

Enrolled Senate Bill 228

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CHAPTER

AN ACT

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

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

SECTION 1. ORS 453.729 is amended to read:

453.729. (1) The Oregon Health Authority shall adopt by rule standards and a system of registration for tanning devices. Any entity doing business in this state as a tanning facility [*shall register the tanning devices with the authority in a manner prescribed by rule*] **must register with the authority, in a manner prescribed by the authority by rule, each tanning device at the tanning facility that is accessible by an individual who is afforded the use of a tanning device as a condition or benefit or as part of a membership in exchange for a fee or other compensation.**

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

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

SECTION 2. ORS 453.757 is amended to read:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Passed by Senate June 30, 2015

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Lori L. Brocker, Secretary of Senate

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Peter Courtney, President of Senate

Passed by House July 2, 2015

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Tina Kotek, Speaker of House

Received by Governor:

.....M,....., 2015

Approved:

.....M,....., 2015

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M,....., 2015

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Jeanne P. Atkins, Secretary of State