



## Department of Health

KATHY HOCHUL  
Governor

JAMES V. McDONALD, M.D., M.P.H.  
Acting Commissioner

MEGAN E. BALDWIN  
Acting Executive Deputy Commissioner

January 4, 2023

Dear Registrant:

Re: Unlicensed Operators of X-ray Equipment

The purpose of this letter is to remind providers of X-ray services that **ONLY LICENSED PRACTITIONERS OR LICENSED RADIOLOGIC TECHNOLOGISTS, MAY POSITION PATIENTS, SET TECHNIQUES OR APPLY RADIATION TO PATIENTS**. Licensed practitioners are physicians, chiropractors, podiatrists, and dentists. Dental hygienists and dental assistants may perform dental radiographs. Podiatric assistants may operate a podiatric x-ray unit under the direct supervision of the podiatrist.

Nurses, nurse practitioners, secretaries, receptionists, physician assistants, medical assistants, or respiratory therapists may **NOT** position patients, move the x-ray source, set techniques, or expose patients unless they are licensed and currently registered as radiologic technologists with this Department.

Radiologic Technology has been a licensed profession in New York since 1965. Article 35 of the Public Health Law and Part 89 of the Administrative Rules and Regulations clearly define the practice of this profession. Providers with any questions are encouraged to call this office at (518) 402-7580 or email [BERP@health.ny.gov](mailto:BERP@health.ny.gov)

You are reminded that permitting, aiding, or abetting an unlicensed person to perform activities requiring a license is a misdemeanor and constitutes professional misconduct. Physicians may be referred to the Department's Office of Professional Medical Conduct. Chiropractors and Podiatrists may be referred to the Office of Professional Discipline of the State Department of Education. Allegations of this type, if proven, could result in disciplinary action against your license to practice your profession.

Thank you for your cooperation.

Sincerely,

Chief, Radiation Equipment Section  
Bureau of Environmental Radiation Protection

POST IN A CONSPICUOUS PLACE