



MEMORANDUM

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| DATE | June 13, 2014 |
| TO | Psychology Board Members |
| FROM |  Jonathan Burke Administrative Services Coordinator |
| SUBJECT | AB 1758 (Patterson): Healing Arts: Initial License Fees: Proration |

Background:

Please see attached analysis for detail on this proposed legislation.

Action Requested:

The staff recommendation is to continue to watch AB 1758.

Attachment A is the staff analysis of AB 1758.

Attachment B shows the current language proposed in AB 1758.

Attachment C shows the projected fiscal impact of AB 1758.

CALIFORNIA STATE BOARD OF PSYCHOLOGY

BILL ANALYSIS

BILL NUMBER: AB 1758

VERSION: AMENDED MAY 27, 2014

AUTHOR: PATTERSON

SPONSOR: AUTHOR

RECOMMENDED POSITION: WATCH

SUBJECT: HEALING ARTS: INITIAL LICENSE FEES: PRORATION

Overview:

The bill would require the initial license fee for Psychologists to be prorated on a monthly basis.

Existing Law:

- 1) Provides that licenses for psychologists expire at 12 midnight on the last date of the birth month of the licensee during the second year of a two-year term, if not renewed, and requires the Board to establish an initial license fee that is an amount equal to the renewal fee in effect on the last regular renewal date before the date on which the license is issued and to establish by regulation procedures for the administration of the birth date renewal program, including the establishment of a pro rata formula for the payments of fees. (BPC §§2982, 2987)

This Bill:

- 1) Will amend Section 2987 (c) of the Business and Professions Code by inserting this language: "*The initial license fee shall be prorated on a monthly basis*". (BPC §2987 (c))

Comment:

- 1) **Author's Intent.** According to the author, "Various sections of the [BPC] state that licenses for..., psychologists,... expire at 12 midnight on the last day of the licensee's birth month on the second year of their second term." These licenses, with some exceptions, are required to pay a full two-year renewal fee when this date occurs after they first receive their licenses.
- 2) **Current Practice.** When a license is issued by the Board, to maintain the birth date renewal system, the license is issued for a period of between 12 and 24 months based on the issue date and the licensee's birth month. For instance, if a license is issued March 26, 2014 and the licensee has a February birthday, the license will

expire February 29, 2016 (23 months and 5 days). However, if the license is issued March 26, 2014 and the licensee has a March birthday, the license will expire on March 31, 2015 (12 months and 5 days).

3) Impact. We would lose revenue with the reduced initial fee. BBS prorates manually based on the time the application is received. This means they need in house cashing and staff time dedicated to calculating the fees. We would need approximately one full time Office Technician.

However, there will be no fiscal impact with implementing this procedure within the Board provided that BreEze is able to calculate the fee proration automatically. If BreEze cannot process fees automatically then staff would have to manually process the fees for each individual request for initial licensure. Manually processing each application could cause possible delays in issuing the license. There would also be a possibility of incorrect amounts being charged and a cost associated with (approximately \$9.00 for each refund) with fixing. On average we receive 14 requests for initial licensure per week. That is about 700+ licenses issued per year. .

4) Recommended Position: Watch

5) Support and Opposition.

Support:

- California Veterinary Medical Association
- Fresno Chamber of Commerce.

Opposition:

- None on file.

6) History

2014

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|----------------|---|
| May 29 | In Senate. Read first time. To Com. on RLS. for assignment. |
| May 29 | Read third time. Passed. Ordered to the Senate. |
| May 28 | Read second time. Ordered to third reading. |
| May 27 | Read second time and amended. Ordered to second reading. |
| May 27 | From committee: Do pass as amended. (Ayes 17. Noes 0.) (May 23). |
| May 7 | In committee: Set, first hearing. Referred to APPR. suspense file. |
| Apr. 22 | From committee: Do pass and re-refer to Com. on APPR. (Ayes 14. Noes 0.) (April 22). Re-referred to Com. on APPR. |
| Apr. 7 | Re-referred to Com. on B.,P. & C.P. |
| Apr. 3 | From committee chair, with author's amendments: Amend, and re-refer to Com. on B.,P. & C.P. Read second time and amended. |
| Mar. 24 | Re-referred to Com. on B.,P. & C.P. |

Mar. 20 From committee chair, with author's amendments: Amend, and re-refer to Com. on B.,P. & C.P. Read second time and amended.

Feb. 27 Referred to Com. on B.,P. & C.P.

Feb. 18 From printer. May be heard in committee March 20.

Feb. 14 Read first time. To print.

AMENDED IN ASSEMBLY MAY 27, 2014
AMENDED IN ASSEMBLY APRIL 3, 2014
AMENDED IN ASSEMBLY MARCH 20, 2014
CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1758

Introduced by Assembly Member Patterson

February 14, 2014

An act to amend Sections 1724, 1944, 2435, 2538.57, 2570.16, 2688, 2987, 4842.5, 4905, 4970, and 5604 of the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

AB 1758, as amended, Patterson. Healing arts: initial license fees: proration.

