

**Adopt Mirt 400 to read as follows:**

CHAPTER Mirt 400 CONTINUED STATUS

PART Mirt 401 DEFINITIONS

Mirt 401.01 “Directed reading” means a reading or journal article approved by the relevant credentialing body listed in Mirt 402.09(b).

PART Mirt 402 PROCEDURES FOR RENEWING A LICENSE AND DECISION NOT TO RENEW

Mirt 402.01 Procedure for Licensees Who Do Not Wish to Renew Their Licenses. Any licensee who does not wish to renew his or her license shall not complete the renewal application:

Mirt 402.02 License Renewal Procedure.

(a) A licensee wishing to renew his or her current license shall:

(1) Submit the completed renewal application packet described in Mirt 402.04; and

(2) Do so by one of the following 3 methods:

a. By delivery of the completed renewal application and supporting documents by hand on or before the last day of the licensee's birth month in the renewal year or delivery by mail postmarked on or before that date;

b. Complete a renewal application by using the designated on-line renewal system on or before the last day of the month of the licensee's birth in the renewal year; or

c. If the renewal applicant is on active military duty outside the United States, by delivery of the completed renewal application and supporting documents by hand or mail within 60 days of the renewal applicant's return to the United States or release from duty, whichever occurs later.

(b) Pursuant to RSA 328-J:15, II., licenses who fail to renew shall have their license lapse if the renewal applicant does not submit the completed renewal application form and supporting documents within one of the time periods set forth in (a)(2) above.

(c) Renewal applicants whose licenses have lapsed shall not practice until their licenses have been renewed with the late fee or reinstated by the board.

Mirt 402.03 Procedures for renewing a license within one year of the date the license lapsed for non-renewal.

(a) Within the 12 months immediately preceding the date the license lapsed for non-renewal the licensee shall submit by delivery of the completed renewal application and supporting documents by hand or through the mail;

(b) Payment of the renewal fee, pursuant to Mirt 305.01; and

(c) For each month the renewal is late, payment of a \$22 late fee. Assessment of the late renewal fee shall not exceed 12 months.

Mirt 402.04 License Renewal Application Packet. Applicants for license renewal shall submit each of the following components of the application packet:

(a) The completed renewal application form;

(b) The documents described in Mirt 402.07 ; and

(c) The fee(s) specified by Mirt 402.03 for timely or late renewal, as applicable.

Mirt 402.05 Multipart Licensure Renewal Application Form.

(a) The renewal application form shall:

(1) Be provided by the board; and

(b) The renewal applicant shall:

(1) Complete the entire renewal application form using a keyboard or by printing legibly in ink; and

(2) Complete all sections of the entire renewal application form or designate them as not applicable.

(c) The renewal form shall contain the following:

(1) Full name;

(2) Home physical address;

(3) Home phone number or personal cell phone number;

(5) Home mailing address;

(6) Place of employment name , if any;

(7) Place of employment mailing address;

(8) Place of employment phone number; and

(9) E-mail address at which the applicant wishes to receive correspondence from the board.

(10) A list of the jurisdictions, other than New Hampshire, where the applicant is currently licensed to practice.

(d) The applicant for renewal shall answer the following questions use the “yes” and “no” columns provided, to indicate whether:

(1) During the past 27 months, or if not previously reported, the applicant has been found guilty or entered a plea of no contest to any felony or misdemeanor;

(2). During the past 27 months, or if not previously reported, the applicant has been the subject of any disciplinary action by any professional certifying or registering authority;

(3) During the past 27 months, or of not previously reported, the applicant has been denied a license or other authorization to practice in any state or jurisdiction; and

(4) During the past 27 months, or if not previously reported, the applicant has surrendered a license or other authorization to practice issued by any state or jurisdiction in order to avoid or settle disciplinary charges.

(5) The applicant has any reason to believe that the applicant will soon be the subject of a disciplinary proceeding, settlement agreement or consent decree undertaken or issued by a professional licensing board of any state or jurisdiction;

(6) During the past 27 months, or if not previously reported any malpractice claim has been made against the applicant;

(7) During the past 27 months, or if not previously reported the applicant has for disciplinary reasons been put on administrative leave, been fired for cause other than staff reduction from a position at your place of employment, or had any privileges limited, suspended or revoked in any:

- a. Hospital;
- b. Health care setting;
- c. Home health care agency;
- d. Educational institution; or
- e. Other professional setting;

(8) During the past 27 months, or if not previously reported the applicant has been denied the privilege of taking an examination required for any professional licensure; and

(9) During the past 27 months, or if not previously reported the applicant has any physical, mental or emotional condition, or any alcohol or substance abuse problem, which could negatively affect the applicant's ability to practice the profession for which licensure is sought.

