. 468.3101 or the rules adopted thereunder if the
 169 applicant had been certified by the department at the time of
 170 the offense. No application for a limited computed tomography
 171 certificate shall be accepted. All persons holding valid
 172 computed tomography certificates as of October 1, 1984, are
 173 subject to the provisions of s. 468.309.

174 Section 5. Section 468.306, Florida Statutes, is amended
 175 to read:

176 468.306 Examinations.--All applicants for certification as
 177 a radiologic technologist, basic X-ray machine operator, or
 178 basic X-ray machine operator-podiatric medicine, except those
 179 certified pursuant to s. 468.3065, shall be required to pass an
 180 examination. In lieu of an examination for a radiologist
 181 assistant certificate, the department shall accept a
 182 demonstration by the applicant for such a certificate that he or
 183 she holds a current certificate or registration as a radiologist
 184 assistant granted by the American Registry of Radiologic
 185 Technologists. The department ~~may is authorized to~~ develop or
 186 use examinations for each type of certificate. The department

187 | may require an applicant who does not pass an examination after
188 | five attempts to complete additional remedial education, as
189 | specified by rule of the department, before admitting the
190 | applicant to subsequent examinations.

191 | (1) The department may ~~shall have the authority to~~
192 | contract with organizations that develop such test examinations.
193 | Examinations may be administered by the department or the
194 | contracting organization.

195 | (2) Examinations shall be given for each type of
196 | certificate at least twice a year at such times and places as
197 | the department may determine to be advantageous for applicants.

198 | (3) All examinations shall be written and include
199 | positioning, technique, and radiation protection. The department
200 | shall either pass or fail each applicant on the basis of his or
201 | her final grade. The examination for a basic X-ray machine
202 | operator shall include basic positioning and basic techniques
203 | directly related to the skills necessary to safely operate
204 | radiographic equipment.

205 | (4) A nonrefundable fee not to exceed \$75 plus the actual
206 | per-applicant cost for purchasing the examination from a
207 | national organization shall be charged for any subsequent
208 | examination.

209 | Section 6. Section 468.3065, Florida Statutes, is amended
210 | to read:

211 | 468.3065 Certification by endorsement.--

212 | (1) The department may issue a certificate by endorsement
213 | to practice as a radiologist assistant to an applicant who, upon

214 applying to the department and remitting a nonrefundable fee not
 215 to exceed \$50, demonstrates to the department that he or she
 216 holds a current certificate or registration as a radiologist
 217 assistant granted by the American Registry of Radiologic
 218 Technologists.

219 (2) The department may issue a certificate by endorsement
 220 to practice radiologic technology to an applicant who, upon
 221 applying to the department and remitting a nonrefundable fee not
 222 to exceed \$50, demonstrates to the department that he or she
 223 holds a current certificate, license, or registration to
 224 practice radiologic technology, provided that the requirements
 225 for such certificate, license, or registration are deemed by the
 226 department to be substantially equivalent to those established
 227 under this part and rules adopted under this part.

228 Section 7. Subsection (3) of section 468.307, Florida
 229 Statutes, is amended to read:

230 468.307 Certificate; issuance; display.--

231 (3) Every employer of certificateholders ~~radiologic~~
 232 ~~technologists~~ shall display the certificates of all of such
 233 employees in a place accessible to view.

234 Section 8. Paragraph (a) of subsection (1) and subsections
 235 (4), (5), (6), and (7) of section 468.309, Florida Statutes, are
 236 amended to read:

237 468.309 Certificate; duration; renewal; reversion to
 238 inactive status; members of Armed Forces and spouses.--

239 (1)(a) A ~~radiologic technologist's~~ certificate issued in
 240 accordance with this part expires as specified in rules adopted

241 by the department which establish a procedure for the biennial
242 renewal of certificates. A certificate shall be renewed by the
243 department for a period of 2 years upon payment of a renewal fee
244 in an amount not to exceed \$75 and upon submission of a renewal
245 application containing such information as the department deems
246 necessary to show that the applicant for renewal is a
247 certificateholder ~~radiologic technologist~~ in good standing and
248 has completed any continuing education requirements that the
249 department establishes.

250 (4) Any certificate that is not renewed by its expiration
251 date shall automatically be placed in an expired status, and the
252 certificateholder may not practice radiologic technology or
253 perform the duties of a radiologist assistant until the
254 certificate has been reactivated.

