

641—37.9(136C) Fees. Fees are nonrefundable and are in amounts sufficient to defray the cost of administering the rules of this chapter.

37.9(1) Radiation machines. Each registrant shall, at the time of registration and annually thereafter, as long as the registrant owns the radiation machine, remit the applicable fee to the department in adherence with the fee schedule below:

a. Fee schedule. The fees to be paid shall be in the amount computed by the following schedule. Fees for radiation machines not listed in the schedule below cannot be less than \$120 per unit/tube.

b. Annual fee schedule.

	Type of radiation machine	Fee per tube	Maximum fee
1.	Medical	\$120	\$3,000
2.	Medical Cabinet X-ray Machine (Nonhuman Use)	\$100	—
3.	Osteopathy	\$120	\$3,000
4.	Chiropractic	\$120	\$3,000
5.	Dentistry	\$60	\$1,550
6.	Podiatry	\$75	\$2,000
7.	Veterinary Medicine	\$60	—
8.	Industrial/Nonmedical Use	\$100	—
9.	Food Sterilization	\$500	—
10.	Accelerators and Electronic Brachytherapy Units	\$275	—
11.	Electron Microscope	\$40	—
12.	DXA/Bone Densitometry	\$55	—

37.9(2) Radiation machine service providers and medical physicists.

a. Radiation machine service providers.

(1) Each person who is engaged in the business of installing or offering to install radiation machines or providing or offering to provide radiation machine servicing or services within this state shall apply for registration with the department prior to installing, providing, or offering to provide such services.

(2) An application shall be submitted through the online licensing portal for both initial application and annual renewals thereafter. The application shall:

1. Contain complete and accurate information as required by the department;
2. Include an annual nonrefundable fee of \$200.

(3) Reinstatement. Reinstatement applications shall be submitted through the online licensing portal when a registration has not been renewed within 30 days following the expiration date.

1. The annual registration fee described in this chapter shall be submitted to the department at the time of reinstatement.

2. A reinstatement fee of \$100 shall be submitted to the department at the time of reinstatement, in addition to the annual registration fees.

b. Mammography medical physicist.

(1) Each person engaged in providing health physics services for mammography in Iowa who meets the requirements of 641—subrule 41.5(3) shall apply for Iowa approval with the department prior to providing such services.

(2) An application shall be submitted through the online licensing portal for both initial application and annual renewals thereafter. The application shall:

1. Contain complete and accurate information as required by the department;
2. Include an annual nonrefundable fee of \$100.

(3) Reinstatement. Reinstatement applications shall be submitted through the online licensing portal when a registration has not been renewed within 30 days following the expiration date.

1. The annual registration fee described in this chapter shall be submitted to the department at the time of reinstatement.

2. A reinstatement fee of \$100 shall be submitted to the department at the time of reinstatement, in addition to the annual registration fees.

c. Stereotactic medical physicist.

(1) Each person engaged in providing health physics services for stereotactic breast biopsy in Iowa who meets the requirements of 641—Chapter 41 shall apply for Iowa approval with the department prior to providing such services.

(2) An application shall be submitted through the online licensing portal for both initial application and annual renewals thereafter. The application shall:

1. Contain complete and accurate information as required by the department;

2. Demonstrate that the requirements for Iowa approval for mammography, as specified in this chapter, have been met prior to approval for stereotactic breast biopsy;

3. Not require a fee beyond the initial annual nonrefundable fee of \$100 required for Iowa approval in mammography.

(3) Reinstatement. Reinstatement applications shall be submitted through the online licensing portal when a registration has not been renewed within 30 days following the expiration date.

d. Radiation therapy medical physicist.

(1) Each person engaged in providing health physics services for radiation therapy in Iowa who meets the requirements of 641—Chapter 42 shall apply for Iowa approval with the department prior to providing such services.

(2) An application shall be submitted through the online licensing portal for both initial application and annual renewals thereafter. The application shall:

1. Contain complete and accurate information as required by the department;

2. Include the annual nonrefundable fee of \$200.

(3) Reinstatement. Reinstatement applications shall be submitted through the online licensing portal when a registration has not been renewed within 30 days following the expiration date.

1. The annual registration fee described in this chapter shall be submitted to the department at the time of reinstatement.

2. A reinstatement fee of \$100 shall be submitted to the department at the time of reinstatement, in addition to the annual registration fees.