(10) During the past 27 months, or if not previously reported, the applicant has committed any act(s) that would violate the laws and/or rules that govern the profession for which he or she is applying.

(e) The renewal applicant shall verify his or her social security number and make any necessary corrections to the preprinted number by striking through the incorrect number and writing the correct number under the following preprinted statement:

"The Governing Board of your profession will deny licensure if you refuse to submit your social security number (SSN). Your professional license will not display your SSN. Your SSN will not be made available to the public.

The Governing Board is required to obtain your social security number for the purpose of child support enforcement and in compliance with RSA 161-B:11. This collection of your social security number is mandatory."

(f) The renewal applicant shall place his or her signature and the date of signing below the following preprinted statement:

"I acknowledge that knowingly making a false statement on this application form is a misdemeanor under RSA 641:2, I. I certify that the information I have provided on all parts of the application form and in the documents that I have personally submitted to support my application is complete and accurate to the best of my knowledge and belief. I also certify that I have read the statute and the rules of the Board and promise that, if I am licensed, I will abide by them."

Mirt 402.06 Effect of the Renewal Applicant's Signature. The effect of the renewal applicant's signature on part one of the form shall be:

(a) The renewal applicant's acknowledgement that knowingly making a false statement on the license renewal application form is a misdemeanor under RSA 641:2, I;

(b) The renewal applicant's certification that:

- (1) The information provided on all of the parts of the license renewal application form and in the documents personally submitted to support the application is complete and accurate to the best of the applicant's knowledge and belief; and
  - (2) The applicant has read the statutes and administrative rules of the board; and
- (c) The applicant's promise to abide by the statutes and administrative rules of the board.

Mirt 402.07 Required Documents. Applicants for renewal of their licenses shall include with their application the following:

- (a) A detailed report of the relevant circumstances if any answers to questions set forth in Mirt 402.05(d) and appearing the application form is in the affirmative;
- (b) A photocopy of the applicant's national certification card.

Mirt 402.08 The Board's Renewal Application Processing Procedures.

(a) If the board, after receiving and reviewing a completed license renewal application and supporting documents requires further information or documents to determine the renewal applicant's eligibility for renewed licensure, the board shall:

- (1) So notify the applicant in writing within 30 days; and
  - (2) Specify the information or documents it requires.
- (b) An application for license renewal shall be considered to be completed when the board's office has received:
- (1) The completed application and supporting documents; and
  - (2) Any additional information or documents which may have been requested pursuant to (a) above.
- (c) Within 60 days of the date that the renewal application is completed, the board shall:
- (1) Approve or deny the application; and
  - (2) Notify the renewal applicant of its decision in writing.
- (d) If the board denies the renewal application, the board shall include in its notice of denial the information that the renewal applicant may challenge the denial through an adjudicative hearing held in accordance with Mirt 200 by:
- (1) Making a written request for an adjudicative hearing; and

(2) Submitting this request to the board:

- a. Within 60 days of the board's notice of denial; or
- b. If the renewal applicant is on active military duty, within 60 days of the applicant's release from active military duty.

Mirt 402.09 Renewal of Licensure. The board shall renew the licenses of licensees who:

(a) Have timely submitted the completed renewal application form and supporting documents;

(b) Hold a currently valid certificate issued by one or more of the below organizations, as evidenced by a photocopy of the front and back of the wallet card:

- (1) The American Registry in Radiologic Technologists (ARRT);
- (2) The American Registry of Magnetic Resonance Imaging Technologists (ARMRIT);
- (3) The American Chiropractic Registry of Radiologic Technologists;
- (4) The American Society of Podiatric Medical Assistants;
- (5) The International Society for Clinical Densitometry;
- (6) Nuclear Medicine Technology Certification Board;
- (7) Cardiovascular Credentialing International;
- (8) The Certification Board of Radiology Physician Assistants; or
- (9) The American Registry for Diagnostic Medical Sonography;

(c) Have not violated RSA 328-J; and

(d) Are of good professional character and reliability, as evidenced by the information contained in:

- (1) The answers to the questions in Mirt 402.07(a)5 and any related documents submitted pursuant to Ath 402.06(a); and

(e) Have submitted sufficient proof of continuing education pursuant to the requirements of Mirt 406.

