

(2) Except as provided in ~~paragraph (3)~~ PARAGRAPHS (3) AND (4) ~~PARAGRAPHS (3) AND (4)~~ of this subsection, the fees established under this subsection may not exceed:

(i) ~~For the first 3 years beginning July 1, 1991, \$30 per dental radiation machine per year; and~~

(ii) ~~After June 30, 1994, \$40 per dental radiation machine per year~~ FOR THE FIRST 2 YEARS BEGINNING JULY 1, 2002, \$60 PER DENTAL RADIATION MACHINE PER YEAR;

(II) ~~FROM JUNE 30, 2004, THROUGH JUNE 30, 2006, INCLUSIVE, \$70 PER DENTAL RADIATION MACHINE PER YEAR; AND~~

~~(III) AFTER JUNE 30, 2006, \$80 PER DENTAL RADIATION MACHINE PER YEAR.~~

~~(3) UNTIL JULY 1, 2010, THE DEPARTMENT MAY NOT INCREASE THE FEES ESTABLISHED UNDER THIS SUBSECTION ABOVE \$80 PER DENTAL RADIATION MACHINE PER YEAR.~~

(III) 1. FROM AFTER JUNE 30, 2006, THROUGH AT LEAST JUNE 30, 2010, \$80 PER DENTAL RADIATION MACHINE PER YEAR; AND

2. AFTER JUNE 30, 2010, THE FEE PER DENTAL RADIATION MACHINE SHALL CONTINUE TO BE \$80 PER YEAR UNLESS ALTERED BY THE GENERAL ASSEMBLY.

(3) THE SECRETARY SHALL REDUCE FEES PROPORTIONATELY TO REFLECT THE BALANCE OF ANY UNSPENT OR UNENCUMBERED FEES COLLECTED UNDER THIS SUBSECTION IN THE PREVIOUS FISCAL YEAR

~~(3) (4)~~ (4) If a dental radiation machine is not inspected within any 3-year period and all annual fees were paid during that 3-year period, an additional annual inspection fee is not required to be paid until a dental radiation machine inspection is performed by a State inspector.

~~(4) (5)~~ (5) (i) Except as provided in subparagraph (ii) of this paragraph, inspection of the dental radiation machines at each dental office or facility may not be performed more than once every 3 years.

(ii) Inspection of the dental radiation machines at a dental office or facility may be performed more than once every 3 years if the Department has grounds to believe that:

1. A violation of this title or any rule, regulation, order, registration, certificate, or license adopted or issued under this title may exist; or

2. A hazard associated with the use of radiation may exist.