37.9(3) Inspections/interpretation fees for radiation machines. Each registrant shall, where appropriate, pay the following special inspections/interpretation fee at the written request of the department:

a. Mammography and stereotactic breast biopsy.

(1) Mammography unit inspections fees:

1. \$1,575 for the first unit and, if the facility has additional units at the address of the first unit, \$375 for each additional unit; or

2. \$1,575 per portable unit for each site; or

3. A dollar amount to be determined and justified by the department on a case-by-case basis for facilities that do not meet the above criteria; or

4. \$675 for the second facility follow-up visit to review or determine the corrective action taken to address noncompliances; or

5. \$1,575 for each stereotactic breast biopsy unit.

(2) All mammography facilities providing services in Iowa must submit a \$150 annual authorization certification fee.

b. Accelerators and electronic brachytherapy.

(1) Industrial and oncology accelerator registrants and electronic brachytherapy registrants shall pay for each inspection a fee of \$900 for the first unit and \$225 for each additional unit.

(2) Industrial radiography X-ray units/walk-in cabinet radiography X-ray unit registrants shall pay for each inspection a fee of \$450 for the first unit and \$130 for each additional unit.

37.9(4) Radioactive materials. Fees associated with the possession and use of radioactive materials in Iowa cannot exceed those specified in 10 CFR 170.31 and 171.16.

a. The following fee schedule will apply:

	Program Code	Category	Type	New License Fee	Inspection Priority	Annual Fee
(3.L.)	01100	AAB	Academic Type A Broad	\$5,400	1	\$14,600
(8.A.)	03710	CD	Civil Defense	\$2,500	5	\$2,000
(3.E.)	03510	I1	Irradiators, Self-Shielding <10,000 Curies	\$3,200	5	\$2,600
(3.O.)	03320	IR1	Industrial Radiography – Temporary Job Sites	\$3,100	1	\$8,000
(3.P.)	03120	FG	Measuring Systems – Fixed Gauge	\$3,400	5	\$2,000
(3.P.)	03121	PG	Measuring Systems – Portable Gauge	\$3,400	5	\$2,000
(3.P.)	02410	IVL	<i>In-Vitro</i> Testing Laboratory	\$3,400	5	\$2,000
(7.C.)	02230	HDR	High Dose Rate Afterloader	\$5,500	1	\$5,100
(7.C.)	02120	M1	Medical – Diagnostic & Therapy	\$5,500	3	\$4,000
(7.C.)	02121	M2	Medical – Diagnostic Only	\$5,500	4	\$3,600
(7.C.)	02240	MET	Medical – Diagnostic, Therapeutic, Emerging Technologies	\$5,500	2	\$4,500
(3.S.)	03210	PET	Accelerator-Produced RAM	\$7,500	1	\$5,375
(3.C.)	02500	NP	Nuclear Pharmacy	\$5,100	1	\$7,700
(7.C.)	02231	NV1	Nuclear Medical Van	\$4,140	2	\$4,000
(7.C.)	22160	PMM	Pacemaker – Byproduct and/or SNM	\$2,600	R	Note 6
(3.M.)	03620	RD2	Research & Development – Other	\$4,375	3	\$4,000
(2.C.)	11300	SM1	Source Material, Other, >150 Kilograms	\$2,600	3	\$4,000
(1.D.)	22120	SNM2	SNM Plutonium – Neutron Source	\$2,600	5	\$3,750
(3.P.)	03221	CAL	Calibration and W/L Tests	\$2,275	5	\$3,900
(3.P.)	03122	XRF	X-Ray Fluorescent Analyzer	\$2,275	5	\$1,860
(3.P.)	02400	VMT	Veterinary Medicine – Therapy	\$3,250	3	\$3,900
(3.B.)	03214	MD	Manufacturing/Distribution	\$3,500	3	\$3,980

b. Additional fees for radioactive materials not listed in the above schedule include:

- (1) Annual fees that are due no later than September 1 of each year.
- (2) Licensees with more than two authorized locations of use will be charged an additional 10 percent of the annual fee, per location.
- (3) A 10 percent reinstatement fee will be due when annual fees have not been submitted within 30 days following the annual due date.
- (4) Inspections are included in the annual fee.
- (5) A general license registration fee of \$700 is due annually on the registration anniversary.
- (6) A license amendment fee for all categories is \$600.
- (7) A reciprocity fee of \$1,800 is due annually (180 days).
- (8) Inspection priorities are based on NRC Inspection Manual Chapter 2800 as amended to August 1, 2025. Priority “R” is a remote contact and is not considered an inspection.

c. Separate annual fees will not be assessed for pacemaker licenses issued to medical institutions that also hold nuclear medicine licenses with the department.

