

IN THE MATTER OF * **BEFORE THE MARYLAND**
JESSICA S. RICHARDSON, * **STATE BOARD OF**
Radiographer * **PHYSICIANS**
Respondent *
License Number: R0012612 * **Case Number: 2224-0186A**

* * * * *

CONSENT ORDER

Based on an investigation conducted by the Maryland State Board of Physicians (the “Board”), Disciplinary Panel A of the Board has grounds to charge **JESSICA S. RICHARDSON, radiographer** (the “Respondent”), License Number R0012612, with violating the Maryland Medical Practice Act (the “Act”), Md. Code Ann., Health Occ. (“Health Occ.”) §§ 14-101 *et seq.* (2021 Repl. Vol. & 2023 Supp.). Prior to the issuance of disciplinary charges, the Respondent agrees to enter into this public Consent Order, which consists of Findings of Fact, Conclusions of Law and Order.

Specifically, Disciplinary Panel A has grounds to charge the Respondent with violating the following provisions of the Act:

§ 14-5B-17. License required to practice radiation technology, nuclear medicine, radiation oncology/therapy technology

.....

- (c) Except as otherwise provided in this subtitle, a person may not practice, attempt to practice, or offer to practice radiography in this State unless licensed to practice radiography by the Board.

FINDINGS OF FACT

Disciplinary Panel A makes the following Findings of Fact:

I. Background

1. The Respondent was licensed to practice as a Radiographer in the State of Maryland on July 10, 2019, under License Number R0012612. The Respondent's license expired on April 30, 2021, and was later reinstated on March 27, 2024. The Respondent's license is active through April 30, 2025, subject to renewal.

2. The Respondent was also licensed to practice as a Radiation Therapist in the State of Maryland on April 6, 2017, under License Number O00900. The Respondent's Radiation Therapist license expired on April 30, 2023.

3. The Respondent began her employment as a "RAD TECH-PEAK PERIOD" at a health care facility (the "Facility")¹ in Maryland on July 22, 2019.

II. The Complaint

4. On March 5, 2024, the Board received an Application for Reinstatement of Radiographer filed by the Respondent.

5. Question #9 on the application asks the applicant to list the reasons for allowing her Maryland Radiographer license to expire. The applicant provided the following information; "moved to Virginia, different position."

6. Question #10 on the application asks the applicant to list reasons for seeking reinstatement of the Maryland Radiographer license. The applicant provided the following information; "will start working in MD as X-ray tech."

¹ The names of facilities and individuals in this document are confidential.

7. The Respondent initially listed her dates of employment with the Facility as June 2018 to May 2022, and provided her activity/position as “X-ray Tech.”

8. In a supplemental follow-up email, the Board asked the Respondent to describe her duties as an X-ray tech with the Facility between June 2018 and May 2022. In her response, the Respondent amended the dates and job title and stated, “while I was employed at [the Facility] from 06/19-05/22 I was an imaging Tech. I performed clinical medical imaging and verified images. I assisted my colleagues with transferring and lifting patients. Along with cleaning and helping to document charts.” She stated that while working at the Facility she also worked at a second facility as a Radiation Therapist.

9. In her reply to the Board’s inquiry, the applicant stated that she “reviewed [her] scope of Practice for Radiation Therapy Licensure and I am an imaging professional who perform[s] imaging and simulation procedures every day as part of my job duties.”

III. Board Investigation

10. As part of its investigation, the Board subpoenaed records; notified the Respondent of the Complaint and investigation; and requested a written response from the Respondent.

11. On May 24, 2024, the Respondent provided a written response to the investigation and stated:

I was operating as a PRN Imaging Technologist at [the Facility] during the dates you listed on the letter May 2021 to July 24, 2022. My title at [the Facility] was a PRN Imaging Technologist and I only processed x-rays and assisted with x-rays. At that time, I was also licensed with the State of Maryland as a radiation therapist, which I had a full time job at

[another facility] during that time. Under my scope of practice as a radiation therapist I am well within my right or licensure to operate and process x-ray and CT scans. I held a dual licensure with the state of Maryland for Radiographer and Radiation Therapist.

