

BY: Economic and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL NO. 423

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “hospitals,” insert “related institutions,”; in line 7, after the semicolon insert “providing certain exceptions to the reporting requirement under certain circumstances,”; and in line 9, strike “a”.

AMENDMENT NO. 2

On page 5, in line 6, after “(1)” insert “EXCEPT AS PROVIDED IN PARAGRAPHS (2) AND (3) OF THIS SUBSECTION,”; after line 13, insert:

“(2) A HOSPITAL, RELATED INSTITUTION, ALTERNATIVE HEALTH SYSTEM, OR EMPLOYER THAT HAS REASON TO KNOW THAT A CERTIFIED MEDICAL RADIATION TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST HAS COMMITTED AN ACTION OR HAS A CONDITION THAT MIGHT BE GROUNDS FOR REPRIMAND OR PROBATION OF THE CERTIFIED MEDICAL RADIATION TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST OR SUSPENSION OR REVOCATION OF THE CERTIFICATION BECAUSE THE CERTIFIED MEDICAL RADIATION TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST IS ALCOHOL IMPAIRED OR DRUG IMPAIRED IS NOT REQUIRED TO REPORT THE TECHNOLOGIST TO THE BOARD IF:

(1) THE HOSPITAL, RELATED INSTITUTION, ALTERNATIVE HEALTH SYSTEM, OR EMPLOYER KNOWS THAT THE CERTIFIED MEDICAL RADIATION TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST IS:

1. IN AN ALCOHOL OR DRUG TREATMENT PROGRAM THAT IS ACCREDITED BY THE JOINT COMMISSION ON THE ACCREDITATION OF HEALTH CARE ORGANIZATIONS OR IS CERTIFIED BY THE DEPARTMENT; OR

(Over)

2. UNDER THE CARE OF A HEALTH CARE PRACTITIONER WHO IS COMPETENT AND CAPABLE OF DEALING WITH ALCOHOLISM AND DRUG ABUSE;

(II) THE HOSPITAL, RELATED INSTITUTION, ALTERNATIVE HEALTH SYSTEM, OR EMPLOYER IS ABLE TO VERIFY THAT THE CERTIFIED MEDICAL RADIATION TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST REMAINS IN THE TREATMENT PROGRAM UNTIL DISCHARGE; AND

(III) THE ACTION OR CONDITION OF THE CERTIFIED MEDICAL RADIATION TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST HAS NOT CAUSED INJURY TO ANY PERSON WHILE THE TECHNOLOGIST IS PRACTICING AS A CERTIFIED MEDICAL TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST.

(3) A PERSON IS NOT REQUIRED UNDER THIS SUBSECTION TO MAKE ANY REPORT THAT WOULD BE IN VIOLATION OF ANY FEDERAL OR STATE LAW, RULE, OR REGULATION CONCERNING THE CONFIDENTIALITY OF ALCOHOL AND DRUG ABUSE PATIENT RECORDS.”;

and in lines 14 and 17, strike “(2)” and “(3)”, respectively, and substitute “(4)” and “(5)”, respectively.