

# 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 **ensation.**

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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