

[REPUBLIC ACT NO. 7431, April 22, 1992]

AN ACT REGULATING THE PRACTICE OF RADIOLOGIC TECHNOLOGY IN THE PHILIPPINES, CREATING THE BOARD OF RADIOLOGIC TECHNOLOGY, DEFINING ITS POWERS AND FUNCTIONS AND FOR OTHER PURPOSES

Be it enacted by the Senate and House of Representatives of the Philippines in Congress

SECTION 1. *Title.* This Act shall be known and cited as the "Radiologic Technology Act of 1992."

SEC. 2. *Statement of Policy.* - It is the policy of the State to upgrade the practice of radiologic technology in the Philippines for the purpose of protecting the public from the hazards posed by radiation as well as to ensure safe and proper diagnosis, treatment and research through the application of machines and/or equipment using radiation.

SEC. 3. *Definition of Terms.* - As used in this Act, the following terms shall mean:

- a. "X-ray technology" is an auxiliary branch of radiology which deals with the technical application of x-rays as aid in the diagnosis of diseases and injuries;
- b. "Radiologic technology" is an auxiliary branch of radiology which deals with the technical application of radiation, such as x-rays, beta rays, gamma rays, ultra sound and radio frequency rays, in the diagnosis and treatment of diseases;
- c. "X-ray technologist" is a bona fide holder of a certificate of registration for x-ray technology issued by the Board of Radiologic Technology in accordance with this Act;
- d. "Radiologic technologist" is a bona fide holder of a certificate of registration for radiologic technology issued by the Board of Radiologic Technology in accordance with this Act;
- e. "Radiology" is a branch of medical science which deals with the use of radiation in the diagnosis, treatment and research of diseases;
- f. "Radiologist" is a licensed physician who specializes in the diagnosis or treatment of diseases with the use of radiation;
- g. "Medical physicist" is a physicist who specializes in the application of the principles and techniques of physics in medicine;
- h. "Board" refers to the Board of Radiologic Technology; and
- i. "Commission, refers to the Professional Regulation Commission created under Presidential Decree Numbered Two hundred and twenty-three.

SEC. 4. *Practice of X-ray Technology.* - The practice of x-ray technology shall include any and all acts by which one renders, furnishes, or contracts to render or furnish professional service as an x-ray technologist.

An x-ray technologist shall also be considered in the practice of his profession if the nature and character of his employment requires professional knowledge in the art and science of x-ray technology and such employment or position requires that the holder thereof be an x-ray technologist.

Nothing in this Act shall be construed to disqualify other professionals duly registered with the Professional Regulation Commission from performing any of the acts abovementioned: *Provided*, That under the law or laws governing their respective professions, they may perform the said acts: *Provided further*, That no person shall use the title "X-ray Technologist" or any other title conveying the impression that he is an x-ray technologist without having been issued a certificate of registration as x-ray technologist by the Commission in the manner provided in this Act.

SEC. 5. *Practice of Radiologic Technology.* - The practice of radiologic technology shall include any and all acts by which one renders, furnishes, or contracts to render or furnish professional service as a radiologic technologist.

A radiologic technologist shall also be considered in the practice of his profession if the nature and character of his employment requires professional knowledge in the art and science of radiologic technology, and such employment or position requires that the holder thereof be a radiologic technologist.

Nothing in this Act shall be construed to disqualify other professionals duly registered with the Professional Regulation Commission from performing any of the acts abovementioned: *Provided*, That under the law or laws governing their respective professions, they may perform the said acts: *Provided further*, That no person shall use the title "Radiologic Technologist" or any other title conveying the impression that he is a radiologic technologist without having been issued a certificate of registration as radiologic technologist by the Commission in the manner provided in this Act.

SEC. 6. *Creation of the Board of Radiologic Technology.* - There is hereby created a Board of Radiologic Technology which shall be composed of a Chairman and four (4) members, all of whom shall be appointed by the President of the Philippines upon recommendation of the Professional Regulation Commission. The Commission shall recommend three (3) radiologic technologists from a list to be submitted by the association of radiologic technologists; one (1) radiologist from a list to be submitted by the association of radiologists; and one (1) medical physicist from a list to be submitted by the association of medical physicists: *Provided, however*, That the said associations are accredited in accordance with Presidential Decree Numbered Two hundred and twenty-three: *Provided, further*, That each person shall possess the qualifications prescribed in Section 7 of this Act.

