

**RULE 301.3 Air Toxics/Hot Spots; Information and Assessment Act Fees - Adopted 1/9/89,
Amended 2/90, 4/92, 7/12/93, 5/2/96**

I. Requirements

Pursuant to Title 17, Sections 90700 to 90705 of the California Code of Regulations, each district with facilities meeting criteria set forth in Sections 90702 (a)(1), (a)(2), and (a)(3) shall annually collect from the operator of each such facility, fees which shall provide for recovery of both State and District costs to administer the Air Toxics "Hot Spots" Information and Assessment Act of 1987 (Sections 44300 to 44394 of the California Health and Safety Code).

District costs to be recovered for the applicable fiscal year shall be approved by the District's Governing Board, and State costs to be recovered shall be approved by the California Air Resources Board. Upon adoption of these fees and preparation of a fee schedule which combines State and District costs, the District shall notify, in writing, each affected facility of its fee due.

II. Payment of Fees:

- A. Pursuant to Section 44380 of the California Health and Safety Code, if the Air Toxics "Hot Spots" Information and Assessment Fee is not paid within 60 days of receipt of the Notice of Assessment, the facility shall be charged a late penalty of 25% of the assessed fee.
- B. Pursuant to Section 44380 of the California Health and Safety Code, if the Air Toxics "Hot Spots" Information and Assessment Fee is not paid within 120 days of receipt of the Notice of Assessment, the District may initiate permit revocation proceedings.
- C. Pursuant to Section 44381 of the California Health and Safety Code, any person intentionally failing to comply with the requirements of this Rule or the Air Toxics "Hot Spots" Information and Assessment Act is subject to a civil penalty of not less than \$500.00 or more than \$10,000.00 for each day the violation continues.