

## **Title 15: Mississippi State Department of Health**

### **Part 21: Division of Radiological Health**

#### **Subpart 78: Radiological Health**

## **Chapter 1 REGULATIONS FOR CONTROL OF RADIATION IN MISSISSIPPI**

### **Subchapter 1 General Provisions**

Rule 1.1.18 **Fees:** The Agency is authorized to charge and collect fees in accordance with the categories established in Section 45-14-31 (Schedule of Fees) of the Mississippi Code of 1972, Annotated. For all categories not listed in the above, the Board of Health is authorized in accordance with Section 41-3-15 of the Mississippi Code of 1972, Annotated to charge and collect reasonable fees for radioactive material licenses, general licenses, x-ray registrations, x-ray services, reciprocity licenses and registrations, accelerators, neutron generators, nuclear reactors, and naturally occurring radioactive materials (NORM). The fees shall not exceed the estimated cost to the Agency for performing licensing, registration, inspection, and other regulatory duties.

1. Scope and Purpose

- a. It is the purpose of these regulations to establish a fee for funding the monitoring, investigation, and other activities required to be conducted for the maintenance of a safe and healthful environment by the Mississippi State Department of Health in accordance with the Mississippi Radiation Protection Law of 1976 (Act). Fees are required for all licenses, registrations, and variances authorized by the Act.

2. Application Fees

- a. Each applicant or amendment thereto for which a fee is prescribed shall be accompanied by a remittance in the full amount of the fee. No application or amendment thereto shall be accepted or processed prior to payment of the full amount specified. No license, registration, or variance shall be issued, unless otherwise authorized by the administrative authority, until such check or draft has been accepted by the bank or drawee and the department's account has been credited with the amount of the fee in full.
- b. Payment of the prescribed annual fee does not automatically renew the license or registration, or approval for which the fee is paid. License

renewal applications must be filed in accordance with Rule 1.2.6 and/or Subchapter 3 (10 CFR 30.37).

3. Annual Fees

- a. All activities for which an annual fee is provided shall be subject to the payment of such fee by the due date indicated on the invoice upon written application to, and approval of , the administrative authority, may be paid in installments over a period nor to exceed six months, according to a payment schedule established by the administrative authority.

4. Reciprocal Agreements—Licenses and Registrants

- a. Persons operating within Mississippi under the provision of Rule 1.2.10 and/or Subchapter 17 (10 CFR 150.20) shall submit to the Mississippi State Department of Health Division of Radiological Health the annual fee of the applicable category before the first entry into the state. The fee will allow reciprocal recognition of the license or registration for one year from the date of receipt.

5. Determination of Fee

- a. The fee for each applicable category is listed in Appendix A.
- b. In the case of licenses that authorize more than one activity, the total fee will be for the activity assigned the higher fee.
- c. Licenses that are amended and that result in a change in the Appendix A category to a more costly license shall be assessed the entire fee for that type of license effective with the amendment.
- d. Electronic products that are in storage are subject to the same initial application fee and annual fee unless the X-ray unit is rendered permanently incapable of producing radiation and this fact is documented in writing to the Mississippi State Department of Health Division of Radiological Health.
- e. Electronic products that are no longer possessed by the registrant (e.g., sold, donated, or transferred) shall not be subject to the annual fee, provided written documentation is received by the invoice due date, which includes the name address, and telephone number to whom possession was transferred.

6. Methods of Payment

- a. All payments made by check, draft, or money order shall be payable to the Mississippi State Department of Health, and mailed to the Department at the address provided on the invoice.