PART Mirt 403 REINSTATEMENT OF LICENSES

Mirt 403.01 Licenses Subject to Reinstatement; Board Procedure Related to Reinstatement of Licensure.

- (a) The following licenses shall be subject to reinstatement by the board:
  - (1) Licenses suspended for disciplinary reasons as part of a settlement or as part of a disciplinary order of the board if reinstatement is one of the terms specified in the disciplinary order; and
  - (2) Licenses lapsed longer than 12 months, pursuant to Mirt 402.03.
- (b) The reinstatement of licenses suspended for disciplinary reasons shall be in accordance with the terms of the settlement agreement or the disciplinary order of the board, as applicable.
- (c) The reinstatement of lapsed licenses shall be in accordance with:
  - (1) Mirt 402.03 if the licenses has been lapsed for more than 12 months.
- (d) If the board, after receiving and reviewing a completed application for reinstatement of licensure, requires further information or documents to determine the applicant's qualification, the board shall:
  - (1) So notify the applicant in writing within 30 days; and
  - (2) Specify the information or documents it requires.
- (e) The board shall issue written approval or denial of an application for reinstatement of licensure within 60 days of the date that the application is complete.
- (f) The board shall deny the application for reinstatement if the applicant has not completed the application procedures within 6 months of beginning them.
- (h) If the board denies an application for reinstatement of licensure, the board shall include in its notice of denial the information stated in (i) below.
- (i) An applicant wishing to challenge the board's denial of an application for reinstatement of licensure shall:
  - (1) Make a written request for a hearing of the applicant's challenge; and
  - (2) Submit this request to the board:
    - a. Within 30 days of the board's notification of denial; or

- b. If the applicant is on active military duty outside the United States, within 60 days of the applicant's release from duty.

Mirt 403.02 Reinstatement Application Form.

- (a) The reinstatement application form shall:

- (1) Be the "Reinstatement Application Form" dated June 24, 2015;
- (2) Be provided by the board and available on the board's web site, <https://www.oplc.nh.gov/medical-imaging/index.htm>; and
- (3) Be signed and dated below the following preprinted statement which asserts:

"I acknowledge that knowingly making a false statement on this application form is a misdemeanor under RSA 641:2, I. I certify that the information I have provided on all parts of the application form and in the documents that I have personally submitted to support my application is complete and accurate to the best of my knowledge and belief. I also certify that I have read the statute and rules of the Board and promise that, if I am licensed, I will abide by them."

Mirt 403.03 Reinstatement of Licenses Lapsed For More Than 12 Months.

- (a) The board shall reinstate licenses lapsed for more than 12 months if the individual applying for reinstatement of his or her license:

- (1) Are of good professional character and reliability, as evidenced by:
  - a. The answers to the questions on the reinstatement application form;
  - b. Any reports submitted pursuant to (b)(3)a. below;
  - c. The criminal offender record report(s) required by (b)(3)e. below;
- (2) Hold a currently valid certificate from one of the organizations listed in Mirt 402.09(b) ; and
- (3) Have complied with the application procedures set forth in (b) below.

- (b) Application procedures for the reinstatement of licenses lapsed more than 12 months shall be:

- (1) Submission of the completed reinstatement application form;
- (2) Payment of the reinstatement fee set forth in Plc XXX; and

(3) Submission of the following supporting materials:

- a. A detailed report of the relevant circumstances if any of the answers to the questions identified on the reinstatement application form as requiring such a report are in the affirmative;
- b. A photocopy of the applicant's national certification card, which shall be verified upon receipt; ;
- c. A resume presenting a chronologically organized account of the applicant's experience in their field for the prior 5 years;
- d. Unless the information sought is available only on a website, an official letter of verification sent directly to the board from every state which has issued the applicant a license or other authorization to practice medical imaging or radiation therapy since the lapse of the New Hampshire license, stating:
  1. Whether the licensee or other authorization is or was, during its period of validity, in good standing; and
  2. Whether any disciplinary action was taken against the license or other authorization to practice;
- e. An original, not a photocopy, of a criminal offender record report:
  - (1) Issued by each state where the applicant has resided or been licensed within the past 6 years, provided that such state(s) will:
    - a. Send the report to the board; or
    - b. To the applicant for forwarding to the board; and
- f. A written statement that the reinstatement applicant has not engaged in medical imaging or radiation therapy in New Hampshire on a volunteer or paid basis since the date that his or her license ceased to be valid.

