

[First Reprint]

**SENATE, No. 617**

**STATE OF NEW JERSEY**  
**214th LEGISLATURE**

PRE-FILED FOR INTRODUCTION IN THE 2010 SESSION

**Sponsored by:**

**Senator ROBERT M. GORDON**

**District 38 (Bergen)**

**Senator PAUL A. SARLO**

**District 36 (Bergen, Essex and Passaic)**

**Assemblywoman JOAN M. VOSS**

**District 38 (Bergen)**

**Assemblywoman CAROLINE CASAGRANDE**

**District 12 (Mercer and Monmouth)**

**Co-Sponsored by:**

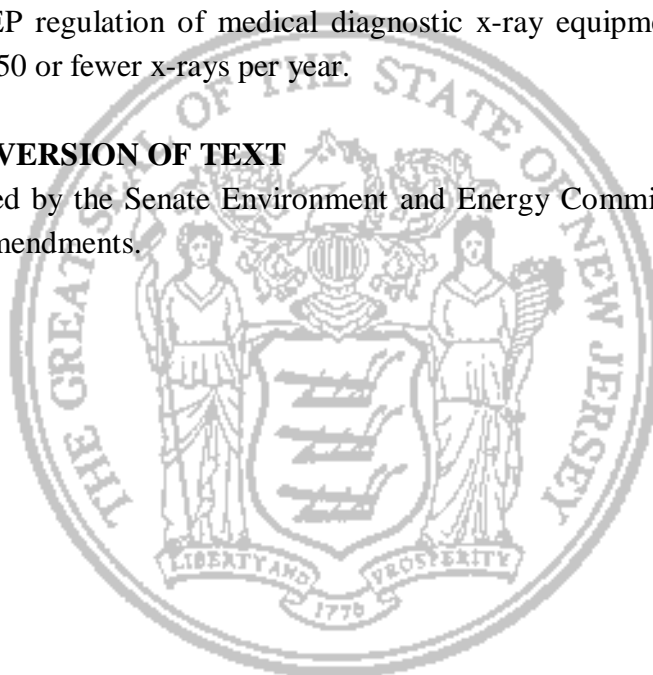
**Senator Cardinale, Assemblymen Diegnan, Giblin and Prieto**

**SYNOPSIS**

Limits DEP regulation of medical diagnostic x-ray equipment in facilities performing 750 or fewer x-rays per year.

**CURRENT VERSION OF TEXT**

As reported by the Senate Environment and Energy Committee on June 3, 2010, with amendments.



**(Sponsorship Updated As Of: 3/15/2011)**

1 AN ACT concerning certain medical diagnostic x-ray equipment  
2 installations and supplementing Title 26 of the Revised Statutes.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6

7 1. The provisions of any rules and regulations adopted by the  
8 Department of Environmental Protection pursuant to P.L.1958,  
9 c.116 (C.26:2D-1 et seq.), or any other law, to the contrary  
10 notwithstanding, the department shall limit any monitoring and  
11 regulatory requirements pertaining to medical diagnostic x-ray  
12 equipment at facilities or practices performing 750 or fewer  
13 diagnostic x-rays per year to **[equipment] the<sup>1</sup>** testing, inspection  
14 and calibration **'of the radiation emitting equipment'** and to the  
15 required use of protective aprons, radiation shields, or other  
16 measures necessary to protect the health and safety of patients or  
17 persons operating the diagnostic x-ray equipment. **'The department**  
18 **shall not require the testing of chemicals or a processor used to**  
19 **develop x-ray film at those facilities.'**<sup>1</sup>

20

21 2. The Department of Environmental Protection shall not  
22 enforce, and no person shall be required to comply with, the  
23 provisions of any rules and regulations adopted by the department  
24 pursuant to P.L.1958, c.116 (C.26:2D-1 et seq.) that are inconsistent  
25 with the provisions of section 1 of this act.

26

27 3. The department shall adopt, pursuant to the "Administrative  
28 Procedure **[Act],** Act,"<sup>1</sup> P.L.1968, c.410 (C.52:14B-1 et seq.) any  
29 rules or regulations necessary to effectuate the provisions of section  
30 1 of this act.

31

32 4. This act shall take effect immediately.

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined **thus** is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Senate SEN committee amendments adopted June 3, 2010.