- b. Cash is not an acceptable form of payment.
7. Late Payment Fee
- a. Payments not received within 90 days of the due date will be charged a late payment fee. Any late payment fee shall be calculated from the due date indicated on the invoice.
  - b. Payments not received by the department after 90 days from the due date will be assessed a 5 percent late fee on the original assessed fee as invoiced on the second billing.
  - c. Payments not received by the department after 180 days from the due date will be assessed an additional 5 percent late fee on the original assessed fee as invoiced on the third and final billing.
8. Failure to Pay
- a. Failure to pay the prescribed application fee or annual fee as provided herein, within 180 days after the due date, will constitute a violation of these regulations and shall subject the person to applicable enforcement action under the Act including, but not limited to, revocation or suspension of the applicable license, registration, or variance.
9. Effective Date
- a. The schedule of fees prescribed herein shall be effective on July 1, 2016.
10. Multiple Locations
- a. Those persons possessing licenses or registrations that name multiple locations where sources of radiation are stored, used, or otherwise possessed, shall be subject to an additional fee of 10 percent of the annual fee for each such location within the state of Mississippi, not to exceed an amount equal to the annual fee.

*SOURCE: Miss. Code Ann. §45-14-31*

<b>License Category 1</b>	<b>Application/Annual Fee</b>
Industrial Radiography	\$3500
Broad Scope Medical	\$3500
Nuclear Pharmacy	\$3500
NORM Decontamination	\$3500
General License Distribution	\$3500
Broad Scope Industrial	\$3500
Waste Compaction/transfer	\$3500
Waste Repackaging	\$3500
<b>License Category 2</b>	
Broad Scope Educational	\$1800
Environmental Tracer Studies	\$1800
Research & Development	\$1800
Educational Research & Development	\$1800
Medical Therapeutic	\$1800
Teletherapy	\$1800
Gamma-Knife/Stereotactic Radio Surgery	\$1800
Waste Receipt/Transfer	\$1800
<b>Specific License Fees</b>	
Civil Defense	\$575
Other Specific	\$690
Well logging	\$2875
Radioactive markers/collars	\$400
Irradiator (self-shielded)	\$1035
Irradiator (Panoramic pool or source exposed)	\$5750
Fixed In-Plant Gauges	\$1100
Pipe wall thickness Gauges	\$1100
Portable densitometer gauge	\$1100
Portable Industrial Gauge (Troxler)	\$690
Gauge Services (Repair, Installation, Removal, etc.)	\$1100
Medical Nuclear Medicine (Diagnostic only)	\$1265
Medical Eye Applicator/Bone Mineral Analyzer	\$575
Medical Mobile Nuclear Services	\$2300
Medical Satellite Facility	\$690
Gas Chromatograph	\$3450
NORM Removal (Pipe cleaning)	\$1150
Waste Disposal	\$400000

**Specific License Fees (continued)**

Waste Incineration	\$6900
Nuclear Laundry	\$4600
Licenses that authorize the possession, use and/or processing of source material for extraction of metals other than uranium or thorium. (greater than or equal to 150 kilograms)	\$11,000.00
Licenses that authorize the possession, use and/or processing of source material for extraction of metals other than uranium or thorium. (less than 150 kilograms)	\$5,000.00
Reciprocal License Fee	Same as Fees Above
Each Additional Storage and/or Use Area	10% of Licensing Fee

**General Licenses**

Gauges/certain measuring	\$170.00
Gas Chromatographs	\$115.00
Static Eliminators/ion generating	\$115.00
Source material/Depleted Uranium	\$115.00
In Vitro/clinical	\$115.00
All other General Licenses	\$115.00

**Registrations**

	REGISTRATION FEE
X-Ray Fees	
Industrial/non-healing arts	\$100/tube
Educational	\$85/tube
Healing Arts/Veterinary	\$100/tube
X-Ray Industrial Radiography	\$690.00
X-Ray Services	\$345.00
Accelerators	\$860.00
Therapeutic X-Ray	\$500.00
Neutron Generators	\$600.00

**Nuclear Reactor**

Possessing a Nuclear Regulatory Commission license or permit authorizing a nuclear reactor in the State of Mississippi for commercial production of electrical energy utilizing special nuclear material sufficient to form a critical mass, shall pay an annual fee of **\$126730.00** for each such reactor so licensed or permitted.