SEC.7. *Qualifications of Board Members.* -

- a. Each member of the Board shall at the time of his appointment:
 1. Be a citizen and resident of the Philippines
 2. Be of good moral character;
 3. Be at least thirty (30) years of age; and

4. Is neither a member of the faculty, whether full time, part time or lecturer, of any school, college or university where a regular course in radiologic technology is taught, nor has any pecuniary interest, directly or indirectly, in such institution during his term of office as a Board member.
- b. Three (3) members of the Board, including the Chairman, shall at the time of their appointment:
 1. Be radiologic technologists; and
 2. Have at least ten (10) years practice as radiologic technologists prior to their appointment: *Provided*, That the three (3) radiologic technologists appointed as members of the first Board shall be deemed automatically registered as radiologic technologists upon assumption of their duties members.
- c. One (1) member of the Board shall at the time of his appointment:
 1. Be a radiologists; and
 2. Has at least ten (10) years practice as a radiologist prior to his appointment:
- d. One (1) member of the Board shall at the time of his appointment:
 1. Be a medical physicist; and
 2. Has at least ten (10) years practice as a medical physicist.

SEC. 8. *Term of Office.* - The members of the Board shall hold office for a term of three (3) years from the date of their appointment until their successors shall have been appointed and duly qualified: *Provided*, That the first appointees to the Board shall hold office for the following terms: the Chairman for three (3) years; two (2) members for two (2) years; and two (2) members for one (1) year. Vacancies shall be filled only for the unexpired term.

SEC. 9. *Duties and Functions of the Board.* - The Board shall have the following duties and functions:

- a. To enforce the provisions of this Act;
- b. To administer oaths in accordance with the provisions of this Act;
- c. To issue and, after due investigation, suspend or revoke certificates of registration for the practice of radiologic technology and x-ray technology;
- d. To investigate any violation of this Act or of the rules and regulations issued thereunder, as may come to the knowledge of the Board and, for this purpose, to issue subpoena and subpoena duces tecum to alleged violators or witnesses to secure their attendance in investigations or hearings, and the production of books, papers and documents in connection therewith and compel their attendance by the power to cite and punish for contempt;
- e. To conduct yearly board examinations to radiologic technology and x-ray technology examinees under the supervision of the Professional Regulation Commission;
- f. To look, from time to time, into the condition affecting the practice of radiologic technology and x-ray technology in the Philippines, and adopt such measures as may be deemed necessary for the maintenance of the standards and ethics of the profession;
- g. To promulgate such rules and regulations as may be necessary to carry out the provisions of this Act: *Provided*, That the same shall be issued only after the approval thereof by the Commission; and

h. To adopt a seal to authentic its official documents.

The Board shall exercise these powers and duties in accordance with Presidential Decree Numbered Two hundred and twenty-three.

SEC. 10. *Compensation of the Board.* - The members of the Board shall each receive the same compensation as members of other Boards under the supervision of the Commission as provided for in the General Appropriations Act.

SEC. 11. *Removal of Board Members.* - Any member of the Board may be removed from office by the President upon the recommendation of the Commission for neglect of duty, incompetence or unprofessional, immoral, or dishonorable conduct, or commission or toleration of irregularities in the conduct of the examinations, after having been given the opportunity to defend himself in a proper administrative investigation conducted by the Commission.

SEC. 12. *Supervision of the Board and Custody of Its Records.* - The members of the Board shall be under the general supervision of the Commission.

No record shall be removed, altered or examined without the prior authorization of the Board. All records, including examination papers, examination results, minutes of deliberation, records of administrative cases and investigations of the Board shall be kept by the Commission.

SEC. 13. *Rules and Regulations.* - Subject to the approval of the Commission, the Board shall set ethical and professional standards for the practice of radiologic technology and x-ray technology and adopt such rules and regulations as may be necessary to carry out the provisions of this Act. Such standards, rules and regulations shall take effect one (1) month after publication in any newspaper of general circulation.

SEC. 14. *Annual Report.* - The Board shall, at the end of each calendar year, submit to the Commission an annual report of its activities and proceedings during the year. Other information or data may be requested by the Commission as often as may be necessary and practicable.

SEC. 15. *Requirement for the Practice of Radiologic Technology and X-ray Technology.* - Unless exempt from the examinations under Sections 16 and 17 hereof, no person shall practice or offer to practice as a radiologic technologist and/or x-ray technologist in the Philippines without having obtained the proper certificate of registration from the Board.

SEC. 16. *Exemption from Examination in X-ray Technology.* - Examinations shall not be required of the following persons:

- a. The first members of the Board of Radiologic Technology as provided in Section 7 (b) hereof; and
- b. Those who, prior to the approval of this Act, have passed the Civil Service examination for x-ray technicians, or the examination for the private sector x-ray technicians, or the examination for chest x-ray technicians, or the proficiency examination for medical radiation technicians administered by the