

1 H.473

2 Representative Houghton of Essex Junction moves that the House concur in
3 the Senate proposal of amendment with further proposal of amendment by
4 striking out all after the enacting clause and inserting in lieu thereof the
5 following:

6 Sec. 1. 26 V.S.A. § 2851 is amended to read:

7 § 2851. DEFINITIONS

8 As used in this chapter:

9 * * *

10 (6) “Radiologist” means a person who is licensed to practice medicine
11 or osteopathy under chapter 23 or 33 of this title and who meets one or both
12 of the following requirements:

13 (A) The person is certified by or eligible for certification by the
14 American Board of Radiology or the American Osteopathic Board of
15 Radiology or their predecessors or successors ~~or who~~.

16 (B) The person is credentialed by a hospital to practice radiology
17 and engages in the practice of radiology at that hospital full-time.

18 * * *

19 (8) “Readily available” means that a supervising radiologist is available
20 in person or is available remotely by telephone or through a live, interactive
21 audio and video connection.

1 (9) “Supervision” means the direction and review by a supervising
2 radiologist, as determined to be appropriate by the Board, of the medical
3 services provided by the radiologist assistant. At a minimum, supervision shall
4 mean that a radiologist is readily available for consultation and intervention. A
5 radiologist assistant may provide services under the direction and review of
6 more than one supervising radiologist during the course of ~~his or her~~ the
7 radiologist assistant’s employment, subject to the limitations on ~~his or her~~ the
8 radiologist assistant’s scope of practice as set forth in this chapter and the
9 protocol filed under subsection 2853(b) of this title.

10 Sec. 2. 26 V.S.A. § 2857 is amended to read:

11 § 2857. SUPERVISION AND SCOPE OF PRACTICE

12 (a)(1) The number of radiologist assistants permitted to practice under the
13 direction and supervision of a radiologist shall be determined by the Board
14 after review of the system of care delivery in which the supervising radiologist
15 and radiologist assistants propose to practice. Scope of practice and levels of
16 supervision shall be consistent with guidelines adopted by the American
17 College of Radiology, the American Society of Radiologic Technologists, and
18 the ARRT.

19 (2) The authority of a radiologist assistant to practice shall terminate
20 immediately upon termination of the radiologist assistant’s employment, and
21 the primary supervising radiologist shall immediately notify the Board and the

1 Commissioner of the Department of Health of the termination. The radiologist
2 assistant’s authority to practice shall not resume until ~~he or she~~ the radiologist
3 assistant provides proof of other employment and a protocol as required under
4 this chapter.

5 (3) The primary supervising radiologist and radiologist assistant shall be
6 employed by and have as their primary work site the same Vermont health care
7 facility or an affiliate of the facility; provided, however, that:

8 **(A) the radiologist assistant’s primary work site shall be located**
9 **in Vermont; and**

10 **(B) the primary supervising radiologist does not need to be physically**
11 **present at the same location where the radiologist assistant is practicing as long**
12 **as a supervising radiologist is readily available for consultation and**
13 **intervention.**

14 (4) If a supervising radiologist is not physically present at the location at
15 which a radiologist assistant is practicing, the radiologist assistant shall provide
16 services only when a physician licensed pursuant to chapter 23 or 33 of this
17 title, who need not be a radiologist, is physically present at the location and
18 would be responsible for providing intervention or assistance in the event of a
19 medical emergency.

20 (b)(1) Subject to the limitations set forth in subsection (a) of this section,
21 the radiologist assistant’s scope of practice shall be limited to that delegated to

1 the radiologist assistant by the primary supervising radiologist and for which
2 the radiologist assistant is qualified by education, training, and experience. At
3 no time shall the practice of the radiologist assistant exceed the normal scope
4 of the supervising radiologist's practice.

5 (2) A radiologist assistant ~~may~~ shall not interpret images, make
6 diagnoses, or prescribe medications or therapies but may communicate with
7 patients regarding the radiologist assistant's preliminary observations
8 regarding the technical performance of a procedure or examination and
9 regarding the findings from a radiologist's report. Preliminary observations
10 shall not include any communication about the presence or absence of features
11 or characteristics that would be considered in making a diagnosis.

12 Sec. 3. EFFECTIVE DATE

13 This act shall take effect on July 1, 2023.