

1 10A NCAC 15 .1423 is proposed for amendment as follows:

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10A NCAC 15 .1423 FEES AND PAYMENT

~~(a)~~ This Rule establishes fees for persons registered pursuant to the provisions of this Section to cover the anticipated costs of tanning equipment inspection and enforcement activities of the agency.

~~(b)~~ (a) Annual fees established in this Rule ~~are~~ shall be due on the first day of July of each year.

~~(c)~~ (b) Notwithstanding Paragraph ~~(b)~~ (a) of this Rule, when a new registration is issued by the ~~agency~~ Radiation Protection Section after the first day of July of any year, the initial fee is due on the date of issuance of the registration.

~~(d)~~ (c) The initial fee in Paragraph ~~(c)~~ (b) of this Rule shall be computed as follows:

- (1) When any new registration is issued before the first day of January of any year, the initial fee is the full amount specified in this Rule; and
- (2) When any new registration is issued on or after the first day of January of any year, the initial fee is one-half of the amount specified in this Rule.

~~(e)~~ All fees received by the agency pursuant to provisions of this Rule are nonrefundable.

~~(f)~~ (d) Each registrant may pay all fees by cash, ~~check~~ check, or money order ~~provided:~~ as follows:

- (1) Checks or money orders shall be made payable to "Radiation Protection ~~Section~~", Section," and mailed to 1645 Mail Service Center, Raleigh, NC 27699-1645 or delivered to the agency office at ~~3825 Barrett Drive, Raleigh, NC 27609 7221;~~ and 5505 Creedmoor Road, Suite 100, Raleigh, NC 27612; and
- (2) Cash payments shall be made only by appointment by calling the agency at ~~919/571 4141~~ 919/814-2250 and delivered to the agency office at ~~3825 Barrett Drive, Raleigh, NC 27609 7221.~~ 5505 Creedmoor Road, Suite 100, Raleigh, NC 27612.

~~(g)~~ (e) Within five days after the due dates established in Paragraphs ~~(b)~~ and ~~(c)~~ (a) and (b) of this Rule, the agency shall mail to each ~~registrant,~~ registrant who has not already submitted ~~payment,~~ payment a notice ~~which~~ that indicates the due date, the amount of fees due, and the delinquent date.

~~(h)~~ (f) Payment of fees established in this Rule ~~is~~ shall be delinquent if not received by the agency within 60 days after the due date specified in Paragraphs ~~(b)~~ and ~~(c)~~ (a) and (b) of this Rule.

~~(i)~~ (g) If a registrant remits a fee in the form of a check or other instrument ~~which~~ that is uncollectible from the paying institution, the agency shall notify the registrant by certified mail and allow the registrant 15 days to correct the matter, ~~which includes~~ including payment of any fee charged to the agency by a banking institution.

~~(j)~~ (h) If payment of fees is uncollectible from the paying institution or not submitted to the agency by the delinquent date, the agency may institute legal action to collect.

~~(k)~~ (i) Annual fees for persons registered pursuant to provisions of this Section are as listed in the following table:

Type of registered facility	Letters appearing in registration number	Facility plus first piece of tanning equipment	Each additional piece of tanning equipment
Tanning Facility	B	\$200.00	\$30.00

Tanning Equipment Services	F	\$200.00	NA
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*History Note: Authority G.S. 104E-7(a)(4); 104E-9(a)(8); 104E-19(a);
Eff. July 1, 1994;
Amended Eff. July 1, 2011; August 1, 2007; August 1, 2002;
Transferred and Recodified from 15A NCAC 11 .1423 Eff. February 1, ~~2015~~; 2015;
Amended Eff. May 1, 2016.*