Existing law provides for the regulation and licensure of various professions and vocations. Existing law requires that licenses issued to certain licensees, including, among others, architects, acupuncturists, dental hygienists, dentists, occupational therapists, physical therapists, physicians and surgeons, psychologists, and veterinarians, expire at 12 ~~midnight~~ *a.m.* on either the last day of the birth month of the licensee or at 12 ~~midnight~~ *a.m.* of the legal birth date of the licensee during the ~~second~~ *2nd* year of a ~~two-year~~ *2-year* term if not renewed.

This bill would require that the fee for an initial temporary or permanent license, or an original license, as specified, imposed pursuant to these provisions be prorated on a monthly basis, *but would authorize a board or committee, as applicable, to impose an additional fee to cover the reasonable costs of issuing an initial or original license that expires in less than 12 months, as specified. The bill would limit the*

total amount of the prorated fee and the additional fee imposed for an initial or original license that expires in less than 12 months to 1/2 of the fee for an initial or original license, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.
 State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 1724 of the Business and Professions
- 2 Code is amended to read:
- 3 1724. The amount of charges and fees for dentists licensed
- 4 pursuant to this chapter shall be established by the board as is
- 5 necessary for the purpose of carrying out the responsibilities
- 6 required by this chapter as it relates to dentists, subject to the
- 7 following limitations:
- 8 (a) The fee for application for examination shall not exceed five
- 9 hundred dollars (\$500).
- 10 (b) The fee for application for reexamination shall not exceed
- 11 one hundred dollars (\$100).
- 12 (c) The fee for examination and for reexamination shall not
- 13 exceed eight hundred dollars (\$800). Applicants who are found to
- 14 be ineligible to take the examination shall be entitled to a refund
- 15 in an amount fixed by the board.
- 16 (d) The fee for an initial license and for the renewal of a license
- 17 shall not exceed four hundred fifty dollars (\$450). The fee for an
- 18 initial license shall be prorated on a monthly basis. *The board may,*
- 19 *however, with respect to an initial license that expires in less than*
- 20 *12 months, impose an additional fee sufficient to cover the*
- 21 *reasonable costs of issuing the license if the board makes a*
- 22 *determination in writing that the prorated fee for the initial license*
- 23 *is insufficient to cover the reasonable costs of issuing the license*
- 24 *and that the additional fee is necessary to cover those costs. The*
- 25 *total amount of the prorated initial license fee and any additional*
- 26 *fee imposed by the board pursuant to this subdivision for an initial*
- 27 *license that expires in less than 12 months shall not exceed two*
- 28 *hundred twenty-five dollars (\$225).*
- 29 (e) The fee for a special permit shall not exceed three hundred
- 30 dollars (\$300), and the renewal fee for a special permit shall not
- 31 exceed one hundred dollars (\$100).

1 (f) The delinquency fee shall be the amount prescribed by
2 Section 163.5.

3 (g) The penalty for late registration of change of place of
4 practice shall not exceed seventy-five dollars (\$75).

5 (h) The application fee for permission to conduct an additional
6 place of practice shall not exceed two hundred dollars (\$200).

7 (i) The renewal fee for an additional place of practice shall not
8 exceed one hundred dollars (\$100).

9 (j) The fee for issuance of a substitute certificate shall not exceed
10 one hundred twenty-five dollars (\$125).

11 (k) The fee for a provider of continuing education shall not
12 exceed two hundred fifty dollars (\$250) per year.

13 (l) The fee for application for a referral service permit and for
14 renewal of that permit shall not exceed twenty-five dollars (\$25).

15 (m) The fee for application for an extramural facility permit
16 and for the renewal of a permit shall not exceed twenty-five dollars
17 (\$25).

18 The board shall report to the appropriate fiscal committees of
19 each house of the Legislature whenever the board increases any
20 fee pursuant to this section and shall specify the rationale and
21 justification for that increase.

22 SEC. 2. Section 1944 of the Business and Professions Code is
23 amended to read:

24 1944. (a) The committee shall establish by resolution the
25 amount of the fees that relate to the licensing of a registered dental
26 hygienist, a registered dental hygienist in alternative practice, and
27 a registered dental hygienist in extended functions. The fees
28 established by board resolution in effect on June 30, 2009, as they
29 relate to the licensure of registered dental hygienists, registered
30 dental hygienists in alternative practice, and registered dental
31 hygienists in extended functions, shall remain in effect until
32 modified by the committee. The fees are subject to the following
33 limitations:

34 (1) The application fee for an original license and the fee for
35 the issuance of an original license shall not exceed two hundred
36 fifty dollars (\$250). The fee for the issuance of an original license
37 shall be prorated on a monthly basis. *The committee may, however,*
38 *with respect to an original license that expires in less than 12*
39 *months, impose an additional fee sufficient to cover the reasonable*
40 *costs of issuing the original license if the committee makes a*

1 *determination in writing that the fee for the original license is*
2 *insufficient to cover the reasonable costs of issuing the license and*
3 *that the additional fee is necessary to cover those costs. The total*
4 *amount of the prorated original license fee and any additional fee*
5 *imposed by the committee pursuant to this paragraph for an*
6 *original license that expires in less than 12 months shall not exceed*
7 *one hundred twenty-five dollars (\$125).*

8 (2) The fee for examination for licensure as a registered dental
9 hygienist shall not exceed the actual cost of the examination.