PART Mirt 404 REVOCATION, SUSPENSION AND OTHER SANCTIONS

Mirt 404.01 Definitions.

- (a) "Sexual misconduct" means engaging in one or more of the following activities with respect to a current patient who is not a spouse or domestic partner:
  - (1) Engaging in sexual relations, whether consensual or non-consensual;

- (2) Making verbal or physical sexual advances;
- (3) Using sexual language or phrases;
- (4) Requesting sexual favors; or
- (5) Engaging in physical contact of a sexual nature.

Mirt 404.02 Misconduct. Misconduct shall be:

- (a) Knowingly or negligently providing inaccurate material information to the board or failing to provide complete and truthful material information upon inquiry by the board, including during the process of applying for a license, license renewal, or license reinstatement;
- (b) Conviction without annulment in any jurisdiction of any criminal offense which:
  - (1) Constitutes a sexual offense;
  - (2) Constitutes a violation of controlled substance law; or
  - (3) Involves:
    - a. Injury to a victim;
    - b. The risk of such injury; or
    - c. Dishonesty;
- (c) Failing to report to the board a conviction described in (b) above within 30 days;
- (d) Violating Mirt 500;
- (e) Engaging in sexual misconduct with, or sexual harassment of, a patient;
- (f) Engaging in the practice of medical imaging or radiation therapy despite actual or potential inability to render care with reasonable skill and safety by reason of illness, by reason of use of alcohol or drugs or any other material, or by reason of mental or physical condition;
- (g) Being subject to final disciplinary action by:
  - (1) a regulatory authority in another domestic or foreign jurisdiction; or
  - (2) one of the certifying bodies listed in Mirt 402.09;
- (h) Failing to take appropriate action to safeguard individuals from incompetent counselors and health care practitioners, whether or not they are licensed in this state;

(i) Practicing medical imaging or radiation therapy when a previous license is not currently valid; and

(j) Violating:

(1) Any provision of RSA 328-J;

(3) Any rule adopted by the board; or

(4) Any state or federal law reasonably related to the licensee's authority to practice or the licensee's ability to practice safely.

Mirt 404.03 Sanctions.

(a) Pursuant to RSA 328-J:19, II(a) through (f), disciplinary measures available to the board to sanction misconduct shall be:

(1) License revocation;

(2) License suspension;

(3) Refusal to renew a license;

(4) Limitation or restriction of a license;

(5) Probation for a period of time;

(6) Written reprimand;

(7) Participation in a program of continuing education in the area or areas in which the person has been found deficient;

(8) Practice under the direct supervision of a medical imaging professional or radiation therapist for a period of time specified by the board: and

(9) Assessment of a civil penalty in the amount established by the board which shall not exceed \$2,500 per offense or in the case of continuing offenses, \$250.00 for each day the violation continues, whichever is greater.

Mirt 404.04 Procedure for the Imposition of Sanctions. Other than immediate license suspension authorized by RSA 541-A:30, III, the board shall impose disciplinary sanctions only:

(a) After prior notice to the licensee in accordance with Mirt 208.01 and the opportunity for the licensee to be heard; or

- (b) By agreement in a settlement between the board and the licensee.

Mirt 404.05 Method for Determining Sanctions.

- (a) To determine which sanction or combination of sanctions to impose the board shall:

- (1) Refer to the list in Mirt 404.02 to determine the nature of the act(s) or omission(s) constituting the misconduct done by the licensee;

- (2) Next, determine whether the misconduct has one or more of the characteristics listed in (b) below; and

- (3) Finally, apply the standards in Mirt 404.07.

- (b) The characteristics shall be:

- (1) The misconduct actually caused physical or mental harm to the patient or another person;

- (2) The misconduct had the potential to cause physical or mental harm to the patient or another person;

- (3) The misconduct repeated earlier misconduct done by the licensee, as determined by:

- a. An earlier hearing;

- b. An earlier settlement agreement predicated on the same misconduct by the licensee; or

- c. An admission by the licensee;

- (4) The misconduct was not the first misconduct by the licensee, as determined by:

- a. An earlier hearing;

- b. An earlier settlement agreement predicated on misconduct by the licensee; or

- c. An admission by the licensee;

- (5) The misconduct was intentional rather than the result of negligence or inadvertence; and

(6) The misconduct was the result of negligence.

