

Senate Bill 62

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SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits employing person that employer knows, or with exercise of reasonable care should know, is not licensed or permitted to practice medical imaging modality. Prohibits making false statement on application for authorization to practice medical imaging modality if applicant knows, or with exercise of reasonable care should know, statement is false.

A BILL FOR AN ACT

1
2 Relating to medical imaging; creating new provisions; and amending ORS 688.415.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 688.415 is amended to read:

5 688.415. (1) A person may not:

6 (a) Practice a medical imaging modality or purport to be a medical imaging licensee unless the
7 person is licensed in accordance with the provisions of ORS 688.405 to 688.605;

8 (b) Operate an X-ray machine as described in ORS 688.515 (1) and (2) or purport to be a limited
9 X-ray machine operator unless the person holds a valid limited X-ray machine operator permit in
10 accordance with the provisions of ORS 688.405 to 688.605;

11 (c) Practice any medical imaging modality or as a limited X-ray machine operator under a false
12 or assumed name;

13 (d) [*Knowingly*] Employ a person for the purpose of practicing a medical imaging modality or
14 as a limited X-ray machine operator if the **employer knows, or with the exercise of reasonable
15 care should know, that the** person is not licensed or does not hold a valid permit in accordance
16 with the provisions of ORS 688.405 to 688.605;

17 (e) Obtain or attempt to obtain a license or permit or a renewal of a license or permit by bribery
18 or fraudulent representation;

19 (f) [*Knowingly*] Make a false statement on an application for a license or permit or a renewal
20 for a license or permit **if the person knows, or with the exercise of reasonable care should
21 know, that the statement is false;** or

22 (g) Perform a medical imaging procedure on a person unless the procedure:

23 (A) Serves a medical purpose;

24 (B) Is ordered by a health care practitioner who is licensed to practice a profession in this state
25 and who is acting within the scope of the licensee's authority, as determined by the agency that li-
26 censed the licensee, to order the medical imaging procedure; and

27 (C) Is interpreted by a health care practitioner who is licensed to practice a profession in this
28 state and who is acting within the scope of the licensee's authority, as determined by the agency
29 that licensed the licensee, to interpret the medical imaging procedure.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 (2) Subsection (1)(g) of this section does not apply to screening mammography. As used in this
2 subsection, “screening mammography” means a radiologic procedure performed on a woman for the
3 early detection of breast cancer.

4 **SECTION 2. The amendments to ORS 688.415 by section 1 of this 2019 Act apply to per-**
5 **sons employed and statements made on and after the effective date of this 2019 Act.**

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