

SENATE  
STATE OF MINNESOTA  
NINETIETH SESSION

S.F. No. 2585

(SENATE AUTHORS: INGEBRIGTSEN)

DATE	D-PG	OFFICIAL STATUS
02/22/2018	6162	Introduction and first reading Referred to Health and Human Services Finance and Policy
03/19/2018	6564a	Comm report: To pass as amended and re-refer to State Government Finance and Policy and Elections
03/21/2018	6794 6840a	Withdrawn and re-referred to Judiciary and Public Safety Finance and Policy Comm report: To pass as amended and re-refer to State Government Finance and Policy and Elections
03/22/2018		Comm report: To pass as amended and re-refer to Health and Human Services Finance and Policy

1.1 A bill for an act

1.2 relating to health; adding security screening systems to ionizing radiation-producing

1.3 equipment; authorizing rulemaking; appropriating money; amending Minnesota

1.4 Statutes 2016, 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 2016, section 144.121, subdivision 1a, is amended to read:

1.7 Subd. 1a. **Fees for ionizing radiation-producing equipment.** (a) A facility with ionizing

1.8 radiation-producing equipment must pay an annual initial or annual renewal registration

1.9 fee consisting of a base facility fee of \$100 and an additional fee for each radiation source,

1.10 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 system \$ 100

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 of

1.23 this section.

2.1 (d) For purposes of this section, a security screening system means radiation-producing  
 2.2 equipment designed and used for security screening of humans who are in custody of a  
 2.3 correctional or detention facility, and is used by the facility to image and identify contraband  
 2.4 items concealed within or on all sides of a human body. For purposes of this section, a  
 2.5 correctional or detention facility is a facility licensed by the commissioner of corrections  
 2.6 under section 241.021, and operated by a state agency or political subdivision charged with  
 2.7 detection, enforcement, or incarceration in respect to state criminal and traffic laws.

2.8 Sec. 2. Minnesota Statutes 2016, section 144.121, is amended by adding a subdivision to  
 2.9 read:

2.10 Subd. 9. **Exemption from examination requirements; operators of security screening**  
 2.11 **systems.** (a) An employee of a correctional or detention facility who operates a security  
 2.12 screening system and the facility in which the system is being operated are exempt from  
 2.13 the requirements of subdivisions 5 and 6.

2.14 (b) An employee of a correctional or detention facility who operates a security screening  
 2.15 system and the facility in which the system is being operated must meet the requirements  
 2.16 of a variance to Minnesota Rules, parts 4732.0305 and 4732.0565, issued under Minnesota  
 2.17 Rules, parts 4717.7000 to 4717.7050. This paragraph expires on December 31 of the year  
 2.18 that the permanent rules adopted by the commissioner governing security screening systems  
 2.19 are published in the State Register.

2.20 **EFFECTIVE DATE.** This section is effective 30 days following final enactment.

2.21 Sec. 3. **RULEMAKING.**

2.22 The commissioner of health may adopt permanent rules to implement Minnesota Statutes,  
 2.23 section 144.121, subdivision 9, by December 31, 2020. If the commissioner of health does  
 2.24 not adopt rules by December 31, 2020, rulemaking authority under this section is repealed.  
 2.25 Rulemaking authority under this section is not continuing authority to amend or repeal the  
 2.26 rule. Any additional action on rules once adopted must be pursuant to specific statutory  
 2.27 authority to take the additional action.

2.28 Sec. 4. **APPROPRIATION.**

2.29 \$..... in fiscal year 2019 is appropriated from the state government special revenue fund  
 2.30 to the commissioner of health for rulemaking under Minnesota Statutes, section 144.121.  
 2.31 The base for this appropriation is \$..... in fiscal year 2020 and \$0 in fiscal year 2021.