

**N.C. Department of Labor**  
 Boiler Safety Bureau  
 1101 Mail Service Center  
 Raleigh, North Carolina 27699-1101  
 Telephone: (919) 707-7918  
 Facsimile: (919) 807-2762



## BOILER SAFETY BUREAU NOTIFICATION OF NONCOMPLIANCE AND PENALTY

NC NUMBER	SUMMARY OF VIOLATIONS/NONCOMPLIANCE	VIOLATION ISSUANCE DATE	PENALTY INVOICE NUMBER

Owner's Name:			User's Name:		
Owner's Mailing Address:			User's Address:		
City:	State:	Zip Code:	City:	State:	Zip Code:
<i>The violation(s) described in this Notification of Noncompliance and Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.</i>					

This **Notification of Noncompliance and Penalty** is issued based upon violation(s) of the Uniform Boiler and Pressure Vessel Act (NC General Statutes, Chapter 95, Article 7A). You must immediately correct the violation(s) referred to in this **Notification of Noncompliance and Penalty** and pay the total penalty invoice amount due and other outstanding invoices, unless within fifteen (15) days from your receipt of this **Notification of Noncompliance and Penalty**, you file a written petition for a contested case hearing with the Office of Administrative Hearings (OAH) pursuant to Chapter 150B, Article 3 of the N.C. General Statutes.

**Pursuant to N.C. Gen. Stat. §95-69.17, the Commissioner is refusing to issue, renew, or is revoking, your Inspection Certificate.**

**You are hereby ordered to cease or stop operation of all noncomplying devices.**

**Failure to correct any violations, including non-payment of this and any other outstanding invoices or penalties may result in further penalties not to exceed \$500 per day of operation.**

**Right to Contest** – You have the right to contest the violations and penalty amounts contained in this **Notification of Noncompliance and Penalty**. You may contest all the violations and all the penalty amounts, or you may contest only individual violations or individual penalty amounts. You may also contest proposed penalty amounts without contesting the underlying violations.

**Fifteen (15) days after your receipt of this Notification of Noncompliance and Penalty, it will become final unless**, pursuant to N. C. Gen. Stat. §95-69.19(d) and/or 13 N.C.A.C. 13.0304, **you file a written petition for a contested case hearing with OAH** pursuant to Chapter 150B, Article 3 of the N.C. General Statutes. The address for OAH is 6714 Mail Service Center, Raleigh, North Carolina 27699-6700. A copy of such petition must be served on NCDOL General Counsel/Process Agent, NC Department of Labor, 1101 Mail Service Center, Raleigh, North Carolina 27699-1101.

**Penalty Payment** – The Total Penalty Amount and outstanding invoices listed on the next page, plus any applicable late payment penalty and interest charges, is due **within fifteen (15) days** of your receipt of this Notification of Noncompliance and Penalty, unless you file a written petition for a contested case hearing with OAH as noted above. Make your check or money order payable to **NCDOL – Financial Services Division**, and remit for the full amount due to the following address:

**N.C. Department of Labor  
Attn: Financial Services – Boiler Safety Bureau Penalty Collections  
1101 Mail Service Center  
Raleigh, North Carolina 27699-1101**

You may also make payment by credit card. A form is provided for your convenience. **Important:** Please indicate the Invoice Numbers (indicated above) on the remittance.

The Boiler Safety Bureau does not agree to any express conditions of payment or restrictions written on any check or money order for less than the full amount due. The Financial Services Division will cash the check or money order as if these express conditions or restrictions do not exist.

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Signature

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Date

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**BOILER SAFETY BUREAU PENALTY:  
INVOICE / DEBT COLLECTION NOTICE**

**Owner/Agent Name:** \_\_\_\_\_

**Location of Boiler/Pressure Vessel  
Device:** \_\_\_\_\_

**Violation/Penalty Issuance Date:** \_\_\_\_\_

**Penalty Invoice Number:** \_\_\_\_\_

N.C. Gen. Stat. § 95-69.19 (a) or = \$ \_\_\_\_\_ [Penalty amount of either \$250 or \$500 per day per device]  
(b)

N.C. Gen. Stat. § 95-69.19 (c) = \$ \_\_\_\_\_ [Amount of reductions pursuant to N.C.G.S. § 95-69.19 (c)]

