

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6994**

**BILL NUMBER:** SB 317

**NOTE PREPARED:** Jan 4, 2007

**BILL AMENDED:**

**SUBJECT:** Health Care Services by Out-of-State Entities.

**FIRST AUTHOR:** Sen. Miller

**BILL STATUS:** As Introduced

**FIRST SPONSOR:**

**FUNDS AFFECTED:**  GENERAL  
 DEDICATED  
 FEDERAL

**IMPACT:** State

**Summary of Legislation:** This bill requires the State Department of Health to issue registrations and maintain a registry for out-of-state mobile health care entities. The bill requires out-of-state mobile health care entities to register with the Department before doing business in Indiana.

**Effective Date:** July 1, 2007.

**Explanation of State Expenditures:** The cost of implementing this bill would be dependent upon the kind of testing being conducted by out-of state providers and the number of out-of-state providers involved in mobile testing within the state. The cost of expanding an existing registry or creating a new registry is not known at this time. [This information will be updated when an estimate is made available.]

The Indiana State Department of Health (ISDH) currently requires inspection and registration of all medical radiation machines used in the state. Machines brought into the state on a temporary basis must be inspected prior to the first human use.

Registration with the Department, however, is not required for temporary use, but it costs providers nothing if they do register. The types of technologies the Medical Radiology Services Program registers include: x-ray machines, CT scanners, bone density scanners that use ionizing radiation, and mammography machines, etc. The program does not register MRIs (magnetic resonance imaging scanners), lasers, or ultrasound technologies.

*Background Information:* IC16-41-35-26(d) requires that persons not required to have an Indiana general or specific license may not produce radiation or produce, use, store, sell, or otherwise dispose of radioactive

materials, radiation machines, or electronic products unless the person registers with the ISDH. There are no administrative fees associated with registration. ISDH regulations for medical radiology machines require routine internal record-keeping activities and periodic inspections to be made by approved physicists/inspectors. The program also regulates and enforces limits for occupational exposure to radiation.

The Medical Radiology Services Program registers all ionizing radiation machines in the state and requires inspections of medical radiation machines and facilities on a regular basis. All mammography imaging equipment is required to be inspected and registered under a federal contract program. The program registers lithotriptors, certain nuclear medicine machines licensed by the NRC, and ionizing radiation machines used in industrial applications, but does not require inspection of these machines. Ultrasound imaging machines, MRIs, and lasers are not registered or inspected by the program. The program has posted lists of approved physicists/inspectors on the ISDH website. Owners of machines required to be inspected are responsible for obtaining and paying for the required inspections. Inspection results are reported to the program by approved inspectors. The program initiates enforcement activities by issuing violation notices based on the inspection reports. There are no registration or license fees charged for radiation devices.

*Appropriation Background:* The Medical Radiology Services Program is funded from state appropriations made for the administration of the ISDH. The ISDH administrative appropriations were made from the dedicated Tobacco Master Settlement Agreement Fund for FY 2006 and FY 2007. Revenues from fees and penalties collected by the Department are deposited in the state General Fund with augmentation allowed in amounts not to exceed the additional revenue from fees or penalties received after July 1, 2003. The funding source of the FY 2008 and FY 2009 ISDH administrative appropriations will be determined by the General Assembly.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** Indiana State Department of Health.

**Local Agencies Affected:**

**Information Sources:** Medical Radiology Services, Indiana Department of Health.

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