

**ASSEMBLY BILL**

**No. 1940**

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**Introduced by Assembly Member Fletcher**

February 17, 2010

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An act to amend Section 114872 of the Health and Safety Code, relating to fluoroscopy.

LEGISLATIVE COUNSEL'S DIGEST

AB 1940, as introduced, Fletcher. Fluoroscopy.

Under existing law, the State Department of Public Health issues licentiate fluoroscopy permits, as specified.

This bill would make technical, nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. Section 114872 of the Health and Safety Code  
2     is amended to read:  
3     114872. (a) The department shall issue a licentiate fluoroscopy  
4     permit to a qualified licentiate of the healing arts, as defined in  
5     paragraph (2) of subdivision (h) of Section 114850.  
6     Notwithstanding any other ~~provision of law~~, the department shall  
7     accept ~~applications~~ *an application* for a fluoroscopy permit from  
8     a licensed physician assistant who meets the requirements of this  
9     section.  
10    (b) A physician and surgeon may delegate to a licensed  
11    physician assistant procedures using fluoroscopy. In order to

1 supervise a physician assistant in performing the functions  
2 authorized by the Radiologic Technology Act (Section 27), a  
3 physician and surgeon shall either hold, or be exempt from holding,  
4 a licentiate fluoroscopy permit required to perform the functions  
5 being supervised.

6 (c) A physician assistant to whom a physician and surgeon has  
7 delegated the use of fluoroscopy shall demonstrate successful  
8 completion of 40 hours of total coursework, including fluoroscopy  
9 radiation safety and protection, recognized by the department.  
10 Documentation of completed coursework shall be kept on file at  
11 the practice site and available to the department upon request.

12 (d) Nothing in this section shall be construed to remove the need  
13 for a physician assistant to pass a department-approved examination  
14 in fluoroscopy radiation safety and protection pursuant to Article  
15 1 (commencing with Section 30460) of Group 5 of Subchapter 4.5  
16 of Chapter 5 of Division 1 of Title 17 of the California Code of  
17 Regulations.

18 (e) A licensed physician assistant who is issued a fluoroscopy  
19 permit pursuant to the requirements of this section shall, in the  
20 two years preceding the expiration date of the permit, earn 10  
21 approved continuing education credits. The department shall accept  
22 continuing education credits approved by the Physician Assistant  
23 Committee.

24 (f) Nothing in this section shall be construed to authorize a  
25 physician assistant to perform any other procedures utilizing  
26 ionizing radiation except those authorized by holding a licentiate  
27 fluoroscopy permit.

28 (g) Nothing in this section shall be construed to remove the need  
29 for a physician assistant to be subject to the permit requirements  
30 approved by the department pursuant to Subchapter 4.5  
31 (commencing with Section 30400) of Chapter 5 of Division 1 of  
32 Title 17 of the California Code of Regulations.

33 (h) The department may charge applicants under this section a  
34 fee in an amount sufficient, but not greater than the amount  
35 required, to cover the department's costs of implementing this  
36 section. The fees collected pursuant to this subdivision shall be  
37 deposited into the Radiation Control Fund established pursuant to  
38 Section 114980.