10 (3) For third- and fourth-year dental students, the fee for
11 examination for licensure as a registered dental hygienist shall not
12 exceed the actual cost of the examination.

13 (4) The fee for examination for licensure as a registered dental
14 hygienist in extended functions shall not exceed the actual cost of
15 the examination.

16 (5) The fee for examination for licensure as a registered dental
17 hygienist in alternative practice shall not exceed the actual cost of
18 administering the examination.

19 (6) The biennial renewal fee shall not exceed one hundred sixty
20 dollars (\$160).

21 (7) The delinquency fee shall not exceed one-half of the renewal
22 fee. Any delinquent license may be restored only upon payment
23 of all fees, including the delinquency fee, and compliance with all
24 other applicable requirements of this article.

25 (8) The fee for issuance of a duplicate license to replace one
26 that is lost or destroyed, or in the event of a name change, shall
27 not exceed twenty-five dollars (\$25) or one-half of the renewal
28 fee, whichever is greater.

29 (9) The fee for certification of licensure shall not exceed one-half
30 of the renewal fee.

31 (10) The fee for each curriculum review and site evaluation for
32 educational programs for dental hygienists who are not accredited
33 by a committee-approved agency shall not exceed two thousand
34 one hundred dollars (\$2,100).

35 (11) The fee for each review of courses required for licensure
36 that are not accredited by a committee-approved agency, the
37 Council for Private Postsecondary and Vocational Education, or
38 the Chancellor's Office of the California Community Colleges
39 shall not exceed three hundred dollars (\$300).

1 (12) The initial application and biennial fee for a provider of
2 continuing education shall not exceed five hundred dollars (\$500).

3 (13) The amount of fees payable in connection with permits
4 issued under Section 1962 is as follows:

5 (A) The initial permit fee is an amount equal to the renewal fee
6 for the applicant's license to practice dental hygiene in effect on
7 the last regular renewal date before the date on which the permit
8 is issued.

9 (B) If the permit will expire less than one year after its issuance,
10 then the initial permit fee is an amount equal to 50 percent of the
11 renewal fee in effect on the last regular renewal date before the
12 date on which the permit is issued.

13 (b) The renewal and delinquency fees shall be fixed by the
14 committee by resolution at not more than the current amount of
15 the renewal fee for a license to practice under this article nor less
16 than five dollars (\$5).

17 (c) Fees fixed by the committee by resolution pursuant to this
18 section shall not be subject to the approval of the Office of
19 Administrative Law.

20 (d) Fees collected pursuant to this section shall be collected by
21 the committee and deposited into the State Dental Hygiene Fund,
22 which is hereby created. All money in this fund shall, upon
23 appropriation by the Legislature in the annual Budget Act, be used
24 to implement the provisions of this article.

25 (e) No fees or charges other than those listed in this section shall
26 be levied by the committee in connection with the licensure of
27 registered dental hygienists, registered dental hygienists in
28 alternative practice, or registered dental hygienists in extended
29 functions.

30 (f) The fee for registration of an extramural dental facility shall
31 not exceed two hundred fifty dollars (\$250).

32 (g) The fee for registration of a mobile dental hygiene unit shall
33 not exceed one hundred fifty dollars (\$150).

34 (h) The biennial renewal fee for a mobile dental hygiene unit
35 shall not exceed two hundred fifty dollars (\$250).

36 (i) The fee for an additional office permit shall not exceed two
37 hundred fifty dollars (\$250).

38 (j) The biennial renewal fee for an additional office as described
39 in Section 1926.4 shall not exceed two hundred fifty dollars (\$250).

1 (k) The initial application and biennial special permit fee is an
2 amount equal to the biennial renewal fee specified in paragraph
3 (6) of subdivision (a).

4 (l) The fees in this section shall not exceed an amount sufficient
5 to cover the reasonable regulatory cost of carrying out the
6 provisions of this article.

7 SEC. 3. Section 2435 of the Business and Professions Code is
8 amended to read:

9 2435. The following fees apply to the licensure of physicians
10 and surgeons:

11 (a) Each applicant for a certificate based upon a national board
12 diplomate certificate, each applicant for a certificate based on
13 reciprocity, and each applicant for a certificate based upon written
14 examination, shall pay a nonrefundable application and processing
15 fee, as set forth in subdivision (b), at the time the application is
16 filed.

17 (b) The application and processing fee shall be fixed by the
18 board by May 1 of each year, to become effective on July 1 of that
19 year. The fee shall be fixed at an amount necessary to recover the
20 actual costs of the licensing program as projected for the fiscal
21 year commencing on the date the fees become effective.

