

Steve Sisolak
Governor

Richard Whitley, MS
Director



DEPARTMENT OF
HEALTH AND HUMAN SERVICES
Division of Public and Behavioral Health
Helping people. It's who we are and what we do.



Lisa Sherych
Administrator

Ihsan Azzam, Ph.D., M.D.
Chief Medical Officer

The Radiation Control Program (RCP) as part of the Department of Health and Human Services, Division of Public and Behavioral Health has identified the need to clarify the requirements of SB130. Specifically, the licensing of persons who engage in radiation therapy and radiologic imaging and the requirements for all registrants of radiation producing machines.

SB130 requires the licensing of persons who engage in radiation therapy and radiologic imaging as defined in sections 22 through 51 inclusive by January 1, 2020. The application forms are currently being developed and will be available on-line by November 15, 2019. All persons required to be licensed by the Radiation Control Program by January 1, 2020 will need to fill out the appropriate application and submit it to the Radiation Control Program with all required information and payment. The Radiation Control Program will issue a letter of authorization to allow these individuals to continue to practice until which time the applications can be processed, and a license issued. Engage means to participate or become involved in the therapy and imaging process. An individual, under their scope of practice, may work under direct supervision of a person authorized to independently perform radiation therapy and radiologic imaging as delineated in SB130. Direct supervision requires that the supervising individual must be present in at least an adjacent area and immediately available to furnish assistance and direction throughout the procedure. For an individual to perform independently, they would either need to be grandfathered in by January 1, 2020 or pass a Division approved exam.

Individuals operating within the scope of their practice, who are not American Registry of Radiologic Technologists (ARRT) registered or Nuclear Medicine Technology Certification Board (NMTCB) certified and, not under the direct supervision of a person authorized to independently perform radiation therapy and radiologic imaging, will need to apply for licensure until which time the Division can decide on the applicability of their registration/accrediting body.

It is important that applications are submitted as soon as possible. The requirement of SB130 is that all persons who engage in radiation therapy and radiologic imaging, as defined in sections 22 through 51 have a license or letter of authorization on or before January 1, 2020. Applying on December 31 will not guarantee that the authorization will be issued in time to ensure a smooth transition without a break in service. Email addresses will be requested and will be utilized when provided to issue letters of authorization to assist in providing timely authorizations.

In addition, Sec. 8 of NRS 459.035 was amended to read as follows: The Division shall not issue or renew the registration of a radiation machine pursuant to regulations adopted by the State Board of Health unless the applicant for issuance or renewal of the registration attests that the **persons employed by the applicant to operate the radiation machine are properly licensed pursuant to sections 22 to 51, inclusive, of this act or are exempt from the requirement to obtain such licensure pursuant to section 32 of the act.** This means that if you own, operate, or possess a radiation producing device, the registration will not be renewed unless the attestation is received with the renewal documents and payment. The attestation form will be available on-line before January 1, 2020.

The Radiation Control Program will be inspecting your machine(s) and registration certificate(s) to ensure compliance with the registration requirements of radiation producing machines and licensing of persons who engage in radiation therapy and radiologic imaging as defined under SB130. If you have any questions, please call the RCP at (775) 687-7550.

It is not the intent of the Radiation Control Program to hinder the work flow or patient care of those needing radiological imaging or radiation therapy. If there are any difficulties that the RCP is not able to assist with timely, please feel free to contact Karen K. Beckley, Chief, Bureau of Health Protection and Preparedness at 775.687.7540. Additional information and forms can be found on our website at the following link:

http://dpbh.nv.gov/Reg/RPM/Radiation_Producing_Machines.cfm