

**STATE OF RHODE ISLAND
RHODE ISLAND DEPARTMENT OF HEALTH
CONCISE STATEMENT OF PROPOSED NON-TECHNICAL AMENDMENTS
(AMENDMENTS TO EXISTING REGULATIONS)**

In accordance with the Administrative Procedures Act, R.I. Gen. Laws § 42-35-1.7(b)(8), the following is a concise statement of proposed non-technical amendments to *Fee Structure for Licensing, Laboratory and Administrative Services Provided by the Department of Health (216-RICR-10-05)*

Amendment Coordinates	Rationale/Summary of Change
§ 2.9 (Health Professional Fees)	<ul style="list-style-type: none"> • Under the subsection entitled “Food Business” the following wording is added - Marriage and Family Therapist: Associate § 5-63.2-10(a)(1) \$130.00. • Under the subsection entitled “Medical Marijuana Program” the following fees are removed: <ul style="list-style-type: none"> ○ Medical Marijuana Caregiver: Annual Fee for Registry Identification Card - § 21-28.6-5(b) - \$100.00 ○ Medical Marijuana Patient: Annual Fee for Registry Identification Card - § 21-28.6-5(b) - \$50.00 ○ Medical Marijuana Patient/Primary Caregiver: Annual Fee for Registry Identification Card for qualifying patients or primary caregivers who submit satisfactory evidence to the Department of being a recipient of Medicaid, Supplemental Security Income (SSI), Social Security Disability - § 21-28.6-5(b) - \$25.00 ○ Medical Marijuana Minor Patient: Annual Fee for Registry Identification Card- § 21-28.6-5(b) - \$50.00 ○ Authorized Purchaser Fee for Registry - § 21-28.6-5(b) - \$50.00
§ 2.11 (Food Protection Fees)	<ul style="list-style-type: none"> • Under the subsection entitled “Food Business” the following wording is added - Cottage Food Manufacture: Annual Registration § 21-27-6.2 (4) \$65.00.
§ 2.14 (Radioactive Material, X-Ray, and Tanning Fees): raises fees for the following radioactive materials categories:	<ul style="list-style-type: none"> • 1A-SNM in Sealed Sources in Devices: Application • 1A-SNM in Sealed Sources in Devices: Annual Fee • 2B-Source Material in Shielding: Application • 2B-Source Material in Shielding: Annual Fee • 3A2-Limited Manufacturing/Commercial Distribution: Application for those with 1-5 locations • 3A2-Limited Manufacturing/Commercial Distribution: Annual Fee for those with 1-5 locations • 3D-Industrial Radiography: Application for those with 1-5 locations • 3D-Industrial Radiography: Annual Fee for those with 1-5 locations • 3E-Self-Shielded Irradiator: Application • 3E-Self-Shielded Irradiator: Annual Fee • 3F1-Exposed Source Irradiator ≤10000 Ci: Application • 3F1-Exposed Source Irradiator ≤10000 Ci: Annual Fee • 3F2-Exposed Source Irradiator >10000 Ci: Application • 3F2-Exposed Source Irradiator >10000 Ci: Annual Fee • 3G1-GL Distribution with SS&D Evaluation: Application • 3G1-GL Distribution with SS&D Evaluation: Annual Fee