22 (c) Each applicant who qualifies for a certificate, as a condition
23 precedent to its issuance, in addition to other fees required herein,
24 shall pay an initial license fee, if any, in an amount fixed by the
25 board consistent with this section. The initial license fee shall not
26 exceed seven hundred ninety dollars (\$790). The initial license fee
27 shall be prorated on a monthly basis. *The board may, however,*
28 *with respect to an initial license that expires in less than 12 months,*
29 *impose an additional fee sufficient to cover the reasonable costs*
30 *of issuing the license if the board makes a determination in writing*
31 *that the fee for the initial license is insufficient to cover the*
32 *reasonable costs of issuing the license and that the additional fee*
33 *is necessary to cover those costs. The total amount of the prorated*
34 *initial license fee and any additional fee imposed by the board*
35 *pursuant to this subdivision for an initial license that expires in*
36 *less than 12 months shall not exceed three hundred ninety-five*
37 *dollars (\$395). An applicant enrolled in an approved postgraduate*
38 *training program shall be required to pay only 50 percent of the*
39 *initial license fee.*

1 (d) The biennial renewal fee shall be fixed by the board
2 consistent with this section and shall not exceed seven hundred
3 ninety dollars (\$790).

4 (e) Notwithstanding subdivisions (c) and (d), and to ensure that
5 subdivision (k) of Section 125.3 is revenue neutral with regard to
6 the board, the board may, by regulation, increase the amount of
7 the initial license fee and the biennial renewal fee by an amount
8 required to recover both of the following:

9 (1) The average amount received by the board during the three
10 fiscal years immediately preceding July 1, 2006, as reimbursement
11 for the reasonable costs of investigation and enforcement
12 proceedings pursuant to Section 125.3.

13 (2) Any increase in the amount of investigation and enforcement
14 costs incurred by the board after January 1, 2006, that exceeds the
15 average costs expended for investigation and enforcement costs
16 during the three fiscal years immediately preceding July 1, 2006.
17 When calculating the amount of costs for services for which the
18 board paid an hourly rate, the board shall use the average number
19 of hours for which the board paid for those costs over these prior
20 three fiscal years, multiplied by the hourly rate paid by the board
21 for those costs as of July 1, 2005. Beginning January 1, 2009, the
22 board shall instead use the average number of hours for which it
23 paid for those costs over the three-year period of fiscal years
24 2005–06, 2006–07, and 2007–08, multiplied by the hourly rate
25 paid by the board for those costs as of July 1, 2005. In calculating
26 the increase in the amount of investigation and enforcement costs,
27 the board shall include only those costs for which it was eligible
28 to obtain reimbursement under Section 125.3 and shall not include
29 probation monitoring costs and disciplinary costs, including those
30 associated with the citation and fine process and those required to
31 implement subdivision (b) of Section 12529 of the Government
32 Code.

33 (f) Notwithstanding Section 163.5, the delinquency fee shall be
34 10 percent of the biennial renewal fee.

35 (g) The duplicate certificate and endorsement fees shall each
36 be fifty dollars (\$50), and the certification and letter of good
37 standing fees shall each be ten dollars (\$10).

38 (h) It is the intent of the Legislature that, in setting fees pursuant
39 to this section, the board shall seek to maintain a reserve in the
40 Contingent Fund of the Medical Board of California in an amount

1 not less than two nor more than four months' operating
2 expenditures.

3 (i) Not later than January 1, 2012, the Office of State Audits
4 and Evaluations within the Department of Finance shall commence
5 a preliminary review of the board's financial status, including, but
6 not limited to, its projections related to expenses, revenues, and
7 reserves, and the impact of the loan from the Contingent Fund of
8 the Medical Board of California to the General Fund made pursuant
9 to the Budget Act of 2008. The office shall make the results of this
10 review available upon request by June 1, 2012. This review shall
11 be funded from the existing resources of the office during the
12 2011–12 fiscal year.

13 SEC. 4. Section 2538.57 of the Business and Professions Code
14 is amended to read:

15 2538.57. The amount of fees and penalties prescribed by this
16 article shall be those set forth in this section unless a lower fee is
17 fixed by the board:

18 (a) The fee for applicants applying for the first time for a license
19 is seventy-five dollars (\$75), which shall not be refunded, except
20 to applicants who are found to be ineligible to take an examination
21 for a license. Those applicants are entitled to a refund of fifty
22 dollars (\$50).

23 (b) The fees for taking or retaking the written and practical
24 examinations shall be amounts fixed by the board, which shall be
25 equal to the actual cost of preparing, grading, analyzing, and
26 administering the examinations.

27 (c) The initial temporary license fee is one hundred dollars
28 (\$100). The fee for an initial temporary license shall be prorated
29 on a monthly basis. *The board may, however, with respect to an*
30 *initial temporary license that expires in less than 12 months,*
31 *impose an additional fee sufficient to cover the reasonable costs*
32 *of issuing the initial temporary license if the board makes a*
33 *determination in writing that the fee for the initial temporary*
34 *license is insufficient to cover the reasonable costs of issuing the*
35 *license and that the additional fee is necessary to cover those costs.*
36 *The total amount of the prorated initial temporary license fee and*
37 *any additional fee imposed by the board pursuant to this*
38 *subdivision for an initial temporary license that expires in less*
39 *than 12 months shall not exceed fifty dollars (\$50). The fee for*

1 renewal of a temporary license is one hundred dollars (\$100) for
2 each renewal.

3 (d) The initial permanent license fee is two hundred eighty
4 dollars (\$280). The fee for an initial permanent license shall be
5 prorated on a monthly basis. *The board may, however, with respect*
6 *to an initial permanent license that expires in less than 12 months,*
7 *impose an additional fee sufficient to cover the reasonable costs*
8 *of issuing the initial permanent license if the board makes a*
9 *determination in writing that the fee for the initial permanent*
10 *license is insufficient to cover the reasonable costs of issuing the*
11 *license and that the additional fee is necessary to cover those costs.*
12 *The total amount of the prorated initial permanent license fee and*
13 *any additional fee imposed by the board pursuant to this*
14 *subdivision for an initial permanent license that expires in less*
15 *than 12 months shall not exceed one hundred forty dollars (\$140).*
16 The fee for renewal of a permanent license is not more than two
17 hundred eighty dollars (\$280) for each renewal.

18 (e) The initial branch office license fee is twenty-five dollars
19 (\$25). The fee for renewal of a branch office license is twenty-five
20 dollars (\$25) for each renewal.

21 (f) The delinquency fee is twenty-five dollars (\$25).

22 (g) The fee for issuance of a replacement license is twenty-five
23 dollars (\$25).

24 (h) The continuing education course approval application fee
25 is fifty dollars (\$50).

26 (i) The fee for official certification of licensure is fifteen dollars
27 (\$15).

28 SEC. 5. Section 2570.16 of the Business and Professions Code
29 is amended to read:

30 2570.16. Initial license and renewal fees shall be established
31 by the board in an amount that does not exceed ~~a ceiling~~ of one
32 hundred fifty dollars (\$150) per year. The initial license fee shall
33 be prorated on a monthly basis. *The board may, however, with*
34 *respect to an initial license that expires in less than 12 months,*
35 *impose an additional fee sufficient to cover the reasonable costs*
36 *of issuing the initial license if the board makes a determination in*
37 *writing that the fee for the initial license is insufficient to cover*
38 *the reasonable costs of issuing the initial license and that the*
39 *additional fee is necessary to cover those costs. The total amount*
40 *of the prorated initial license fee and any additional fee imposed*

1 *by the board pursuant to this section, excluding the fees described*
2 *in subdivisions (a) to (d), inclusive, for an initial license that*
3 *expires in less than 12 months shall not exceed seventy-five dollars*
4 *(\$75). The board shall establish the following additional fees:*

- 5 (a) An application fee not to exceed fifty dollars (\$50).
- 6 (b) A late renewal fee as provided for in Section 2570.10.
- 7 (c) A limited permit fee.
- 8 (d) A fee to collect fingerprints for criminal history record
- 9 checks.

10 SEC. 6. Section 2688 of the Business and Professions Code is
11 amended to read:

12 2688. The amount of fees assessed in connection with licenses
13 issued under this chapter is as follows:

14 (a) (1) The fee for an application for licensure as a physical
15 therapist submitted to the board prior to March 1, 2009, shall be
16 seventy-five dollars (\$75). The fee for an application submitted
17 under Section 2653 to the board prior to March 1, 2009, shall be
18 one hundred twenty-five dollars (\$125).

19 (2) The fee for an application for licensure as a physical therapist
20 submitted to the board on or after March 1, 2009, shall be one
21 hundred twenty-five dollars (\$125). The fee for an application
22 submitted under Section 2653 to the board on or after March 1,
23 2009, shall be two hundred dollars (\$200).

24 (3) Notwithstanding paragraphs (1) and (2), the board may
25 decrease or increase the amount of an application fee under this
26 subdivision to an amount that does not exceed the cost of
27 administering the application process, but in no event shall the
28 application fee amount exceed three hundred dollars (\$300).

29 (b) The examination and reexamination fees for the physical
30 therapist examination, physical therapist assistant examination,
31 and the examination to demonstrate knowledge of the California
32 rules and regulations related to the practice of physical therapy
33 shall be the actual cost to the board of the development and writing
34 of, or purchase of, the examination, and grading of each written
35 examination, plus the actual cost of administering each
36 examination. The board, at its discretion, may require the licensure
37 applicant to pay the fee for the examinations required by Section
38 2636 directly to the organization conducting the examination.

39 (c) (1) The fee for a physical therapist license issued prior to
40 March 1, 2009, shall be seventy-five dollars (\$75).

1 (2) The fee for a physical therapist license issued on or after
2 March 1, 2009, shall be one hundred dollars (\$100).

3 (3) Notwithstanding paragraphs (1) and (2), the board may
4 decrease or increase the amount of the fee under this subdivision
5 to an amount that does not exceed the cost of administering the
6 process to issue the license, but in no event shall the fee to issue
7 the license exceed one hundred fifty dollars (\$150).

