

HOUSE BILL No. 4906

June 5, 1991, Introduced by Reps. Johnson, Bender, Gilmer, Hillegonds, Ostling, Richard A. Young and Emerson and referred to the Committee on Appropriations.

A bill to amend section 13522 of Act No. 368 of the Public Acts of 1978, entitled as amended

"Public health code,"

as amended by Act No. 56 of the Public Acts of 1989, being section 333.13522 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 13522 of Act No. 368 of the Public Acts
2 of 1978, as amended by Act No. 56 of the Public Acts of 1989,
3 being section 333.13522 of the Michigan Compiled Laws, is amended
4 to read as follows:

5 Sec. 13522. (1) In promulgating rules pursuant to this
6 part, the department shall avoid requiring dual licensing, inso-
7 far as practical. Rules promulgated by the department may
8 provide for recognition of other state or federal licenses as the
9 department considers desirable, subject to registration

1 requirements prescribed by the department. A person who, on the
2 effective date of an agreement under Act No. 54 of the Public
3 Acts of 1965, being sections 3.801 to 3.802 of the Michigan
4 Compiled Laws, possesses a license issued by the federal govern-
5 ment for a source of ionizing radiation of the type for which the
6 state assumes regulatory responsibility under the agreement,
7 ~~shall be~~ IS considered to possess an identical license issued
8 pursuant to this part, which license ~~shall expire~~ EXPIRES
9 either 90 days after receipt of a written notice of termination
10 from the department ~~—~~ or on the date of expiration stated in
11 the federal license, whichever occurs first.

12 (2) The department ~~shall~~ MAY promulgate rules to establish
13 a schedule of fees to be paid by applicants for ~~specific~~
14 licenses for radioactive materials and devices and equipment uti-
15 lizing the RADIOACTIVE materials.

16 (3) The department ~~shall~~ MAY promulgate rules to establish
17 a schedule of fees to be paid by an applicant for a ~~specific~~
18 license for other sources of ionizing radiation and the renewal
19 of the ~~specific~~ license, and by a person possessing sources of
20 ionizing radiation ~~which~~ THAT are subject to registration. ~~—~~
21 ~~except that the~~ THE registration or registration renewal fee for
22 a radiation machine registered under this part is ~~\$30.00~~ \$45.00
23 for the first veterinary or dental x-ray or electron tube and
24 ~~\$15.00~~ \$25.00 for each additional veterinary or dental x-ray or
25 electron tube annually, or ~~\$50.00~~ \$75.00 annually per nonveter-
26 inary or nondental x-ray or electron tube. ~~plus~~ THE DEPARTMENT
27 SHALL NOT ASSESS A FEE FOR THE AMENDMENT OF A RADIATION MACHINE

1 REGISTRATION CERTIFICATE. IN ADDITION, THE DEPARTMENT SHALL
 2 ASSESS a fee of ~~-\$100.00-~~ \$200.00 for each followup inspection
 3 due to noncompliance during the same year. The department may
 4 accept a written certification from the licensee or registrant
 5 that the items of noncompliance have been corrected instead of
 6 PERFORMING a followup inspection. If the department does not
 7 inspect a source of ionizing radiation for a period of 5 consecu-
 8 tive years, the licensee or registrant of the source of ionizing
 9 radiation ~~shall be excused from payment of~~ DOES NOT HAVE TO PAY
 10 further license or registration fees as to that source of ioniz-
 11 ing radiation until the first license or registration renewal
 12 date following the time an inspection of the source of ionizing
 13 radiation is made.

14 (4) A fee collected under this part shall be deposited in
 15 the state treasury and credited to the general fund of this
 16 state.

17 (5) Except as otherwise provided in subsection (6), the
 18 department shall assess the following nonrefundable fees in con-
 19 nection with mammography authorization:

20	(a) Initial inspection, per radiation machine..	\$ 100.00-
21	(A) (b) Annual inspection INSPECTION, per	
22	radiation machine.....	\$ 100.00
23	(B) (c) Reinspection for reinstatement of mam-	
24	mography authorization, per radiation machine.....	\$ 100.00
25	(C) (d) Department evaluation of compliance	
26	with section 13523(2)(a), first radiation machine....	\$ 500.00
27	Each additional radiation machine.....	\$ 400.00.

1 (6) If an applicant for mammography authorization submits an
2 evaluation report issued by the American college of radiology
3 that evidences compliance with section 13523(2)(a), the depart-
4 ment shall waive the fee under subsection (5) for department
5 evaluation of compliance with that provision.

6 (7) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTIONS (3) AND (6),
7 THE DEPARTMENT SHALL NOT WAIVE A FEE REQUIRED UNDER THIS SECTION.