

78th OREGON LEGISLATIVE ASSEMBLY—2015 Regular Session

Senate Bill 228

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SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Increases fees and fee limits for registering tanning devices and X-ray machines and issuing specific licenses for sources of radiation.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to sources of radiation; creating new provisions; amending ORS 453.729 and 453.757; and
3 declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 453.729 is amended to read:

6 453.729. (1) The Oregon Health Authority shall adopt by rule standards and a system of regis-
7 tration for tanning devices. Any entity doing business in this state as a tanning facility [*shall reg-*
8 *ister the tanning devices with the authority in a manner prescribed by rule*] **must register with the**
9 **authority, in a manner prescribed by the authority by rule, each tanning device at the tan-**
10 **ning facility that is accessible by an individual who is afforded the use of a tanning device**
11 **as a condition or benefit or as part of a membership in exchange for a fee or other com-**
12 **pensation.**

13 (2) The registration shall include payment of an annual registration fee, not to exceed [*\$100*]
14 **\$150** per tanning device, [*prescribed by rule*] in an amount **prescribed by the authority by rule**
15 **that is sufficient to cover the costs of administering the regulatory program.**

16 (3) The authority may conduct inspections of tanning facilities to ensure compliance with ORS
17 453.726 to 453.734.

18 **SECTION 2.** ORS 453.757 is amended to read:

19 453.757. (1) The Oregon Health Authority shall charge a biennial registration fee for a regis-
20 tration granted pursuant to ORS 453.752 in the following amounts [*for*]:

21 (a) **For a hospital, radiological, chiropractic, osteopathic or medical X-ray machine, [*\$228*]**
22 **\$285.**

23 (b) **For a hospital X-ray machine when X-ray machine inspection is performed by an accredited**
24 **radiology inspector, [*\$116*] \$145.**

25 (c) **For an industrial or podiatry X-ray machine, [*\$152*] \$190.**

26 (d) **For a dental, academic or veterinary X-ray machine, [*\$112*] \$140.**

27 (e) **For a microwave oven repair facility, [*\$112*] \$140.**

28 (2) The authority shall charge an annual license fee for a specific license granted pursuant to
29 ORS 453.665 that may not exceed [*\$3,000*] **\$5,000** as determined by [*rule of*] the authority by rule
30 and approved by the Oregon Department of Administrative Services.

NOTE: Matter in boldfaced type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in boldfaced type.

1 (3) The fees [*prescribed by the authority pursuant to*] described in subsections (1)(e) and (2) of
2 this section are due and payable as prescribed by [*rule of*] the authority by rule.

3 (4) The authority shall impose a \$264 fee for [*accreditation as a radiology inspector and a biennial*
4 *renewal fee of \$264*]:

5 (a) Initial accreditation as a radiology inspector; and

6 (b) Biennially renewing accreditation as a radiology inspector.

7 (5) All moneys received by the authority under subsections (1)(e) and (2) of this section shall be
8 paid into the State Treasury, deposited in the General Fund to the credit of the Public Health Ac-
9 count, and used [*exclusively*] by the authority exclusively for the purposes of ORS 453.605 to 453.800.

10 SECTION 3. The amendments to ORS 453.729 and 453.757 by sections 1 and 2 of this 2015
11 Act apply to fees imposed on and after the effective date of this 2015 Act.

12 SECTION 4. This 2015 Act being necessary for the immediate preservation of the public
13 peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect
14 on its passage.
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