8 (4) The fee assessed pursuant to this subdivision for an initial
9 physical therapist license issued on or after January 1, 2015, shall
10 be prorated on a monthly basis. *The board may, however, with*
11 *respect to an initial physical therapist license that expires in less*
12 *than 12 months, impose an additional fee sufficient to cover the*
13 *reasonable costs of issuing the license if the board makes a*
14 *determination in writing that the fee for the initial license is*
15 *insufficient to cover the reasonable costs of issuing the license and*
16 *that the additional fee is necessary to cover those costs. The total*
17 *amount of the prorated initial physical therapist license fee and*
18 *any additional fee imposed by the board pursuant to this paragraph*
19 *for an initial physical therapist license that expires in less than 12*
20 *months shall not exceed seventy-five dollars (\$75).*

21 (d) (1) The fee to renew a physical therapist license that expires
22 prior to April 1, 2009, shall be one hundred fifty dollars (\$150).

23 (2) The fee to renew a physical therapist license that expires on
24 or after April 1, 2009, shall be two hundred dollars (\$200).

25 (3) Notwithstanding paragraphs (1) and (2), the board may
26 decrease or increase the amount of the renewal fee under this
27 subdivision to an amount that does not exceed the cost of the
28 renewal process, but in no event shall the renewal fee amount
29 exceed three hundred dollars (\$300).

30 (e) (1) The fee for application and for issuance of a physical
31 therapist assistant license shall be seventy-five dollars (\$75) for
32 an application submitted to the board prior to March 1, 2009.

33 (2) The fee for application and for issuance of a physical
34 therapist assistant license shall be one hundred twenty-five dollars
35 (\$125) for an application submitted to the board on or after March
36 1, 2009. The fee for an application submitted under Section 2653
37 to the board on or after March 1, 2009, shall be two hundred dollars
38 (\$200).

39 (3) Notwithstanding paragraphs (1) and (2), the board may
40 decrease or increase the amount of the fee under this subdivision

1 to an amount that does not exceed the cost of administering the
2 application process, but in no event shall the application fee amount
3 exceed three hundred dollars (\$300).

4 (f) (1) The fee to renew a physical therapist assistant license
5 that expires prior to April 1, 2009, shall be one hundred fifty dollars
6 (\$150).

7 (2) The fee to renew a physical therapist assistant license that
8 expires on or after April 1, 2009, shall be two hundred dollars
9 (\$200).

10 (3) Notwithstanding paragraphs (1) and (2), the board may
11 decrease or increase the amount of the renewal fee under this
12 subdivision to an amount that does not exceed the cost of the
13 renewal process, but in no event shall the renewal fee amount
14 exceed three hundred dollars (\$300).

15 (g) Notwithstanding Section 163.5, the delinquency fee shall
16 be 50 percent of the renewal fee in effect.

17 (h) (1) The duplicate wall certificate fee shall be fifty dollars
18 (\$50). The duplicate renewal receipt fee amount shall be fifty
19 dollars (\$50).

20 (2) Notwithstanding paragraph (1), the board may decrease or
21 increase the amount of the fee under this subdivision to an amount
22 that does not exceed the cost of issuing duplicates, but in no event
23 shall that fee exceed one hundred dollars (\$100).

24 (i) (1) The endorsement or letter of good standing fee shall be
25 sixty dollars (\$60).

26 (2) Notwithstanding paragraph (1), the board may decrease or
27 increase the amount of the fee under this subdivision to an amount
28 that does not exceed the cost of issuing an endorsement or letter,
29 but in no event shall the fee amount exceed one hundred dollars
30 (\$100).

31 SEC. 7. Section 2987 of the Business and Professions Code is
32 amended to read:

33 2987. The amount of the fees prescribed by this chapter shall
34 be determined by the board, and shall be as follows:

35 (a) The application fee for a psychologist shall not be more than
36 fifty dollars (\$50).

37 (b) The examination and reexamination fees for the
38 examinations shall be the actual cost to the board of developing,
39 purchasing, and grading of each examination, plus the actual cost
40 to the board of administering each examination.

1 (c) The initial license fee is an amount equal to the renewal fee
2 in effect on the last regular renewal date before the date on which
3 the license is issued. The initial license fee shall be prorated on a
4 monthly basis. *The board may, however, with respect to an initial*
5 *license that expires in less than 12 months, impose an additional*
6 *fee sufficient to cover the reasonable costs of issuing the license*
7 *if the board makes a determination in writing that the fee for the*
8 *initial license is insufficient to cover the reasonable costs of issuing*
9 *the license and that the additional fee is necessary to cover those*
10 *costs. The total amount of the prorated initial license fee and any*
11 *additional fee imposed by the board pursuant to this subdivision*
12 *for an initial license that expires in less than 12 months shall not*
13 *exceed one-half of the initial licensure fee.*

14 (d) The biennial renewal fee for a psychologist shall be four
15 hundred dollars (\$400). The board may increase the renewal fee
16 to an amount not to exceed five hundred dollars (\$500).

17 (e) The application fee for registration and supervision of a
18 psychological assistant by a supervisor under Section 2913, which
19 is payable by that supervisor, shall not be more than seventy-five
20 dollars (\$75).

21 (f) The annual renewal fee for registration of a psychological
22 assistant shall not be more than seventy-five dollars (\$75).