Mirt 404.06 Standards for the Selection of Sanctions. The board shall select appropriate sanction(s):

(a) From the list in Mirt 404.03; and

(b) By choosing, in light of the characteristics determined pursuant to Mirt 404.05(b), the sanction(s) most likely to:

(1) Protect public health and safety;

(2) Prevent future misconduct by the licensee;

(3) Take into account any acknowledgement of fault by the licensee and any cooperation by the licensee with the board's investigation of misconduct;

(4) Correct any attitudinal, educational or other deficiencies which led to the licensee's misconduct;

(5) Encourage the responsible practice medical imaging or radiation therapy; and

(6) Demonstrate to the licensee and the public the board's intention to insure that its licensees practice in accordance with applicable law and the public welfare.

Mirt 404.07 Unauthorized Practice. When the board determines that one of the following measures is likely to be the most effective way to stop unauthorized practice as defined in RSA 328-J:10, the board shall:

(a) Issue a cease and desist order against the person or entity engaged in the unauthorized practice; or

(b) Seek an injunction against such person or entity.

#### PART Mirt 405 VOLUNTARY SURRENDER OF LICENSE

Mirt 405.01 Procedures for, and Effect of, Voluntary Surrender of License. Pursuant to RSA 328-F:13, I, the procedures for, and effect of, the voluntary surrender of a license shall be governed by Part Mirt 220.

#### PART Mirt 406 MAINTENANCE OF CONTINUING COMPETENCE

Mirt 406.01 Maintenance of Continuing Competence Requirements and Documentation of that Continuing Competence.

(a) Individuals licensed by this chapter wishing to renew their licenses either fully or conditionally shall maintain continuing competence by completing 24 hours of continuing professional education in each 2-year renewal cycle.

(b) Individuals who have been licensed within the past 2 years under this chapter in another state and wish to renew an initial New Hampshire license that expires in less than the usual 2 years may use continuing education earned outside of the New Hampshire license period of validity but not outside the 2 year renewal cycle towards the requirement in (a) above.

(c) A licensee shall retain documentation of maintenance of continuing competence as described in Mirt 407.08.

(d) The renewal applicant shall furnish the copies of documentation of continuing competence activities set forth in Mirt 406.02 through Mirt 406.12 only when requested to do so by the board in connection with an audit.

(e) At least one half of the hours required by (a) above shall be a CE approved by the relevant credentialing body listed in Mirt 402.09(b)

(f) The balance of the contact hours required by (a) above shall be, supervision skills, curriculum development, and trans-disciplinary issues or skills.

(g) Continuing competence shall be maintained through the following continuing professional education courses and professional activities:

- (1) Receipt of academic instruction in one or more of the medical imaging and radiation therapy professions, as further described in Mirt 406.02;
- (2) Non-academic courses, seminars, conferences and workshops, as further described in Mirt 406.03;
- (3) Facility-based in-service training, as further described in Mirt 406.04;
- (4) Publication of writing related to medical imaging or radiation therapy, as further described in Mirt 406.05;
- (5) Professional presentations relating to medical imaging or radiation therapy made to other professionals or the public, as further described in Mirt 406.06;
- (6) Participation in the work of professional boards, committees and agencies, as further described in Mirt 406.07;
- (7) Completion of distance learning courses, as further described in Mirt 406.08;

- (8) Teaching a medical imaging or radiation therapy profession, as further described in Mirt 406.09;
- (9) Receipt of infection control education, as further described in Mirt 406.10;
- (10) Radiation Safety courses, as further described in Mirt 406.11; or
- (11) Directed readings, as further described in Mirt 406.12.

Mirt 406.02 Receipt of Academic Instruction in a Medical Imaging and Radiation Therapy Profession.

(a) The board shall recognize as maintenance of continuing competence a licensee's successful completion of an academic course in one or more of the medical imaging and radiation therapy professions, provided that the course work is sponsored and assigned credit by a college or university.

(b) The board shall credit the licensee with 5 hours for each academic credit of course work described in (a) above.

