

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass the A-Engrossed Measure
Vote:	4 - 0 - 1
Yeas:	Knopp, Kruse, Steiner Hayward, Monnes Anderson
Nays:	0
Exc.:	Shields
Prepared By:	Sandy Thiele-Cirka, Administrator
Meeting Dates:	4/23

WHAT THE MEASURE DOES: Modifies definition of medical imaging to include medical imaging procedures not related to clinical diagnosis and treatment. Defines “nonionizing radiation”. Prohibits person from performing medical imaging procedure on another person unless procedure is for medical purpose and is ordered and interpreted by licensed physician, nurse practitioner or physician assistant acting within scope of licensee’s authority. Exempts research and education. Allows Board of Medical Imaging to draft rules relating to research and education exemption.

ISSUES DISCUSSED:

- Commercial photo studios selling “keepsake” ultrasound products
- OBMI current regulatory authority
- Non-medical ultrasound risks
- Research and education exemption

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: The U.S. Food and Drug Administration warns that the health effects of ultrasound on fetal tissue are not fully understood, and that ultrasound should only be used for legitimate medical purposes. The Oregon Board of Medical Imaging (OBMI) has raised concerns relating to commercial photo studios in Oregon that sell expectant parents non-medical “keepsake” ultrasound movies or photos of fetuses.

The OBMI further notes that some parents who purchase a keepsake ultrasound from an untrained person might forego a diagnostic ultrasound from a trained professional. The OBMI asserts that photos from untrained personnel would likely fail to detect certain types of fetal abnormalities, with potentially dangerous consequences.

House Bill 2104-A expands the definition of medical imaging to include imaging procedures not related to clinical diagnosis and treatment, authorizing OBMI to regulate non-medical keepsake ultrasounds.