23 (g) The duplicate license or registration fee is five dollars (\$5).

24 (h) The delinquency fee is twenty-five dollars (\$25).

25 (i) The endorsement fee is five dollars (\$5).

26 Notwithstanding any other law, the board may reduce any fee
27 prescribed by this section, when, in its discretion, the board deems
28 it administratively appropriate.

29 SEC. 8. Section 4842.5 of the Business and Professions Code
30 is amended to read:

31 4842.5. The amount of fees prescribed by this article is that
32 fixed by the following schedule:

33 (a) The fee for filing an application for examination shall be set
34 by the board in an amount it determines is reasonably necessary
35 to provide sufficient funds to carry out the purposes of this chapter,
36 not to exceed three hundred fifty dollars (\$350).

37 (b) The fee for the California registered veterinary technician
38 examination shall be set by the board in an amount it determines
39 is reasonably necessary to provide sufficient funds to carry out the
40 purposes of this chapter, not to exceed three hundred dollars (\$300).

1 (c) The initial registration fee shall be set by the board at not
2 more than three hundred fifty dollars (\$350) and shall be prorated
3 on a monthly basis. *The board may, however, with respect to an*
4 *initial registration that expires in less than 12 months, impose an*
5 *additional fee sufficient to cover the reasonable costs of*
6 *registration if the board makes a determination in writing that the*
7 *fee for the initial registration is insufficient to cover the reasonable*
8 *costs of registration and that the additional fee is necessary to*
9 *cover those costs. The total amount of the prorated initial*
10 *registration fee and any additional fee imposed by the board*
11 *pursuant to this subdivision for an initial registration that expires*
12 *in less than 12 months shall not exceed one hundred seventy-five*
13 *dollars (\$175). The board may adopt regulations to provide for*
14 the waiver or refund of the initial registration fee when the
15 registration is issued less than 45 days before the date on which it
16 will expire.

17 (d) The biennial renewal fee shall be set by the board at not
18 more than three hundred fifty dollars (\$350).

19 (e) The delinquency fee shall be set by the board at not more
20 than fifty dollars (\$50).

21 (f) Any charge made for duplication or other services shall be
22 set at the cost of rendering the services.

23 (g) The fee for filing an application for approval of a school or
24 institution offering a curriculum for training registered veterinary
25 technicians pursuant to Section 4843 shall be set by the board at
26 an amount not to exceed three hundred dollars (\$300). The school
27 or institution shall also pay for the actual costs of an onsite
28 inspection conducted by the board pursuant to Section 2065.6 of
29 Title 16 of the California Code of Regulations, including, but not
30 limited to, the travel, food, and lodging expenses incurred by an
31 inspection team sent by the board.

32 (h) The fee for failure to report a change in the mailing address
33 is twenty-five dollars (\$25).

34 SEC. 9. Section 4905 of the Business and Professions Code is
35 amended to read:

36 4905. The following fees shall be collected by the board and
37 shall be credited to the Veterinary Medical Board Contingent Fund:

38 (a) The fee for filing an application for examination shall be set
39 by the board in an amount it determines is reasonably necessary

1 to provide sufficient funds to carry out the purpose of this chapter,
2 not to exceed three hundred fifty dollars (\$350).

3 (b) The fee for the California state board examination shall be
4 set by the board in an amount it determines is reasonably necessary
5 to provide sufficient funds to carry out the purpose of this chapter,
6 not to exceed three hundred fifty dollars (\$350).

7 (c) The fee for the Veterinary Medicine Practice Act
8 examination shall be set by the board in an amount it determines
9 reasonably necessary to provide sufficient funds to carry out the
10 purpose of this chapter, not to exceed one hundred dollars (\$100).

11 (d) The initial license fee shall be set by the board not to exceed
12 five hundred dollars (\$500) and shall be prorated on a monthly
13 basis. *The board may, however, with respect to an initial license*
14 *that expires in less than 12 months, impose an additional fee*
15 *sufficient to cover the reasonable costs of issuing the license if the*
16 *board makes a determination in writing that the fee for the initial*
17 *license is insufficient to cover the reasonable costs of issuing the*
18 *license and that the additional fee is necessary to cover those costs.*
19 *The total amount of the prorated initial license fee and any*
20 *additional fee imposed by the board pursuant to this subdivision*
21 *for an initial license that expires in less than 12 months shall not*
22 *exceed two hundred fifty dollars (\$250). The board may, by*
23 *appropriate regulation, provide for the waiver or refund of the*
24 *initial license fee when the license is issued less than 45 days before*
25 *the date on which it will expire.*

26 (e) The renewal fee shall be set by the board for each biennial
27 renewal period in an amount it determines is reasonably necessary
28 to provide sufficient funds to carry out the purpose of this chapter,
29 not to exceed five hundred dollars (\$500).

30 (f) The temporary license fee shall be set by the board in an
31 amount it determines is reasonably necessary to provide sufficient
32 funds to carry out the purpose of this chapter, not to exceed two
33 hundred fifty dollars (\$250).

34 (g) The delinquency fee shall be set by the board, not to exceed
35 fifty dollars (\$50).

