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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 3710

03/30/2016 Authored by Hilstrom

The bill was read for the first time and referred to the Committee on Health and Human Services Reform

1.1 A bill for an act
1.2 relating to health; adding security screening systems to ionizing
1.3 radiation-producing equipment; appropriating money; amending Minnesota
1.4 Statutes 2014, 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 2014, section 144.121, subdivision 1a, is amended to read:

1.7 Subd. 1a. **Fees for ionizing radiation-producing equipment.** (a) A facility with
1.8 ionizing radiation-producing equipment must pay an annual initial or annual renewal
1.9 registration fee consisting of a base facility fee of \$100 and an additional fee for each
1.10 radiation source, 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 systems \$

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
1.23 of this section.

1.24 Sec. 2. Minnesota Statutes 2014, section 144.121, is amended by adding a subdivision
1.25 to read:

2.1 Subd. 9. Exemption from examination requirements; operators of security
 2.2 screening systems. (a) This subdivision applies to security screening systems that are
 2.3 radiation-producing equipment, designed and used for security screening of humans who
 2.4 are in the custody of a correctional or detention facility to image and identify contraband
 2.5 items concealed within or on all sides of the body. For purposes of this subdivision,
 2.6 security screening systems must not be mobile, must not deliver an effective dose greater
 2.7 than ten microsieverts (one millirem) per scan in accordance with ANSI/HPS or successor
 2.8 requirements, and must operate in accordance with the manufacturer's specifications.

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

2.13 (c) An employee of a correctional or detention facility who operates a security
 2.14 screening system that meets the provisions of paragraph (a) and the correctional or
 2.15 detention facility where the employee operates a security screening system are exempt
 2.16 from the requirements of subdivisions 5 and 6.

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

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

2.26 Sec. 3. **RULEMAKING.**

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

2.29 Sec. 4. **APPROPRIATION.**

2.30 \$..... is appropriated from the state government special revenue fund to the
 2.31 commissioner of health for the requirements of sections 1 to 3.