As a radiation therapist I perform x-ray and CBCT on every patient which at the time I was performing about 45 x-ray exam[s] a day at my full time job as a radiation therapist. This is within my scope of practice to perform x-ray exam[s] as that is part of my job title as a radiation therapist. Under Article 10.32.10.08 Scope of Practice - Radiation Therapy, I am authorized to perform imaging of patients and produce radiation for localization.

12. The Board's investigation determined that between May 2021 and July 24, 2022 the Respondent practiced as a Radiographer without a license.

CONCLUSIONS OF LAW

Based on the foregoing Findings of Fact, Disciplinary Panel A concludes as a matter of law that the Respondent practiced as a radiographer without a license, in violation of Health Occ. § 14-5B-17(c).

ORDER

It is, on the affirmative vote of a majority of the quorum of Board Disciplinary Panel A, hereby:

ORDERED that the Respondent shall pay a civil fine of **FIVE HUNDRED DOLLARS (\$500)** payable within six (6) months to the Board. The payment shall be by money order or bank certified check made payable to the Maryland Board of Physicians and mailed to P.O. Box 37217, Baltimore, Maryland 21297. The Board will not renew or reinstate the Respondent's license if the Respondent fails to pay the fine; and it is further

ORDERED that the effective date of the Consent Order is the date the Consent Order is signed by the Executive Director of the Board or her designee. The Executive Director signs the Consent Order on behalf of the disciplinary panel which has imposed the terms and conditions of this Consent Order; and it is further

ORDERED that this Consent Order is a public document. See Md. Code Ann., Health Occ. §§ 1-607, 14-411.1(b)(2) and Gen. Prov. § 4-333(b)(6).

10/09/2024
Date

Signature On File

Christine A. Farrelly, Executive Director
Maryland State Board of Physicians

CONSENT

I, **JESSICA S. RICHARDSON, radiographer**, assert that I am aware of my right to consult with and be represented by counsel in considering this Consent Order and in any proceedings that would otherwise result from the charges currently pending. I have chosen to proceed without counsel and I acknowledge that the decision to proceed without counsel is freely and voluntarily made.

By this Consent, I agree to be bound by this Consent Order and all its terms and conditions and understand that the disciplinary panel will not entertain any request for amendments or modifications to any condition.

I assert that I am aware of my right to a formal evidentiary hearing, pursuant to Md. Code Ann., Health Occ. § 15-315 and Md. Code Ann., State Gov't §§ 10-201 *et seq.* concerning the pending charges. I waive this right and have elected to sign this Consent Order instead.

I acknowledge the validity and enforceability of this Consent Order as if entered after the conclusion of a formal evidentiary hearing in which I would have had the right to counsel, to confront witnesses, to give testimony, to call witnesses on my behalf, and to all other substantive and procedural protections as provided by law. I waive those procedural and substantive protections. I acknowledge the legal authority and the jurisdiction of the disciplinary panel to initiate these proceedings and to issue and enforce this Consent Order.

I voluntarily enter into and agree to comply with the terms and conditions set forth in the Consent Order as a resolution of the charges. I waive any right to contest the Findings of Fact and Conclusions of Law and Order set out in the Consent Order. I waive

all rights to appeal this Consent Order.

I sign this Consent Order, without reservation, and fully understand the language and meaning of its terms.

10|7|24
Date

Signature On File

Jessica S. Richardson, radiographer

NOTARY

Virginia
STATE OF ~~MARYLAND~~
CITY/COUNTY OF Loudoun

I HEREBY CERTIFY that on this 7 day of October,
2024, before me, a Notary Public of the foregoing State and City/County personally
appear **JESSICA S. RICHARDSON, radiographer**, and made an oath in due form of
law that signing the foregoing Consent Order was her voluntary act and deed.

AS WITNESSETH my hand and notary seal.



Notary Public

My commission expires: 05/31/2028