37.9(5) *Radioactive material transport fee schedule.* All shippers shall pay the following fee(s) unless the department obtains sufficient funding from another source, which may include but is not limited to a federal agency or a contract with a shipper.

a. \$1,800 per highway cask for each truck shipment of spent nuclear fuel, high-level radioactive waste, transuranic waste, or highway route controlled quantity of radioactive materials or any material shipped in accordance with this chapter traversing the state or any portion thereof. Single cask truck shipments are subject to a surcharge of \$20 per mile for every mile over 250 miles traveled.

b. \$1,300 for the first cask and \$125 for each additional cask for each rail shipment of spent nuclear fuel, high-level radioactive waste, transuranic waste, or any material shipped in accordance with this chapter traversing the state or any portion thereof.

c. \$175 for each shipment by truck or by rail paid by the shipper for low-level radioactive waste shipped in or across Iowa. The department may accept an annual shipment fee as negotiated with a shipper or accept payment per shipment. This fee applies to waste shipped to a site authorized by a government agency to receive low-level radioactive waste or shipped to a storage site to be held for future disposal.

d. All fees must be paid by the shipper prior to shipment. Shippers must request an application for a permit to ship radioactive material from the Iowa department of transportation, motor vehicle division. Assistance may be obtained by calling the department. Other methods of fee payment may be considered by the department on a case-by-case basis upon request of the shipper. A request for an alternative method of payment must be made to the department prior to shipment.

e. All fees received pursuant to subrule 37.9(5) shall be used for purposes related to transporting radioactive material, including enforcement and planning, developing, and maintaining a capability for emergency response.

37.9(6) *Additional fees.*

a. Owner-assessed expenses. In cases in which the department determines that the cost of regulating or inspecting registered radiation machine facilities or radioactive materials licensees significantly exceeds the fees charged to the facility, it may assess an additional fee to the owner or user of the source(s) of radiation to cover the actual expenses incurred by the department.

b. Environmental surveillance fee. A fee may be levied against any licensee, registrant, corporation, company, business, or individual for environmental surveillance activities that are necessary to assess the radiological impact of activities conducted by the licensee, registrant, corporation, company, business, or individual. This fee will be sufficient to defray actual costs incurred by the department, including but not limited to salaries of department employees, per diem, travel, and costs of laboratory analysis of samples when required.

c. Returned check and late fees. Persons who fail to pay required fees to the department are subject to the following penalties:

(1) \$40 for each payment received by the department in accordance with these rules, for which insufficient funds are available to fulfill the obligation of such payment to the department.

(2) \$100 reinstatement fee when a registration has not been renewed within 30 days following the expiration date. This fee is added to the unpaid annual registration fees.

d. Reciprocity. Fees paid for reciprocal recognition of out-of-state persons wishing to utilize radiation machines or radioactive materials in Iowa allow the out-of-state person to operate for a total of 180 days during the 365-day reciprocity period starting the date the fee is received by the department.

(1) Radiation machines. Any out-of-state person who wishes to bring an X-ray machine into the state to perform work or services shall register and pay a radiation machines fee in accordance with 641—subrule 38.8(1).

(2) Linear accelerators. Any out-of-state person who wishes to bring a linear accelerator into the state to perform work or services shall register and pay a fee of \$500 in accordance with 641—subrule 38.8(1).

(3) Radioactive materials. Out-of-state persons wishing to bring sources of radioactive material into Iowa for business purposes may be subject to a reciprocity fee depending on the type of activity to be performed and the type of radioactive materials license possessed. If a reciprocity fee is applicable, it will be assessed at the rate for reciprocity specified in the radioactive materials fee schedule available

through the department for each 365-day reciprocity period. Additionally, the reciprocity requirements of 641—Chapter 39 shall apply.

e. Fee waiver. Any fee may be waived in exchange for services (low-level waste disposal, radiation detection instrument calibration, instrument repair, sample analysis, etc.) provided to the department. The waiver may only occur as a result of a 28E agreement or memorandum of understanding between the parties.

[ARC 0387D, IAB 6/24/26, effective 7/29/26]