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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 3338

- 03/05/2018 Authored by Johnson, B.; Hilstrom and Zerwas
- The bill was read for the first time and referred to the Committee on Health and Human Services Reform
- 03/28/2018 Adoption of Report: Amended and re-referred to the Committee on Government Operations and Elections Policy
- 04/09/2018 Adoption of Report: Re-referred to the Committee on Health and Human Services Finance

1.1 A bill for an act

1.2 relating to health; adding security screening systems to ionizing radiation-producing

1.3 equipment; authorizing rulemaking; appropriating money; amending Minnesota

1.4 Statutes 2016, section 144.121, subdivision 1a, by adding a subdivision.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2016, section 144.121, subdivision 1a, is amended to read:

1.7 Subd. 1a. **Fees for ionizing radiation-producing equipment.** (a) A facility with ionizing

1.8 radiation-producing equipment must pay an annual initial or annual renewal registration

1.9 fee consisting of a base facility fee of \$100 and an additional fee for each radiation source,

1.10 as follows:

- 1.11 (1) medical or veterinary equipment \$ 100
- 1.12 (2) dental x-ray equipment \$ 40
- 1.13 (3) x-ray equipment not used on \$ 100
- 1.14 humans or animals
- 1.15 (4) devices with sources of ionizing \$ 100
- 1.16 radiation not used on humans or
- 1.17 animals
- 1.18 (5) security screening system \$ 100

1.19 (b) A facility with radiation therapy and accelerator equipment must pay an annual

1.20 registration fee of \$500. A facility with an industrial accelerator must pay an annual

1.21 registration fee of \$150.

1.22 (c) Electron microscopy equipment is exempt from the registration fee requirements of

1.23 this section.

2.1 Sec. 2. Minnesota Statutes 2016, section 144.121, is amended by adding a subdivision to
2.2 read:

2.3 Subd. 9. **Exemption from examination requirements; operators of security screening**
2.4 **systems.** (a) This subdivision applies to security screening systems that are
2.5 radiation-producing equipment, designed and used for security screening of humans who
2.6 are in custody of a correctional or detention facility to image and identify contraband items
2.7 concealed within or on all sides of the body.

2.8 (b) For purposes of this subdivision, a correctional or detention facility means an agency
2.9 of the state or a political subdivision charged with detection, enforcement, or incarceration
2.10 in respect to state criminal or traffic laws and that is licensed as a correctional or detention
2.11 facility by the commissioner of corrections under section 241.021.

2.12 (c) An employee of a correctional or detention facility who operates a security screening
2.13 system that meets the definition under paragraph (a) and the facility in which an individual
2.14 who operates a security screening system are exempt from the requirements of subdivisions
2.15 5 and 6.

2.16 (d) An employee of a correctional or detention facility who operates a security screening
2.17 system that meets the definition under paragraph (a) and the facility in which an individual
2.18 operates a security screening system must meet the requirements of a variance to Minnesota
2.19 Rules, parts 4732.0305 and 4732.0565, issued under Minnesota Rules, parts 4717.7000 to
2.20 4717.7050, until permanent rules governing security screening systems are adopted under
2.21 section 3.

2.22 **EFFECTIVE DATE.** This section is effective 30 days following final enactment.
2.23 Paragraph (d) expires on the December 31 that occurs in the same year following the
2.24 publication in the State Register of rules adopted under section 3.

2.25 Sec. 3. **RULEMAKING.**

2.26 The commissioner may adopt permanent rules to implement Minnesota Statutes, section
2.27 144.121, subdivision 9.

2.28 Sec. 4. **APPROPRIATION.**

2.29 \$..... in fiscal year 2019 is appropriated from the state government special revenue fund
2.30 to the commissioner of health for the requirements of Minnesota Statutes, section 144.121.
2.31 The base for this appropriation is \$..... in fiscal year 2020 and \$0 in fiscal year 2021.