(c) Documentation of successful completion of academic course work shall be:

- (1) A photocopy of an official transcript showing successful completion of the course, the date of the course, and the credits earned; and
- (2) One of the following descriptions of the course:
  - a. The description of the course copied from the college or university catalogue; or
  - b. A photocopy of the course syllabus or outline that includes a description of the course and the course competencies.

Mirt 406.03 Non-Academic Courses, Seminars, Conferences and Workshops.

(a) The board shall recognize as maintenance of continuing competence the successful completion of non-academic courses, seminars, conferences and workshops in medical imaging or radiation therapy.

(b) For each clock hour of attendance at such courses, seminars, conferences, and workshops, the board shall credit the licensee with one hour.

(c) Documentation of successful completion of non-academic courses, seminars, conferences, and workshops shall be a photocopy of an official certificate showing:

- (1) The licensee's name;
- (2) The name and location of the course, seminar, conference, or workshop;
- (3) The name of the provider or sponsoring entity;
- (4) The beginning and ending date(s) of the program, course, seminar, conference, or workshop;
- (5) The number of hours credited by the provider or sponsoring entity or the brochure showing the scheduled hours; and
- (6) The signature or stamp of the speaker, the instructor or a representative of the provider or sponsoring entity.

Mirt 406.04 Facility-Based In-Service Training.

(a) The board shall recognize as maintenance of continuing competence a licensee's participation in, or attendance at, a facility-based training consisting of continuing education lasting less than 2 hours.

(b) The board shall credit the licensee with one contact hour for each clock hour of participation or attendance, to a maximum of 4 hours per renewal cycle.

(c) Documentation of participation in, or attendance at, a facility-based in-service training shall be a photocopy of a memo from the supervisor of the facility stating:

- (1) The licensee's name;
- (2) The name of the facility and the topic of the in-service training;
- (3) The date of the in-service training; and
- (4) The licensee's hours of attendance.

Mirt 406.05 Publication of Writing Related to Medical Imaging or Radiation Therapy.

(a) The board shall recognize as maintenance of continuing competence the publication of a licensee's writing related to medical imaging or radiation therapy, including the publication of:

- (1) A book;
- (2) A peer-reviewed or non-peer-reviewed chapter of a book; or
- (3) A peer-reviewed or non-peer-reviewed article.

- (b) The board shall credit the licensee as follows for no more than 2 published writings:
  - (1) For a book, 12 hours per renewal cycle;
  - (2) For a peer-reviewed chapter of a book or a peer-reviewed article, 6 hours per renewal cycle; and
  - (3) For a non-peer reviewed chapter or article, 4 hours per renewal cycle.
- (c) Documentation of the publication of a licensee's writing related to medical imaging or radiation therapy shall be:
  - (a) Any item showing:
    - (1) The title of the writing;
    - (2) The date of publication; and
    - (3) The licensee's part or full authorship of the published writing; and
  - (b) A photocopy of:
    - (1) The cover or the dust jacket of the licensee's published book; or
    - (2) The licensee's published chapter or article.

Mirt 406.06 Professional Presentations Relating to Medical Imaging or Radiation Therapy Made to Other Professionals or the Public.

- (a) The board shall recognize professional presentations relating to medical imaging or radiation therapy, including workshops, lectures, and in-service trainings made to other professionals or to the public, as maintenance of continuing competence.
- (b) The board shall credit the licensee with 2 hours for each clock hour of a presentation, to a maximum of 8 hours per renewal cycle, provided that, if the licensee gives substantially the same public presentation more than once, the board shall credit the licensee for only a single presentation.
- (c) Documentation of a professional presentation relating to medical imaging or radiation therapy made to other professionals or to the public shall be:
  - (1) A photocopy of the official program of the presentation;

(2) A photocopy of a written statement signed by a representative of the program's sponsor including:

- a. The title of the presentation;
- b. The name of the licensee as presenter;
- c. The date of the presentation;
- d. The hours during which the presentation took place; and
- e. The type of audience attending the presentation; or

(3) A photocopy of the program brochure showing the information described in (2) above.

Mirt 406.07 Participation in the Work of Professional Boards, Committees and Agencies.

(a) The board shall recognize as maintenance of continuing competence the participation by a licensee in the work of a board or committee of a professional medical imaging and radiation therapy organization or government agency related to the practice of physical therapy.