255 (5) A certificateholder in good standing remains in good
256 standing when he or she becomes a member of the Armed Forces of
257 the United States on active duty without paying renewal fees or
258 accruing continuing education credits as long as he or she is a
259 member of the Armed Forces on active duty and for a period of 6
260 months after discharge from active duty, if he or she is not
261 engaged in practicing radiologic technology or performing the
262 duties of a radiologist assistant in the private sector for
263 profit. The certificateholder must pay a renewal fee and
264 complete continuing education not to exceed 12 classroom hours
265 to renew the certificate.

266 (6) A certificateholder who is in good standing remains in
267 good standing if he or she is absent from the state because of

268 | his or her spouse's active duty with the Armed Forces of the
269 | United States. The certificateholder remains in good standing
270 | without paying renewal fees or completing continuing education
271 | as long as his or her spouse is a member of the Armed Forces on
272 | active duty and for a period of 6 months after the spouse's
273 | discharge from active duty, if the certificateholder is not
274 | engaged in practicing radiologic technology or performing the
275 | duties of a radiologist assistant in the private sector for
276 | profit. The certificateholder must pay a renewal fee and
277 | complete continuing education not to exceed 12 classroom hours
278 | to renew the certificate.

279 | (7) A certificateholder may resign his or her
280 | certification by submitting to the department a written,
281 | notarized resignation on a form specified by the department. The
282 | resignation automatically becomes effective upon the
283 | department's receipt of the resignation form, at which time the
284 | certificateholder's certification automatically becomes null and
285 | void and may not be reactivated or renewed or used to practice
286 | radiologic technology or to perform the duties of a radiologist
287 | assistant. A certificateholder who has resigned may become
288 | certified again only by reapplying to the department for
289 | certification as a new applicant and meeting the certification
290 | requirements pursuant to s. 468.304 or s. 468.3065. Any
291 | disciplinary action that had been imposed on the
292 | certificateholder prior to his or her resignation shall be
293 | tolled until he or she again becomes certified. Any disciplinary
294 | action proposed at the time of the certificateholder's

295 resignation shall be tolled until he or she again becomes
296 certified.

297 Section 9. Paragraphs (a) and (c) of subsection (2) of
298 section 468.3095, Florida Statutes, are amended to read:

299 468.3095 Inactive status; reactivation; automatic
300 suspension; reinstatement.--

301 (2)(a) A certificate that has been expired for less than
302 10 years may be reactivated upon payment of the biennial renewal
303 fee and a late renewal fee, not to exceed \$100, and submission
304 of a reactivation application containing any information that
305 the department deems necessary to show that the applicant is a
306 certificateholder ~~radiologic technologist~~ in good standing and
307 has met the requirements for continuing education. The
308 department shall prescribe, by rule, continuing education
309 requirements as a condition of reactivating a certificate. The
310 continuing education requirements for reactivating a certificate
311 may not exceed 10 classroom hours for each year the certificate
312 was expired and may not exceed 100 classroom hours for all years
313 in which the certificate was expired.

314 (c) A certificate that has been inactive or expired for 10
315 years or more automatically becomes null and void and may not be
316 reactivated, renewed, or used to practice radiologic technology
317 or to perform the duties of a radiologist assistant. A
318 certificateholder whose certificate has become null and void may
319 become certified again only by reapplying to the department as a
320 new applicant and meeting the requirements of s. 468.304 or s.
321 468.3065.

322 Section 10. Subsections (1), (2), (3), and (5) of section
323 468.3101, Florida Statutes, are amended to read:

324 468.3101 Disciplinary grounds and actions.--

325 (1) The department may make or require to be made any
326 investigations, inspections, evaluations, and tests, and require
327 the submission of any documents and statements, which it
328 considers necessary to determine whether a violation of this
329 part has occurred. The following acts shall be grounds for
330 disciplinary action as set forth in this section:

331 (a) Procuring, attempting to procure, or renewing a
332 certificate ~~to practice radiologic technology~~ by bribery, by
333 fraudulent misrepresentation, or through an error of the
334 department.

335 (b) Having a voluntary or mandatory certificate to
336 practice radiologic technology or to perform the duties of a
337 radiologist assistant revoked, suspended, or otherwise acted
338 against, including being denied certification, by a national
339 organization; by a specialty board recognized by the department;
340 or by a certification authority of another state, territory, or
341 country.

342 (c) Being convicted or found guilty, regardless of
343 adjudication, in any jurisdiction of a crime that directly
344 relates to the practice of radiologic technology or to the
345 performance of the duties of a radiologist assistant, or to the
346 ability to practice radiologic technology or the ability to
347 perform the duties of a radiologist assistant. Pleading nolo

348 | contendere shall be considered a conviction for the purpose of
349 | this provision.

