

**WEST VIRGINIA
SECRETARY OF STATE**

NATALIE E. TENNANT

ADMINISTRATIVE LAW DIVISION

Form #2

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: WV MEDICAL IMAGING & RAD. THERAPY TECH BD OF EXAMINERS TITLE NUMBER: 18

RULE TYPE: INTERPRETATIVE CITE AUTHORITY: § 30-23-6 (b) (22)

AMENDMENT TO AN EXISTING RULE: YES NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 6

TITLE OF RULE BEING AMENDED: PRACTICE OF RADIOLOGIC TECHNOLOGY

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON JUNE 2, 2009 AT NOON ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

WV MI & RTT BOARD

PO BOX 638

COOL RIDGE, WV 25825-0638

NO EMAILS WILL BE ACCEPTED.

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.



Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

SUMMARY OF SERIES 6 RULE

THIS RULE WAS WRITTEN SEVERAL YEARS AGO TO DEFINE WHAT THE BOARD VIEWED AS CONSTITUTING THE PRACTICE OF RADIOLOGIC TECHNOLOGY. THIS MODIFICATION STATES MORE CLEARLY THE VIEW OF THE BOARD ON INTERPRETATIVE FLUOROSCOPIC PROCEDURES.

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TITLE 18
INTERPRETATIVE RULE
WEST VIRGINIA MEDICAL IMAGING AND RADIATION THERAPY TECHNOLOGY
BOARD OF EXAMINERS

OFFICE WEST VIRGINIA
SECRETARY OF STATE

SERIES 6
PRACTICE OF RADIOLOGIC TECHNOLOGY

§ 18-6-1. General.

1.1. Scope. -- The West Virginia Legislature has declared that the public should be protected from excessive and improper exposure to ionizing radiation. The West Virginia Medical Imaging and Radiation Therapy Technology Board of Examiners has the responsibility to establish the minimum standards of education, training and experience to ensure that the public is properly protected. Radiologic Technology is defined in W. Va Code § 30-23-4 (t) as "the application of ionizing radiation or **assisting** in the application of medical imaging to human beings for diagnostic or therapeutic purposes as prescribed by a licensed practitioner".

1.2. Authority. -- W.Va. Code § 30-23 *et seq.* and § 30-1-1 *et seq.*

1.3. Filing Date. --

1.4. Effective Date. --

§ 18-6-2. Application.

This rule applies to all licensees and permittees under W.Va. Code § 30-23-1 *et seq.*

§ 18-6-3. Definitions.

The following word as used in this rule has the following meaning, unless the context otherwise requires:

3.1. "Board" means the West Virginia Medical Imaging and Radiation Therapy Technology Board of Examiners.

§ 18-6-4. Interpretative Ruling

This Interpretative Ruling was approved by the Board at the March 25, 2004 Board meeting and revised at the ~~June 12, 2007~~ March 25, 2009 Board meeting. The Board has determined that the procedures for the Practice of Radiologic Technology shall include, but not necessarily be limited to, the following:

4.1 Generating or initiating any radiation exposure;

4.2 Setting the exposure factors (time, distance, voltage & current);

4.3 Positioning the patient for an examination;

4.4 Positioning the equipment in order to expose the proper body part. This explicitly applies to intra-operative/intra-procedural manipulation/positioning of the equipment;

4.5 Selecting the proper image receptor;

4.6 Select proper safety factors (example - shielding and collimation)

4.7 Verifying that the exposure has produced an adequate image for diagnosis.

4.8 Interpretative fluoroscopic procedures are Fluoro-is to be performed only under the direct supervision of a West Virginia licensed physician, with the exception of spotting of the terminal ileum by a properly trained, licensed radiographer. Direct supervision is defined as a West Virginia licensed physician being in the room or by live remote audio / video.