(b) The board shall credit the licensee with 2 hours for each board, committee, or agency served, to a maximum of 4 hours per renewal cycle.

(c) (a) Documentation of participation in the work of a professional board, committee, or agency shall be a photocopy of a letter conforming to (d) below and issued by:

- (1) The authority appointing the licensee to the board, committee, or agency; or
- (2) The board, committee, or agency served by the licensee.

(d) The letter shall state:

- (1) The appointment of the licensee to the board, committee, or agency; or
- (2) The fact of the licensee's participation and the beginning and ending dates of the licensee's service.

Mirt 406.08 Completion of Distance Learning Courses.

(a) The board shall recognize as maintenance of continuing competence a licensee's completion of courses taken through distance learning, including self-study courses and self-paced

clinical courses, provided that the course sponsor or provider issues the documentation described in (c) below.

(b) The board shall credit the licensee with the hours attributed by the course sponsor or provider.

(c) Documentation of completion of a course through distance learning shall be:

(1) A photocopy of an official transcript showing successful completion of the course, the date of the course and the credits earned; or

(2) A photocopy of the official certificate of completion issued to the licensee by the course sponsor or provider showing:

- a. The licensee's name;
- b. The name of the course;
- c. The name of the provider or sponsor;
- d. The beginning and ending date(s) of the course, if applicable;
- e. The number of contact hours credited by the provider or sponsor; and
- f. The signature or stamp of the instructor or a representative of the provider or sponsor.

Mirt 406.09 Teaching a Medical Imaging or Radiation Therapy Profession.

(a) The board shall recognize as maintenance of continuing competence a licensee's teaching a college or university course in a medical imaging or radiation therapy profession.

(b) The board shall credit the licensee with 2 hours for each clock hour of teaching, to a maximum of 8 hours per renewal cycle, provided that:

(1) If the licensee gives substantially the same course more than once during the renewal cycle, the board shall credit the licensee for only a single presentation of the course; and

(2) If the licensee gives a course that includes a lab component, the board shall credit the licensee for only a single presentation of the course.

(c) Documentation of physical therapy teaching shall be:

- (1) A list of courses taught; and

(2) A photocopy of a letter of confirmation signed by an official of the institution sponsoring the courses.

Mirt 406.10 Receipt of Infection Control Education.

(a) The board shall recognize as maintenance of continuing competence a licensee's receipt of infection control education.

(b) The board shall credit the licensee with one contact hour for each clock hour spent in receipt of infection control education, to a maximum of 2 hours per renewal cycle.

(c) Documentation of a licensee's receipt of infection control education shall be a photocopy of:

(1) A photocopy of a certificate showing:

- a. The title or subject matter of the education; and
- b. The receipt of the education by the licensee; or

(2) A statement signed by the supervisor of the facility where the course took place providing the information described in (1) above.

Mirt 406.11 Receipt of Radiation Safety Education.

(a) The board shall recognize as maintenance of continuing competence the successful completion by a licensee of a radiation safety course.

(b) The board shall credit the licensee with a maximum of 3 hours per renewal cycle for successful completion of a radiation safety course.

Mirt 406.12 Directed Readings.

(a) The board shall recognize as maintenance of continuing competence a licensee's completion of directed readings.

(b) Documentation of directed readings shall be a photocopy of a certificate of completion showing:

- (1) The name of the licensee;
- (2) The title and date of the directed reading;

- (3) The name of the publisher or provider of the directed reading; and
- (4) The date of the licensee's completion of the directed reading.

#### PART Mirt 407 ONGOING REQUIREMENTS

Mirt 407.01 Obligation to Maintain Certification. Licensees shall maintain certification from one of the certifying bodies listed in Mirt 402.09 at all times.

Mirt 407.02 Obligation to Update Information. Licensees shall send to the board's office within 30 days any changes in:

- (a) Their names;
- (b) Home or business physical addresses;
- (c) Home or business mailing addresses;
- (d) Home or business telephone number or personal cell phone number if provided to the board; and
- (e) E-mail address.

Mirt 407.03 Obligation to Report Loss of Proof of Licensure. Licensees shall notify the board's office within 30 days if their proof of certification from one of the approved by the relevant credentialing body listed in Mirt 402.09(b) has been lost or stolen.

Mirt 407.04 Obligation to Adhere to Mirt 500. Licensees shall adhere to the ethical standards in Mirt 500.