**TOTAL PENALTY INVOICE**

**AMOUNT:** = \$ \_\_\_\_\_

**Summary of Amounts Due for Unpaid Inspection Fees**

Unpaid Fee Invoice #	Invoice Date	Invoice Amount
<b>Total Unpaid Fees:</b>		

**Total Amount Due for Penalty and Unpaid Fees \$ \_\_\_\_\_**

**NOTE: An inspection certificate will not be issued unless the violations are corrected and the Total Amount Due is paid. The Total Amount Due includes penalties and all unpaid fees.**

Please remit payment promptly to: **N.C. Department of Labor, Attn: Financial Services – Boiler Safety Bureau Penalty Collections, 1101 Mail Service Center, Raleigh, North Carolina 27699-1101**, for the total amount of the violations/penalties/outstanding invoices summarized above. Make your check or money order payable to: **NCDOL – Financial Services Division**. For payment by credit card, complete the form provided. **Important:** Please indicate the Invoice Numbers (indicated above) on the remittance.

The Boiler Safety Bureau does not agree to any express conditions of payment or restrictions written on any check or money order for less than the full amount due. The Financial Services Division will cash the check or money order as if these express conditions or restrictions do not exist.

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## CREDIT CARD PAYMENT

**Name:** \_\_\_\_\_

**Address:** \_\_\_\_\_  
Street Address

\_\_\_\_\_  
City State Zip Code

**Phone Number:** \_\_\_\_\_

*Complete and Return to:*  
**N.C. Department of Labor**  
**Attn: Financial Services Division**  
**Boiler Safety Bureau Penalty Collections**  
**1101 Mail Service Center**  
**Raleigh, North Carolina 27699-1101**  
**Telephone: (919) 707-7753**  
**Facsimile: (919) 715-9094**

**Amount of Payment:**      \$ \_\_\_\_\_      **MasterCard**      **Visa**

**Credit Card Number:** \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_      **Exp. Date:** \_\_\_\_\_  
Mo./Yr.

**Payment for Invoice Number(s):** \_\_\_\_\_

**Cardholder Signature:** \_\_\_\_\_      **Date:** \_\_\_\_\_

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*Cut Along Dotted Line and Remit with Payment*

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## BOILER SAFETY BUREAU – RESPONSE TO NOTIFICATION OF NONCOMPLIANCE AND PENALTY

Owner/Agent (Last or Trade Name First):

Penalty Invoice Number

Address

Inspection Date(s)

City State Zip Code Penalty Issuance Date

This form is for your convenience in either paying the Total Amount Owed listed in the Notification of Noncompliance and Penalty or notifying the Bureau Chief/“Chief Inspector” of the Boiler Safety Bureau of your intention to appeal to the Office of Administrative Hearings (“OAH”) to contest all or part of the enclosed violations and penalty amounts.

Please mark **only one** of the following. **This form should be returned to the following address within fifteen (15) days from your receipt of the Notification of Noncompliance and Penalty:**

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PAYMENT ENCLOSED IN THE AMOUNT OF: \$ \_\_\_\_\_  
Remit Payment To:

N.C. Department of Labor  
Attn: Financial Services – Boiler Safety Bureau Penalty Collections  
1101 Mail Service Center  
Raleigh, North Carolina 27699-1101

**NOTE: The Boiler Safety Bureau does not agree to any express conditions of payment or restrictions written on any check or money order for less than the full amount due. The Financial Services Division will cash the check or money order as if these express conditions or restrictions do not exist.**

### NOTICE OF INTENT TO CONTEST TO OAH:

All of the Violations and Penalty Amounts

The Following Violations:

The Following Penalty Amounts:

Please note that, pursuant to N. C. Gen. Stat. §95-69.19(d) and/or 13 N.C.A.C. 13.0304, if you intend to contest all or part of the enclosed violations and penalty amounts, you must (1) complete this form; (2) submit it to the address above, and (3) **file a written petition for a contested case hearing with OAH** pursuant to Chapter 150B, Article 3 of the N.C. General Statutes, and serve a copy of your petition on the NCDOL General Counsel/Process Agent for the North Carolina Department of Labor, at 1101 Mail Service Center, Raleigh, North Carolina 27699-1101. The address for OAH is 6714 Mail Service Center, Raleigh, North Carolina 27699-6700.

Signature

Date

Name (Print or Type)

Telephone Number

Title