350 | (d) Being convicted or found guilty, regardless of
351 | adjudication, in any jurisdiction of a crime against a person.
352 | Pleading nolo contendere shall be considered a conviction for
353 | the purposes of this provision.

354 | (e) Making or filing a false report or record that the
355 | certificateholder knows to be false, intentionally or
356 | negligently failing to file a report or record required by state
357 | or federal law, or willfully impeding or obstructing such filing
358 | or inducing another to do so. Such reports or records include
359 | only those reports or records which are signed in the capacity
360 | of the certificateholder ~~as a radiologic technologist~~.

361 | (f) Engaging in unprofessional conduct, which includes,
362 | but is not limited to, any departure from, or the failure to
363 | conform to, the standards of practice of radiologic technology
364 | or the standards of practice for radiologist assistants as
365 | established by the department, in which case actual injury need
366 | not be established.

367 | (g) Being unable to practice radiologic technology or to
368 | perform the duties of a radiologist assistant with reasonable
369 | skill and safety to patients by reason of illness or use of
370 | alcohol, drugs, narcotics, chemicals, or other materials or as a
371 | result of any mental or physical condition. A certificateholder
372 | ~~radiologic technologist~~ affected under this paragraph shall, at
373 | reasonable intervals, be afforded an opportunity to demonstrate
374 | that he or she can resume the competent practice of his or her

375 certified profession ~~radiologic technology~~ with reasonable skill
376 and safety.

377 (h) Failing to report to the department any person who the
378 certificateholder knows is in violation of this part or of the
379 rules of the department.

380 (i) Violating any provision of this part, any rule of the
381 department, or any lawful order of the department previously
382 entered in a disciplinary proceeding or failing to comply with a
383 lawfully issued subpoena of the department.

384 (j) Employing, for the purpose of applying ionizing
385 radiation or otherwise practicing radiologic technology or
386 performing the duties of a radiologist assistant on a human
387 being, any individual who is not certified under the provisions
388 of this part.

389 (k) Testing positive for any drug, as defined in s.
390 112.0455, on any confirmed preemployment or employer-required
391 drug screening when the certificateholder ~~radiologic~~
392 ~~technologist~~ does not have a lawful prescription and legitimate
393 medical reason for using such drug.

394 (l) Failing to report to the department in writing within
395 30 days after the certificateholder has had a voluntary or
396 mandatory certificate to practice radiologic technology or to
397 perform the duties of a radiologist assistant revoked,
398 suspended, or otherwise acted against, including being denied
399 certification, by a national organization, by a specialty board
400 recognized by the department, or by a certification authority of
401 another state, territory, or country.

402 (m) Having been found guilty of, regardless of
 403 adjudication, or pleading guilty or nolo contendere to, any
 404 offense prohibited under s. 435.03 or under any similar statute
 405 of another jurisdiction.

406 (n) Failing to comply with the recommendations of the
 407 department's impaired practitioner program for treatment,
 408 evaluation, or monitoring. A letter from the director of the
 409 impaired practitioner program that the certificateholder is not
 410 in compliance shall be considered conclusive proof under this
 411 part.

412 (2) If the department finds any person or firm guilty of
 413 any of the grounds set forth in subsection (1), it may enter an
 414 order imposing one or more of the following penalties:

415 (a) Refusal to approve an application for certification.

416 (b) Revocation or suspension of a certificate.

417 (c) Imposition of an administrative fine not to exceed
 418 \$1,000 for each count or separate offense.

419 (d) Issuance of a reprimand.

420 (e) Placement of the certificateholder ~~radiologic~~
 421 ~~technologist~~ on probation for such period of time and subject to
 422 such conditions as the department may specify, including
 423 requiring the certificateholder ~~radiologic~~ ~~technologist~~ to
 424 submit to treatment, to undertake further relevant education or
 425 training, to take an examination, or to work under the
 426 supervision of a licensed practitioner.

427 (3) The department shall not reinstate a person's ~~the~~
 428 ~~certificate of a radiologic technologist~~, or cause a certificate

429 to be issued to a person it has deemed unqualified, until such
430 time as the department is satisfied that such person has
431 complied with all the terms and conditions set forth in the
432 final order and is capable of safely engaging in the practice of
433 his or her certified profession ~~radiologic technology~~.

434 (5) A final disciplinary action taken against a
435 certificateholder ~~radiologic technologist~~ in another
436 jurisdiction, whether voluntary or mandatory, shall be
437 considered conclusive proof of grounds for a disciplinary
438 proceeding under this part.

