



## MEMORANDUM

<b>DATE</b>	August 7, 2014
<b>TO</b>	Psychology Board Members
<b>FROM</b>	Jonathan Burke Administrative Services Coordinator
<b>SUBJECT</b>	<b>AB 1758 (Patterson): Healing Arts: Initial License Fees: Proration</b>

### **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

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**BILL NUMBER:** AB 1758

**VERSION:** AMENDED AUGUST 4, 2014

**AUTHOR:** PATTERSON

**SPONSOR:** AUTHOR

**BOARD POSITION:** WATCH

**SUBJECT:** HEALING ARTS: INITIAL LICENSE FEES: PRORATION

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### 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:*

- State Center Community College District
- Central Unified School District
- California Veterinary Medical Association
- The Fresno Chamber of Commerce.

*Opposition:*

- None on file.

**6) History**

**2014**

- Aug. 04** In committee: Placed on APPR. suspense file.
- Aug. 04** From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on APPR.
- Jun. 30** Read second time and amended. Re-referred to Com. on APPR.
- Jun. 26** From committee: Do pass as amended and re-refer to Com. on APPR. (Ayes 8. Noes 0.) (June 23).
- Jun. 05** Referred to Com. on B., P. & E.D.

**May 29** Read third time. Passed. