

(III) IF THE CERTIFIED MEDICAL RADIATION TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST IS FOUND TO BE NONCOMPLIANT WITH THE TREATMENT PROGRAM'S POLICIES AND PROCEDURES WHILE IN THE TREATMENT PROGRAM, THE TREATMENT PROGRAM SHALL NOTIFY THE HOSPITAL, RELATED INSTITUTION, ALTERNATIVE HEALTH SYSTEM, OR EMPLOYER OF THE CERTIFIED MEDICAL RADIATION TECHNOLOGISTS OR NUCLEAR MEDICAL TECHNOLOGISTS NONCOMPLIANCE.

(IV) ON RECEIPT OF THE NOTIFICATION REQUIRED UNDER SUBPARAGRAPH (III) OF THIS PARAGRAPH, THE HOSPITAL, RELATED INSTITUTION, ALTERNATIVE HEALTH SYSTEM, OR EMPLOYER OF THE CERTIFIED MEDICAL RADIATION TECHNOLOGIST OR NUCLEAR MEDICAL TECHNOLOGIST SHALL REPORT THE CERTIFIED MEDICAL RADIATION TECHNOLOGISTS OR NUCLEAR MEDICAL TECHNOLOGISTS NONCOMPLIANCE TO THE BOARD.

(2) (4) 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.

(2) (4) (5) THE HOSPITAL, RELATED INSTITUTION, ALTERNATIVE HEALTH SYSTEM, OR EMPLOYER SHALL SUBMIT THE REPORT WITHIN 10 DAYS OF ANY ACTION DESCRIBED IN THIS SECTION.

(2) (6) (6) A REPORT MADE UNDER THIS SECTION IS NOT SUBJECT TO SUBPOENA OR DISCOVERY IN ANY CIVIL ACTION OTHER THAN A PROCEEDING ARISING OUT OF A HEARING AND DECISION OF THE BOARD UNDER THIS TITLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2001.

Approved May 15, 2001.

## CHAPTER 479

(House Bill 424)

AN ACT concerning

### **Respiratory Care Practitioners - Reporting Requirements, Practicing Without a License, and Disciplinary Grounds, and Rehabilitation**

FOR the purpose of requiring hospitals, *related institutions*, alternative health systems, and employers to report certain employment actions and terminations of employment of respiratory care practitioners; *providing certain exceptions to the reporting requirement under certain circumstances; providing certain procedures for reporting treatment of a respiratory care practitioner in an alcohol and drug treatment program*; establishing an administrative fine for practicing without a respiratory care practitioner license; establishing certain grounds for discipline for respiratory care practitioners based on the filing of certified