HOUSE RESEARCH

Bill Summary

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This bill establishes a civil cause of action against a person who engages in an "examination subversion practice." The action only applies to a licensing or certification examination in the field of radiologic technology (x-ray).

A number of activities are listed in the bill as constituting an examination subversion practice. Generally, these activities include cheating on an exam, taking exam questions or materials from the testing room, and the unauthorized distribution, sale, or purchase of exam questions.

A person damaged or likely to be damaged by an examination subversion practice is entitled to seek an injunction in court to prevent the activity from occurring, and to recover damages resulting from activities that have already occurred. A prevailing party in an action may also be awarded costs and disbursements, and is entitled to reasonable attorney's fees if the activities are willful, or if the allegations are made with knowledge that they are groundless.