

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:

(I) 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

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) (I) IF THE CERTIFIED MEDICAL RADIATION TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST ENTERS, OR IS CONSIDERING ENTERING, AN ALCOHOL OR DRUG TREATMENT PROGRAM THAT IS ACCREDITED BY THE JOINT COMMISSION ON ACCREDITATION OF HEALTH CARE ORGANIZATIONS OR THAT IS CERTIFIED BY THE DEPARTMENT, THE CERTIFIED MEDICAL RADIATION TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST SHALL NOTIFY THE HOSPITAL, RELATED INSTITUTION, ALTERNATIVE HEALTH SYSTEM, OR EMPLOYER OF THE CERTIFIED MEDICAL RADIATION TECHNOLOGIST'S OR NUCLEAR MEDICAL TECHNOLOGIST'S DECISION TO ENTER THE TREATMENT PROGRAM.

(II) IF THE CERTIFIED MEDICAL RADIATION TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST FAILS TO PROVIDE THE NOTICE REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, AND THE HOSPITAL, RELATED INSTITUTION, ALTERNATIVE HEALTH SYSTEM, OR EMPLOYER LEARNS THAT THE CERTIFIED MEDICAL RADIATION TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST HAS ENTERED A TREATMENT PROGRAM, THE HOSPITAL, RELATED INSTITUTION, ALTERNATIVE HEALTH SYSTEM, OR EMPLOYER SHALL REPORT TO THE BOARD THAT THE CERTIFIED MEDICAL RADIATION TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST HAS ENTERED A TREATMENT PROGRAM AND HAS FAILED TO PROVIDE THE REQUIRED NOTICE.