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7472

2015-2016 Regular Sessions

I N   A S S E M B L Y

May 13, 2015
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Introduced by M. of A. GOTTFRIED -- read once and referred to the
   Committee on Health

AN ACT to amend the public health law, in relation to the use of fluo-
   roscopy by physician assistants

   THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-
BLY, DO ENACT AS FOLLOWS:

1   Section 1. Section 3501 of the public health law is amended by adding
2   a new subdivision 20 to read as follows:
3   20. "FLUOROSCOPY" MEANS AN X-RAY BASED TECHNIQUE THAT ALLOWS CONTIN-
4   UOUS REAL-TIME IMAGING OF AN INSTRUMENT, DYE, OR BODY PART DURING A
5   DIAGNOSTIC OR TREATMENT PROCEDURE SO THAT LOCATION AND MOVEMENT OF SUCH
6   INSTRUMENT, DYE, OR BODY PART CAN BE DETECTED AND EVALUATED.
7   S 2. Paragraphs (c) and (d) of subdivision 2 of section 3502 of the
8   public health law, as added by chapter 175 of the laws of 2006, are
9   amended, and a new paragraph (e) is added to read as follows:
10   (c) only persons licensed under this article shall practice radiogra-
11   phy, radiation therapy or nuclear medicine technology or use the title
12   "radiographer," "radiologic technologist," "radiation therapist" or
13   "nuclear medicine technologist" or use the abbreviations LRT, RTT, LRTT,
14   NMT, or LNMT with his or her name; [and]
15   (d) notwithstanding paragraph (c) of this subdivision, quality control
16   tests and radiation therapy treatment planning may also be performed by
17   individuals not licensed by this article[.]; AND
18   (E) A LICENSED PHYSICIAN ASSISTANT MAY ENGAGE IN THE USE OF FLUOROSCO-
19   PY FOR GUIDANCE OF DIAGNOSTIC AND THERAPEUTIC PROCEDURES; PROVIDED THAT
20   THE PHYSICIAN ASSISTANT HAS SUCCESSFULLY COMPLETED AN EDUCATIONAL
21   PROGRAM APPROVED BY THE DEPARTMENT.
22   S 3. This act shall take effect on the one hundred eightieth day after
23   it shall have become a law; provided, however, that effective immediate-
24   ly, the addition, amendment or repeal of any rule or regulation neces-
25   sary for the implementation of this act on its effective date are
26   authorized and directed to be made on or before such effective date.

       EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
                        [ ] is old law to be omitted.