36 (h) The fee for issuance of a duplicate license is twenty-five
37 dollars (\$25).

38 (i) Any charge made for duplication or other services shall be
39 set at the cost of rendering the service, except as specified in
40 subdivision (h).

1 (j) The fee for failure to report a change in the mailing address
2 is twenty-five dollars (\$25).

3 (k) The initial and annual renewal fees for registration of
4 veterinary premises shall be set by the board in an amount not to
5 exceed four hundred dollars (\$400) annually.

6 (l) If the money transferred from the Veterinary Medical Board
7 Contingent Fund to the General Fund pursuant to the Budget Act
8 of 1991 is redeposited into the Veterinary Medical Board
9 Contingent Fund, the fees assessed by the board shall be reduced
10 correspondingly. However, the reduction shall not be so great as
11 to cause the Veterinary Medical Board Contingent Fund to have
12 a reserve of less than three months of annual authorized board
13 expenditures. The fees set by the board shall not result in a
14 Veterinary Medical Board Contingent Fund reserve of more than
15 10 months of annual authorized board expenditures.

16 SEC. 10. Section 4970 of the Business and Professions Code
17 is amended to read:

18 4970. The amount of fees prescribed for licensed acupuncturists
19 shall be those set forth in this section unless a lower fee is fixed
20 by the board in accordance with Section 4972:

21 (a) The application fee shall be seventy-five dollars (\$75).

22 (b) The examination and reexamination fees shall be the actual
23 cost to the Acupuncture Board for the development and writing
24 of, grading, and administering of each examination.

25 (c) The initial license fee shall be three hundred twenty-five
26 dollars (\$325) and shall be prorated on a monthly basis. *The board*
27 *may, however, with respect to an initial license that expires in less*
28 *than 12 months, impose an additional fee sufficient to cover the*
29 *reasonable costs of issuing the license if the board makes a*
30 *determination in writing that the fee for the initial license is*
31 *insufficient to cover the reasonable costs of issuing the license and*
32 *that the additional fee is necessary to cover those costs. The total*
33 *amount of the prorated initial license fee and any additional fee*
34 *imposed by the board pursuant to this subdivision for an initial*
35 *license that expires in less than 12 months shall not exceed one*
36 *hundred sixty-two dollars and fifty cents (\$162.50).*

37 (d) The renewal fee shall be three hundred twenty-five dollars
38 (\$325) and in the event a lower fee is fixed by the board, shall be
39 an amount sufficient to support the functions of the board in the
40 administration of this chapter. The renewal fee shall be assessed

1 on an annual basis until January 1, 1996, and on and after that date
2 the board shall assess the renewal fee biennially.

3 (e) The delinquency fee shall be set in accordance with Section
4 163.5.

5 (f) The application fee for the approval of a school or college
6 under Section 4939 shall be three thousand dollars (\$3,000).

7 (g) The duplicate wall license fee is an amount equal to the cost
8 to the board for the issuance of the duplicate license.

9 (h) The duplicate renewal receipt fee is ten dollars (\$10).

10 (i) The endorsement fee is ten dollars (\$10).

11 (j) The fee for a duplicate license for an additional office
12 location as required under Section 4961 shall be fifteen dollars
13 (\$15).

14 SEC. 11. Section 5604 of the Business and Professions Code
15 is amended to read:

16 5604. The fees prescribed by this chapter for architect
17 applicants or architect licenseholders shall be fixed by the board
18 as follows:

19 (a) The application fee for reviewing a candidate's eligibility
20 to take any section of the examination may not exceed one hundred
21 dollars (\$100).

22 (b) The fee for any section of the examination administered by
23 the board may not exceed one hundred dollars (\$100).

24 (c) The fee for an original license at an amount equal to the
25 renewal fee in effect at the time the license is issued. The fee for
26 an original license shall be prorated on a monthly basis. *The board*
27 *may, however, with respect to an original license that expires in*
28 *less than 12 months, impose an additional fee sufficient to cover*
29 *the reasonable costs of issuing the license if the board makes a*
30 *determination in writing that the fee for the original license is*
31 *insufficient to cover the reasonable costs of issuing the license and*
32 *that the additional fee is necessary to cover those costs. The total*
33 *amount of the prorated original license fee and any additional fee*
34 *imposed by the board pursuant to this subdivision for an original*
35 *license that expires in less than 12 months shall not exceed one-half*
36 *of the original licensure fee. The board may, by appropriate*
37 *regulation, provide for the waiver or refund of the fee for an*
38 *original license if the license is issued less than 45 days before the*
39 *date on which it will expire.*

- 1 (d) The fee for an application for reciprocity may not exceed
- 2 one hundred dollars (\$100).
- 3 (e) The fee for a duplicate license may not exceed twenty-five
- 4 dollars (\$25).
- 5 (f) The renewal fee may not exceed four hundred dollars (\$400).
- 6 (g) The delinquency fee may not exceed 50 percent of the
- 7 renewal fee.
- 8 (h) The fee for a retired license may not exceed the fee
- 9 prescribed in subdivision (c).

