

## **CHAPTER 114-02-02 RENEWAL OF LICENSE**

### **Section**

114-02-02-01	Requirements for License Renewal
114-02-02-02	Reinstatement of a License
114-02-02-03	General Diagnostic Operator
114-02-02-04	Continuing Education Requirement for Relicensure

### **114-02-02-01. Requirements for licensure renewal.**

1. A licensee will be notified at least thirty days in advance of expiration of the license and shall submit the following:
  - a. A completed renewal application and the nonrefundable fee required in chapter 114-01-03 postmarked prior to January second in even-numbered years; and
  - b. Evidence of current certification and registration by the certification organization in at least one primary modality and if applicable, other modalities for which the licensee holds current certification and registration unless grandfathered or otherwise exempt by statute.
2. The board may grant, on a case-by-case basis, exceptions to the board's license renewal requirements to address renewal compliance hardships that may result from one of the following:
  - a. Activation of more than thirty days of a licensee who is a member of the national guard or armed forces of the United States;
  - b. Service in the theater or area of armed conflict by a licensee who is a member of the regular active duty armed forces of the United States; or
  - c. Medical or other hardship rendering the applicant unable to meet the renewal deadline or complete continuing education or other requirements.
3. A licensee applying for license renewal may be required to complete a criminal history record check as required in section 114-03-02-01.
4. The board may conduct random audits to ensure compliance with continuing education and maintenance of certification and registration requirements.
5. A license granted for a primary modality under sections 114-02-01-08 or 114-02-01-09 may not be renewed if the licensee attains a license in that modality.
6. If a licensee fails to timely renew a license, a late fee will be assessed in accordance with section 114-01-03-01.
7. The expiration date of a renewed license must be consistent with the two-year cycle. An individual who has a license issued after September first of the second year of a two-year cycle, must be issued a license that expires at the conclusion of the following two-year cycle.

**History:** Effective April 1, 2018.

**General Authority:** NDCC 43-62

**Law Implemented:** NDCC 43-51-11, 43-51-11.1, 43-62-09, 43-62-14, 43-62-17

#### **114-02-02-02. Reinstatement of a license.**

1. An individual previously licensed in North Dakota may apply for relicensure. The applicant may not have an encumbered license or other restricted practice in any jurisdiction, shall meet board requirements, and submit the following:
  - a. A completed application and pay the nonrefundable renewal and reinstatement fee required in chapter 114-01-03;
  - b. A criminal history record check as required in section 114-03-02-01; and
  - c. Primary source verification of current certification and registration by a certification organization recognized by the board or as otherwise exempt by statute.
2. The expiration date of a license must be consistent with the two-year cycle. An individual who is licensed after September first of the second year of a two-year cycle, must be issued a license that expires at the conclusion of the following two-year cycle.

**History:** Effective April 1, 2018.

**General Authority:** NDCC 43-62

**Law Implemented:** NDCC 12-60-24, 43-62-17(3)

#### **114-02-02-03. General diagnostic operator.**

1. A license under the provision of this chapter may be renewed provided the applicant was designated by the state department of health as a general diagnostic operator as of December 31, 2015, and does not have an encumbered license or other restricted practice in any jurisdiction and shall meet board requirements, including continuing education requirements and training. The individual:
  - a. May perform procedures only while under the general supervision by a licensed practitioner; and
  - b. Must hold current certification and registration by one of the following:
    - (1) American registry of radiologic technologists or has met the requirements of a successor organization or the equivalent as recognized by the board;
    - (2) Has the equivalent education, including clinical training as approved by the state department of health; or
    - (3) Has met other unique requirements established by the board.
2. The individual biennially shall complete the twenty-four hours of continuing education.
3. The individual shall complete a criminal history record check as required in section 114-03-02-01.
4. Otherwise the individual shall meet the unique licensure or practice standard requirements established by the board under subsection 7 of North Dakota Century Code section 43-62-14.

**History:** Effective April 1, 2018.

**General Authority:** NDCC 43-62

**Law Implemented:** NDCC 12-60-24, 43-62-14

#### **114-02-02-04. Continuing education requirement for relicensure.**

This requirement becomes effective for license renewal of the 2022 renewal cycle and continuing thereafter.

1. Continuing education for purposes of relicensure must be:
  - a. Accepted by an applicable certification organization to maintain certification and registration and earned within the previous two-year renewal cycle; or
  - b. Otherwise the individual shall meet the unique licensure or practice standard requirements established by the board under subsection 7 of North Dakota Century Code section 43-62-14.
2. A licensee shall meet or exceed the hours of continuing education required to maintain certification and registration by an applicable certification organization.
3. Random audits may be conducted to assure continuing education requirement compliance.
4. All information concerning continuing education submitted with an application is subject to audit.
5. Upon request of the board, the licensee shall submit verification of successful completion of the required continuing education.
6. A licensee who does not meet the continuing education requirements for maintaining certification and registration, or if the continuing education is not properly approved, or if the licensee fails to provide verification of completion of the required continuing education:
  - a. May be placed on probation and given sixty days to complete the required continuing education, and as applicable, provide evidence of current certification and registration by a certification organization to qualify for a license.
  - b. If required continuing education is not completed or the licensee fails to maintain a current certification and registration by an applicable certification organization, the license is considered to be a lapsed license.
7. A licensee who earns in excess of the number of continuing education required during a reporting period may not apply the excess hours to satisfy future continuing education requirements.
8. Continuing education that is required by the board pursuant to a board order may not be accepted by the board to satisfy or partially satisfy the continuing education requirements for license renewal.

**History:** Effective April 1, 2018.

**General Authority:** NDCC 43-62

**Law Implemented:** NDCC 43-62-14(3)