

RULE 514 Delinquent Records Fees  
*(Adopted February 26, 2009)*

RULE 514 CONTENTS

1. RECORDS SUBMITTAL
2. TIMELY SUBMITTAL OF RECORDS
3. REMINDER NOTICE
4. DELINQUENCY FEE
5. PERMITTEE DEFAULT
6. EXTENSION OF RECORDS SUBMITTAL DATE
7. WAIVER OF FEES BY THE APCO

**RULE 514**

- 1 RECORDS SUBMITTAL:** Any person required to provide Production Data or other Records (Records) as a condition of an Authority to Construct, Permit to Operate, or Certificate of Registration shall provide the information required by the conditions of the permit or certificate to the Air Pollution Control Officer (APCO) of the Butte County Air Quality Management District (DISTRICT) on an annual basis by January 31<sup>st</sup> of each calendar year. The information shall be submitted on the DISTRICT's Production Data Form or other signed document containing the required information.
- 2 TIMELY SUBMITTAL OF RECORDS:** For purposes of this Rule, any Records submittal shall be considered timely if it is postmarked on or before January 31<sup>st</sup> of each year. If January 31<sup>st</sup> falls on a Saturday, Sunday, or holiday, the records submittal may be postmarked on the next business day.
- 3 REMINDER NOTICE:** If Records are delinquent, a reminder notice shall be mailed to the permit or certificate holder (permittee) with notification that a delinquency fee will be assessed if the Records are not submitted within thirty (30) days from the date of the reminder notice.
- 4 DELINQUENCY FEE:** If no records are submitted in response to the reminder notice, a delinquency fee of \$65 shall be assessed to the permittee. The DISTRICT shall send a second reminder notice with the delinquency fee notification. The notice shall state that enforcement action will be taken if the delinquent records are not received within thirty (30) days from the date of the notice.
- 5 PERMITTEE DEFAULT:** If the Records are not received within thirty (30) days from the date of the second reminder notice, the permittee shall be considered in default of its Records submittal obligation and in violation of this Rule, Rule 401-*Standards for Granting Applications*, Rule 700-*Violations of Orders, Rules or Regulations*, and California Health and Safety Code (HSC) Section 42303. In such cases the APCO shall initiate an enforcement action for violation of DISTRICT Rules and Regulations and State law as authorized by HSC Section 42400, et. seq.
- 6 EXTENSION OF RECORDS SUBMITTAL DATE:** The APCO, or an appointed representative, may grant additional time to provide Records required as a condition of permit or certificate for good cause. The adequacy of cause to extend the Records submittal date shall be decided on a case-by-case basis by the APCO.
- 7 WAIVER OF FEES BY THE APCO:** The fee for delinquent Records may be waived for good cause at the discretion of the APCO. The adequacy of cause to waive the penalty shall be decided on a case-by-case basis by the APCO.