Amendment Coordinates	Rationale/Summary of Change
	<ul style="list-style-type: none"> • 3G2-GL Distribution with no SS&D Evaluation: Application • 3G2-GL Distribution with no SS&D Evaluation: Annual Fee • 3I1 Service for Other Licensees Except Licenses that Authorize Only Calibration and/or Leak Testing: Application • 3I1 Service for Other Licensees Except Licenses that Authorize Only Calibration and/or Leak Testing: Annual Fee • 3K1-Broadscope Research & Development • 3K1-Broadscope Research & Development • 3K2-Limited Scope Research & Development: Application • 3K2-Limited Scope Research & Development: Annual Fee • 3L-Other Applications Except 4A through 8A: Application for those with 1-5 locations • 3L-Other Applications Except 4A through 8A: Annual Fee for those with 1-5 locations • 4A-RadWaste for Commercial Disposal: Annual Fee • 4B-RadWaste for Packaging/Repackaging: Application • 4B-RadWaste for Packaging/Repackaging: Annual Fee • 4C-Prepackaged RadWaste for Transfer: Application • 4C-Prepackaged RadWaste for Transfer: Annual Fee • 5A-Well Logging: Application • 5A-Well Logging: Annual Fee • 6A-Nuclear Laundry: Application • 6A-Nuclear Laundry: Annual Fee • 7A-Sealed Sources for Gamma Stereotactic Radiosurgery units, Teletherapy devices, or similar beam therapy devices: Application • 7A-Sealed Sources for Gamma Stereotactic Radiosurgery units, Teletherapy devices, or similar beam therapy devices: Annual Fee • 7B-Limited Scope Medical: Application for those with 1-5 locations • 7B-Limited Scope Medical: Annual Fee for those with 1-5 locations • 7D-Broadscope Medical: Application for those with 1-5 locations • 7D-Broadscope Medical: Annual Fee for those with 1-5 locations • 8A-Civil Defense: Application • 8A-Civil Defense: Annual Fee
	<p>§ 2.14 (Radioactive Material, X-Ray, and Tanning Fees): lowers fees for the following radioactive materials categories:</p> <ul style="list-style-type: none"> • 2C-Other Source Material Applications: Application • 2C-Other Source Material Applications: Annual Fee • 3A1-Broadscope Manufacturing/Commercial Distribution: Application, for those with 1-5 locations • 3A1-Broadscope Manufacturing/Commercial Distribution: Annual Fee, for those with 1-5 locations • 3B1-Medical Manufacturing & Distribution or Redistribution: Application, for those with 1-5 locations • 3B1-Medical Manufacturing & Distribution or Redistribution: Annual Fee, for those with 1-5 locations
	<p>§ 2.14 (Radioactive Material, X-Ray, and Tanning Fees): creates the following licensure categories and associated fees for the following radioactive materials:</p>

Amendment Coordinates	Rationale/Summary of Change
	<ul style="list-style-type: none"> • 3A1-Broadscope Manufacturing/Commercial Distribution: Application, for those with ≥ 6 locations \$37,000.00 • 3A1-Broadscope Manufacturing/Commercial Distribution: Annual Fee, for those with ≥ 6 locations \$37,000.00 • 3A2-Limited Manufacturing/Commercial Distribution: Application for those with ≥ 6 locations \$12,900.00 • 3A2-Limited Manufacturing/Commercial Distribution: Annual Fee for those with ≥ 6 locations \$12,900.00 • 3B1-Medical Manufacturing & Distribution or Redistribution: Application for those with ≥ 6 locations \$12,100.00 • 3B1-Medical Manufacturing & Distribution or Redistribution: Annual Fee for those with ≥ 6 locations \$12,100.00 • 3D-Industrial Radiography: Application for those with ≥ 6 locations \$39,400.00 • 3D-Industrial Radiography: Annual Fee for those with ≥ 6 locations \$39,400.00 • 3H – Production of accelerator-produced radionuclides: Application, Fee: \$24,200.00 • 3H – Production of accelerator-produced radionuclides: Annual Fee, Fee: \$24,200.00 • 3I2-Service for other licensees that only authorize calibration and/or leak testing: application, Fee: \$9,900.00 • 3I2-Service for other licensees that only authorize calibration and/or leak testing: annual fee, Fee: \$9,900.00 • 3K1-Broadscope Research & Development that do not Authorize Commercial Distribution: for those with ≥ 6 locations \$16,900.00 • 3K1-Broadscope Research & Development that do not Authorize Commercial Distribution: Annual Fee for those with ≥ 6 locations \$16,900.00 • 3L-Other Applications Except 4A through 8A: Application for those with ≥ 6 locations \$13,200.00 • 3L-Other Applications Except 4A through 8A: Annual Fee for those with ≥ 6 locations \$13,200.00 • 7A-Sealed Sources for Gamma Stereotactic Radiosurgery units, Teletherapy devices, or similar beam therapy devices: Application for those with ≥ 6 locations \$36,700.00 • 7A-Sealed Sources for Gamma Stereotactic Radiosurgery units, Teletherapy devices, or similar beam therapy devices: Annual Fee for those with ≥ 6 locations \$36,700.00 • 7B-Limited Scope Medical: Application for those with ≥ 6 locations \$17,100.00 • 7B-Limited Scope Medical: Annual Fee for those with ≥ 6 locations \$17,100.00 • 7D-Broadscope Medical: Application for those with ≥ 6 locations \$50,200.00 • 7D-Broadscope Medical: Annual Fee for those with ≥ 6 locations \$50,200.00
	<p>§ 2.14 (Radioactive Material, X-Ray, and Tanning Fees): removes the following radioactive materials categories:</p> <ul style="list-style-type: none"> • 3B2-Medical Distribution & Redistribution: Application • 3B2-Medical Distribution & Redistribution: Annual Fee
	<p>§ 2.14 (Radioactive Material, X-Ray, and Tanning Fees): renames the following radioactive materials categories:</p> <ul style="list-style-type: none"> • 3B1-Medical Manufacturing & Distribution: Application to 3B1-Medical Manufacturing & Distribution or Redistribution: Application for those with 1-5 locations

