STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION
DOA-2049 (R09/2016)

DIVISION OF EXECUTIVE BUDGET AND FINANCE
101 EAST WILSON STREET, 10TH FLOOR
P.O. BOX 7864
MADISON, WI 53707-7864
FAX: (608) 267-0372

ADMINISTRATIVE RULES
Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis
☒ Original ☐ Updated ☐ Corrected

2. Date
January 8, 2021

3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable)
RAD 7

4. Subject
Requirements for license and permit renewal and reinstatement

5. Fund Sources Affected
☐ GPR ☐ FED ☐ PRO ☐ PRS ☐ SEG ☐ SEG-S

6. Chapter 20, Stats. Appropriations Affected

7. Fiscal Effect of Implementing the Rule
☒ No Fiscal Effect ☐ Increase Existing Revenues ☐ Increase Costs ☐ Decrease Costs
☐ Indeterminate ☐ Decrease Existing Revenues ☐ Could Absorb Within Agency's Budget

8. The Rule Will Impact the Following (Check All That Apply)
☐ State's Economy
☐ Local Government Units
☐ Specific Businesses/Sectors
☐ Public Utility Rate Payers
☐ Small Businesses **(if checked, complete Attachment A)**

9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s. 227.137(3)(b)(1).
$0

10. Would Implementation and Compliance Costs Businesses, Local Governmental Units and Individuals Be $10 Million or more Over Any 2-year Period, per s. 227.137(3)(b)(2)?
☐ Yes ☒ No

11. Policy Problem Addressed by the Rule
The proposed rules specify requirements for late renewal of a radiographer license or limited x-ray machine operator permit and the requirements for reinstatement of a license or permit that has not been renewed within 5 years when the licensee or permit holder has unmet disciplinary requirements, or the license or permit has been denied at renewal, revoked, or surrendered.

12. Summary of the Businesses, Business Sectors, Associations Representing Business, Local Governmental Units, and Individuals that may be Affected by the Proposed Rule that were Contacted for Comments.
The proposed rule was posted on the Department of Safety and Professional Services' website for 14 days in order to solicit comments from businesses, representative associations, local governmental units, and individuals that may be affected by the rule. No comments were received.

13. Identify the Local Governmental Units that Participated in the Development of this EIA.
No local governmental units participated in the development of this EIA.

14. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred)
The proposed rule will not have a significant impact on specific businesses, business sectors, public utility rate payers, local governmental units, or the state's economy as a whole.

15. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule
The benefit to implementing the rule is providing clear requirements for the late renewal and reinstatement of a radiographer license and a limited x-ray machine operator permit. If the rule is not implemented, the requirements will remain unclear.

16. Long Range Implications of Implementing the Rule
The long range implication of implementing the rule is clarity in the requirements for the late renewal and reinstatement of a radiographer license and a limited x-ray machine operator permit.

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17. Compare With Approaches Being Used by Federal Government

None

18. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Illinois:

Rules of the Illinois Emergency Management Agency provide for accreditation in the practice of medical radiation technology in Illinois (32 Ill. Admin. Code 401). If an individual's accreditation is not renewed, the credential holder has the right at any time to submit an application for renewal of accreditation. The application reviewed and processed in accordance with the requirements for timely renewal of an accreditation, except that an individual may not legally apply ionizing radiation to human beings until the Agency has acted to grant the application for renewal of accreditation [32 Ill. Admin. Code 401.140 c) 6)].

When an individual's accreditation is suspended, the individual must surrender the credential to the Agency until the termination of the suspension period [32 Ill. Admin. Code 401.120 d)]. An individual whose accreditation has been revoked may seek reinstatement of accreditation by filing a petition for reinstatement with the Agency. The petition may be filed one year or more after the beginning of the revocation period. The individual must be afforded a hearing in accordance with 32 Ill. Adm. Code 200 and bears the burden of proof of establishing that the accreditation should be reinstated due to rehabilitation or other just cause [32 Ill. Admin. Code 401.120 e)].

Iowa:

641 IAC 42 provides for permits to operate ionizing radiation producing machines or administer radioactive materials in Iowa. A permit expires if it is not timely renewed, and may be reinstated if all of the following are submitted:

- An application to reinstate and a nonrefundable application fee.
- Any continuing education hours due at time of renewal.
- Proof that all stipulations of any order of disciplinary or enforcement action have been satisfied.

If a permit is expired 6 months or more, all requirements for applying for an initial permit must be met.

Michigan:

The State of Michigan does not license operators of x-ray machines, nor does it have any requirements relative to the licensure or credentialing of x-ray machine operators except for operators of mammography machines (Mich Admin Code, R 333.5630) and CT machines (Mich Admin Code, R 325.5705).

Minnesota:

Minn. Stat. 144.121, Subd. 5., provides the requirements for practicing as a limited x-ray machine operator. The statutes do not have any requirements for the licensure or credentialing of operators of x-ray machines.

19. Contact Name	20. Contact Phone Number
Dale Kleven	(608) 261-4472

This document can be made available in alternate formats to individuals with disabilities upon request.

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ATTACHMENT A

1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

2. Summary of the data sources used to measure the Rule's impact on Small Businesses

3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

☐ Less Stringent Compliance or Reporting Requirements
☐ Less Stringent Schedules or Deadlines for Compliance or Reporting
☐ Consolidation or Simplification of Reporting Requirements
☐ Establishment of performance standards in lieu of Design or Operational Standards
☐ Exemption of Small Businesses from some or all requirements
☐ Other, describe:

4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

5. Describe the Rule's Enforcement Provisions

6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

☐ Yes ☐ No