Mirt 407.05 Obligation to be Honest and Candid. Licensees shall be candid and truthful when:

- (a) Making oral and written statements to the board; and
- (b) Making oral and written statements about athletic training to the public.

Mirt 407.06 Obligation to Cooperate with Board Investigations. Licensees shall cooperate with the board's investigations by:

- (a) Providing accurate factual information;

- (b) Responding to the board's requests in a timely fashion; and
- (c) Assisting in any other way requested by the board.

Mirt 407.07 Obligation to Retain Evidence of Continuing Education. Licensees shall retain documentation of their continuing professional education and professional activities for at least 3 years.

Mirt 407.08 Obligation to Report. Licensees shall report the following to the board's office within 30 days, whether applicable to themselves or other licensees:

- (a) Any misdemeanor or felony conviction;
- (b) Any disciplinary actions, whether the disciplinary action was by:
  - (1) Any other licensing jurisdiction, whether United States or foreign;
  - (2) Any health care institution;
  - (3) Any professional society or association;
  - (4) Any credentialing organization;
  - (5) any government agency;
  - (6) any law enforcement agency; or
  - (7) any court;
- (c) Any conduct for which the board may take disciplinary action under RSA 328-J:19.

### Appendix

<b>Rule</b>	<b>Statute</b>
Mirt 401.01	RSA 541-A:7
Mirt 402.01	RSA 541-A:16, I(b)
Mirt 402.02	RSA 328-J:15; RSA 328-J:7, VI, IX
Mirt 402.03	RSA 328-J:15; RSA 328-J:7, VI, IX
Mirt 402.04	RSA 328-J:15; RSA 328-J:7, VI, IX
Mirt 402.05	RSA 328-J:15; RSA 328-J:7, III, VI, IX
Mirt 402.06	RSA 328-J:15; RSA 328-J:7, III, VI, IX
Mirt 402.07	RSA 328-J:15; RSA 328-J:7, VI, IX
Mirt 402.08	RSA 328-J:15; RSA 328-J:7, VI, IX
Mirt 402.09	RSA 328-J:15; RSA 328-J:7, VI, IX
Mirt 403.01	RSA 328-J:7, VI; RSA 328-J:15
Mirt 403.02	RSA 328-J:7, VI; RSA 328-J:15
Mirt 403.03	RSA 328-J:7, VI; RSA 328-J:15
Mirt 404.01	RSA 328-J:7, VII, XI; RSA 328-J:19
Mirt 404.02	RSA 328-J:7, VII, XI; RSA 328-J:19
Mirt 404.03	RSA 328-J:7, VII, XI; RSA 328-J:19
Mirt 404.04	RSA 328-J:7, VII, XI; RSA 328-J:19
Mirt 404.05	RSA 328-J:7, VII, XI; RSA 328-J:19
Mirt 404.06	RSA 328-J:7, VII, XI; RSA 328-J:19
Mirt 404.07	RSA 328-J:20
Mirt 405.01	RSA 541-A:16, I(b)
Mirt 406.01	RSA 328-J:7, IX; RSA 328-J:15
Mirt 406.02	RSA 328-J:7, IX; RSA 328-J:15
Mirt 406.03	RSA 328-J:7, IX; RSA 328-J:15
Mirt 406.04	RSA 328-J:7, IX; RSA 328-J:15
Mirt 406.05	RSA 328-J:7, IX; RSA 328-J:15
Mirt 406.06	RSA 328-J:7, IX; RSA 328-J:15
Mirt 406.07	RSA 328-J:7, IX; RSA 328-J:15
Mirt 406.08	RSA 328-J:7, IX; RSA 328-J:15
Mirt 406.09	RSA 328-J:7, IX; RSA 328-J:15
Mirt 406.10	RSA 328-J:7, IX; RSA 328-J:15
Mirt 406.11	RSA 328-J:7, IX; RSA 328-J:15
Mirt 406.12	RSA 328-J:7, IX; RSA 328-J:15
Mirt 407.01	RSA 328-J:11
Mirt 407.02	RSA 328-J:16

Mirt 407.03	RSA 328-J:11
Mirt 407.04	RSA 328-J:7, VII
Mirt 407.05	RSA 328-J:7, VII
Mirt 407.06	RSA 328-J:7, VII
Mirt 407.07	RSA 328-J:7, IX; RSA 328-J:15
Mirt 407.08	RSA 328-J:17