439 Section 11. Section 468.311, Florida Statutes, is amended
440 to read:

441 468.311 Violations; penalties.--Each of the following acts
442 constitutes a misdemeanor of the second degree, punishable as
443 provided in s. 775.082 or s. 775.083:

444 (1) Practicing radiologic technology or performing the
445 duties of a radiologist assistant without holding an active
446 certificate to do so.

447 (2) Using or attempting to use a certificate which has
448 been suspended or revoked.

449 (3) The willful practice of radiologic technology or the
450 willful performance of the duties of a radiologist assistant by
451 a student ~~radiologic technologist~~ without a direct supervisor
452 being present.

453 (4) Knowingly allowing a student ~~radiologic technologist~~
454 to practice radiologic technology or perform the duties of a
455 radiologist assistant without a direct supervisor being present.

456 (5) Obtaining or attempting to obtain a certificate under
457 this part through bribery or fraudulent misrepresentation.

458 (6) Using any ~~the~~ name or title specified in s. 468.302(2)
459 ~~"Certified Radiologic Technologist"~~ or any other name or title
460 which implies that a person is certified to practice radiologic
461 technology or to perform the duties of a radiologist assistant,
462 unless such person is duly certified as provided in this part.

463 (7) Knowingly concealing information relating to the
464 enforcement of this part or rules adopted pursuant to this part.

465 (8) Employing, for the purpose of applying ionizing
466 radiation to, or otherwise practicing radiologic technology or
467 any of the duties of a radiologist assistant on, any human
468 being, any individual who is not certified under the provisions
469 of this part.

470 Section 12. Section 468.3115, Florida Statutes, is amended
471 to read:

472 468.3115 Injunctive relief.--The practice of radiologic
473 technology or the performance of the duties of a radiologist
474 assistant in violation of this part, or the performance of any
475 act prohibited in this part, is declared a nuisance inimical to
476 the public health, safety, and welfare of this state. In
477 addition to other remedies provided in this part, the
478 department, or any state attorney in the name of the people of
479 this state, may bring an action for an injunction to restrain
480 such violation until compliance with the provisions of this part
481 and the rules adopted pursuant to this part has been
482 demonstrated to the satisfaction of the department.

483 Section 13. Subsections (1), (2), and (5) of section
 484 468.314, Florida Statutes, are amended to read:

485 468.314 Advisory Council on Radiation Protection;
 486 appointment; terms; powers; duties.--

487 (1) The Advisory Council on Radiation Protection is
 488 created within the Department of Health and shall consist of 16
 489 ~~15~~ persons to be appointed by the secretary for 3-year terms.

490 (2) The council shall be comprised of:

491 (a) A certified radiologic technologist-radiographer.

492 (b) A certified radiologic technologist-nuclear medicine.

493 (c) A certified radiologic technologist-therapy.

494 (d) A basic X-ray machine operator or a licensed
 495 practitioner who employs such an operator.

496 (e) A board-certified radiologist.

497 (f) A board-certified nuclear medicine physician.

498 (g) A certified health physicist.

499 (h) A certified radiologist assistant.

500 (i)~~(h)~~ A representative from the administration of a
 501 hospital affiliated with a radiologic technology educational
 502 program.

503 (j)~~(i)~~ An expert in environmental radiation matters.

504 (k)~~(j)~~ A chiropractic radiologist.

505 (l)~~(k)~~ A board-certified podiatric physician.

506 (m)~~(l)~~ A board-certified radiological physicist.

507 (n)~~(m)~~ A board-certified therapeutic radiologist or board-
 508 certified radiation oncologist.

509 ~~(o)-(n)~~ Two persons, neither of whom has ever been
 510 certified pursuant to this part ~~as a radiologic technologist~~ or
 511 been a member of any closely related profession.

512 (5) (a) The council may recommend to the department
 513 examination procedures for applicants and minimum requirements
 514 for qualification of applicants.

515 (b) The council shall:

516 1. Recommend to the department a code of ethics for the
 517 certificateholder's practice of his or her certified profession
 518 ~~radiologic technology~~.

519 2. Make recommendations for the improvement of continuing
 520 education courses.

521 3. Make recommendations to the department on matters
 522 relating to the practice of radiologic technology, the
 523 performance of the duties of a radiologist assistant, and
 524 radiation protection.

525 4. Study the utilization of medical imaging and
 526 nonionizing radiation, such as nuclear magnetic resonance or
 527 similarly related technology, and make recommendations to the
 528 department on the personnel appropriate to conduct such
 529 procedures and the minimum qualifications for such personnel.

530 Section 14. This act shall take effect July 1, 2006.