Amendment Coordinates	Rationale/Summary of Change
	<ul style="list-style-type: none"> • 3B1-Medical Manufacturing & Distribution: Annual Fee to 3B1-Medical Manufacturing & Distribution or Redistribution: Annual Fee for those with 1-5 locations • 3I-Service: Application to 3I1 Service for other licensees except licenses that authorize only calibration and/or leak testing: Application • 3I-Service Application: Annual Fee to 3I1 Service for other licensees except licenses that authorize only calibration and/or leak testing: Annual Fee • 3K1-Broadscope Research & Development Application to 3K1-Broadscope Research & Development that do not Authorize Commercial Distribution: Application for those with 1-5 locations • 3K1-Broadscope Research & Development Application to 3K1-Broadscope Research & Development that do not Authorize Commercial Distribution: Annual Fee for those with 1-5 locations • 3K2-Limited Scope Research & Development: Application to 3K2-Limited Scope Research & Development that do not Authorize Commercial Distribution: Application • 3K2-Limited Scope Research & Development: Annual Fee to 3K2-Limited Scope Research & Development that do not Authorize Commercial Distribution: Annual Fee • 4C-RadWaste for Transfer: Application to 4C-Prepackaged RadWaste for Transfer: Application • 4C-RadWaste for Transfer: Annual Fee to 4C- Prepackaged RadWaste for Transfer: Annual Fee • 7A-Sealed Sources for Teletherapy: Application to 7A-Sealed Sources for Gamma Stereotactic Radiosurgery units, Teletherapy devices, or similar beam therapy devices: Application for those with 1-5 locations • 7A-Sealed Sources for Teletherapy: Annual Fee to 7A-Sealed Sources for Gamma Stereotactic Radiosurgery units, Teletherapy devices, or similar beam therapy devices: Annual Fee for those with 1-5 locations
	<p>§ 2.14 (Radioactive Material, X-Ray, and Tanning Fees): revises language for the following radioactive materials categories:</p> <ul style="list-style-type: none"> • 2A-Source Material in Recovery Operation: Full Cost to 2A-Source Material in Recovery Operation: Application, Full Cost • 2A-Source Material in Recovery Operation: Annual Fee, Full Cost to 2A-Source Material in Recovery Operation: Annual Fee, There are no current NRC licensees in this fee category. No annual fee has been established. • 5B-Field Flood Tracer Studies: Annual Fee, Full Cost to 5B-Field Flood Tracer Studies: Annual Fee, There are no current NRC licensees in this fee category. No annual fee has been established.
	<p>§ 2.14 (Radioactive Material, X-Ray, and Tanning Fees): raises fees for the following X-Ray facility categories:</p> <ul style="list-style-type: none"> • Facilities Utilizing X-Ray Equipment for Non-healing Arts Application Not Otherwise Defined: Annual Registration • Dental X-ray Facility: Annual Registration • Hospital Radiology Facility: Annual Registration • Industrial Radiography Facility: Annual Registration

Amendment Coordinates	Rationale/Summary of Change
	<ul style="list-style-type: none"> • Industrial Radiation Machine (Type A) Facility: Annual Registration • Industrial Radiation Machine (Type B) Facility: Annual Registration • Particle Accelerator Facility: Annual Registration • Provider of X-ray Services: Annual Registration • Radiation Physics Services: Annual Registration • Radiation Therapy Facility: Annual Registration • Radiology Facility: Annual Registration • Specific Radiology Facility (Single Category): Annual Registration • Specific Radiology Facility (Multiple Categories): Annual Registration • Veterinary X-ray Facility: Annual Registration • Combined Annual Registration (at single location or address) <p>§2.15 (Fees for Clinical Laboratory Services Provided by the State Health Laboratories)</p> <ul style="list-style-type: none"> • Under the subsection entitled “Test”, the following wording is added: • “SARS-CoV-2, Influenza A, and Influenza B Multiplex 87636 Infectious agent detection by nucleic acid (DNA or RNA); severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2) Coronavirus disease [COVID-19] and influenza virus types A and B, multiplex amplified probe technique § 23-1-3(b) §142.63” • “SARS-CoV-2, Influenza A, Influenza B, and respiratory syncytial virus Multiplex 87637 Infectious agent detection by nucleic acid (DNA or RNA); severe acute respiratory syndrome coronavirus 2 (SARS CoV-2) (Coronavirus disease [COVID-19]), influenza virus types A and B, and respiratory syncytial virus, multiplex amplified probe technique § 23-1-3(b) §142.63”