

House Engrossed

radiation therapy; rural counties

State of Arizona
House of Representatives
Fifty-seventh Legislature
Second Regular Session
2026

HOUSE BILL 2049

AN ACT

AMENDING TITLE 30, CHAPTER 4, ARTICLE 3, ARIZONA REVISED STATUTES, BY
ADDING SECTION 30-682; RELATING TO IONIZING RADIATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 30, chapter 4, article 3, Arizona Revised
3 Statutes, is amended by adding section 30-682, to read:

4 30-682. Rural counties; critical access hospitals; use of
5 particle accelerator for the treatment of human
6 disease; general supervision; definitions

7 A. IN A COUNTY WITH A POPULATION OF LESS THAN FOUR HUNDRED THOUSAND
8 PERSONS OR FOR A REGISTRANT THAT MEETS THE REQUIREMENTS FOR DESIGNATION AS
9 A CRITICAL ACCESS HOSPITAL AS PRESCRIBED IN 42 CODE OF FEDERAL REGULATIONS
10 PART 485, SUBPART F, THE DEPARTMENT SHALL ALLOW THE USE OF A PARTICLE
11 ACCELERATOR TO TREAT HUMAN DISEASES UNDER GENERAL SUPERVISION IF THE
12 REGISTRANT ENSURES ALL OF THE FOLLOWING:

13 1. THE REGISTRANT OR AN AUTHORIZED USER:

14 (a) HAS ESTABLISHED A WRITTEN PROTOCOL FOR THE APPLICATION OF
15 RADIATION TO A PATIENT FOR EACH PROCEDURE THAT MAY BE CONDUCTED BY A
16 RADIATION THERAPY TECHNOLOGIST UNDER THE GENERAL SUPERVISION OF AN
17 AUTHORIZED USER, INCLUDING FOLLOW-UP INSTRUCTIONS FOR THE PATIENT.

18 (b) REVIEWS AND, AS NECESSARY, REVISES THE WRITTEN PROTOCOL AT
19 LEAST ANNUALLY.

20 (c) DOCUMENTS THE REVIEW REQUIRED BY SUBDIVISION (b) OF THIS
21 PARAGRAPH WITH A SIGNATURE AND DATE OF SIGNATURE.

22 2. ANY PROCEDURE CONDUCTED PURSUANT TO THIS SUBSECTION IS NOT A
23 SPECIAL PROCEDURE.

24 3. A RADIATION THERAPY TECHNOLOGIST FOLLOWS THE APPLICABLE WRITTEN
25 PROTOCOL WHEN DELIVERING RADIATION TO A PATIENT.

26 4. AT LEAST EVERY SIX MONTHS AN AUTHORIZED USER:

27 (a) OBSERVES EACH RADIATION THERAPY TECHNOLOGIST WHILE THE
28 RADIATION THERAPY TECHNOLOGIST IS PERFORMING A PROCEDURE TO ENSURE THE
29 RADIATION THERAPY TECHNOLOGIST'S ADHERENCE TO THE APPLICABLE WRITTEN
30 PROTOCOL.

31 (b) DOCUMENTS THE AUTHORIZED USER'S OBSERVATION AND ASSESSMENT OF
32 THE RADIATION THERAPY TECHNOLOGIST.

33 5. AN AUTHORIZED USER IS ON-SITE AND AVAILABLE FOR CONSULTATION
34 ABOUT PATIENT CARE AT LEAST ONCE EVERY FIVE WORKING DAYS, AS VERIFIED IN
35 DOCUMENTATION MAINTAINED BY THE REGISTRANT.

36 6. THE HEALTH AND SAFETY OF A PATIENT ARE MAINTAINED.

37 B. A REGISTRANT THAT USES GENERAL SUPERVISION TO COMPLY WITH THE
38 REQUIREMENTS OF THIS SECTION SHALL DEVELOP, MAINTAIN AND IMPLEMENT
39 POLICIES AND PROCEDURES TO MONITOR BOTH:

40 1. THE PERFORMANCE OF EACH PROCEDURE BY A RADIATION THERAPY
41 TECHNOLOGIST UNDER GENERAL SUPERVISION.

42 2. THE QUALITY OF PATIENT CARE.

43 C. FOR THE PURPOSES OF THIS SECTION:

44 1. "AUTHORIZED USER" MEANS AN AUTHORIZED USER AS DEFINED IN RULE BY
45 THE DEPARTMENT.

1 2. "GENERAL SUPERVISION" MEANS THAT A RADIATION THERAPY
2 TECHNOLOGIST IS FURNISHED WITH A WRITTEN PROTOCOL FOR PERFORMING
3 PROCEDURES UNDER AN AUTHORIZED USER'S OVERALL DIRECTION AND CONTROL AND
4 THAT THE AUTHORIZED USER IS RESPONSIBLE FOR ENSURING THAT THE PROTOCOL FOR
5 THE PROCEDURE IS FOLLOWED BUT IS NOT REQUIRED TO BE PRESENT IN THE HEALTH
6 CARE INSTITUTION DURING THE PERFORMANCE OF THE PROCEDURE.

7 3. "RADIATION THERAPY TECHNOLOGIST" HAS THE SAME MEANING PRESCRIBED
8 IN SECTION 32-2801.

9 4. "REGISTRANT" MEANS A REGISTRANT AS DEFINED IN RULE BY THE
10 DEPARTMENT.

11 5. "SPECIAL PROCEDURE" MEANS A TYPE OF THERAPY THROUGH WHICH
12 RADIATION IS DELIVERED TO A PATIENT THROUGH FIVE OR FEWER FRACTIONS OR
13 WITH A DOSE PER FRACTION GREATER THAN SIX GY.

14 Sec. 2. Emergency

15 This act is an emergency measure that is necessary to preserve the
16 public peace, health or safety and is operative immediately as provided by
17 law.