

A bill for an act

relating to health; making technical changes; eliminating radioactive material license renewal fee; establishing fees for ionizing radiation-producing equipment; modifying requirements for operating x-ray equipment; changing provisions; amending Minnesota Statutes 2006, sections 144.1205, subdivision 1; 144.121, subdivisions 1a, 5; repealing Minnesota Statutes 2006, section 144.121, subdivisions 1c, 4.

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

Section 1. Minnesota Statutes 2006, section 144.1205, subdivision 1, is amended to read:

Subdivision 1. **Application and license renewal fee.** When a license is required for radioactive material or source or special nuclear material by a rule adopted under section 144.1202, subdivision 2, an application fee according to subdivision 4 must be paid upon initial application for a license. The licensee must renew the license 60 days before the expiration date of the license ~~by paying a license renewal fee equal to the application fee under subdivision 4.~~ The expiration date of a license is the date ~~set by the United States Nuclear Regulatory Commission before transfer of the licensing program under section 144.1202 and thereafter as~~ specified by rule of the commissioner of health.

Sec. 2. Minnesota Statutes 2006, section 144.121, subdivision 1a, is amended to read:

Subd. 1a. ~~Fees for x-ray machines and other sources of ionizing radiation-producing equipment.~~ A facility with ~~x-ray machines or other sources of ionizing radiation-producing equipment~~ must ~~biennially~~ pay an annual initial or ~~biennial~~ annual renewal registration fee consisting of a base facility fee of ~~\$132~~ \$66 and an

additional fee for each ~~x-ray machine or other source of ionizing~~ radiation source, as follows:

(1) medical or veterinary equipment	\$	106 <u>53</u>
(2) dental x-ray equipment	\$	66 <u>33</u>
(3) accelerator	\$	132 <u>66</u>
(4) radiation therapy equipment	\$	132 <u>66</u>
x-ray equipment not used on humans or		
(5) animals	\$	106 <u>53</u>
(6) devices with sources of ionizing radiation not		
used on humans or animals	\$	106 <u>53</u>
(7) sources of radium	\$	198

Sec. 3. Minnesota Statutes 2006, section 144.121, subdivision 5, is amended to read:

Subd. 5. **Examination for individual operating x-ray equipment.** After January 1, 1997, an individual in a facility with x-ray equipment for use on humans that is registered under subdivision 1 may not operate, nor may the facility allow the individual to operate, x-ray equipment unless the individual has passed an examination approved by the commissioner of health, or an examination determined to the satisfaction of the commissioner of health to be an equivalent national, state, or regional examination, that demonstrates the individual's knowledge of basic radiation safety, proper use of ~~x-ray ionizing radiation-producing equipment, darkroom and film processing,~~ and quality assurance procedures. The commissioner shall establish by rule criteria for the approval of examinations required for an individual operating an x-ray machine in Minnesota.

Sec. 4. **REPEALER.**

Minnesota Statutes 2006, section 144.121, subdivisions 1c and 4, are repealed.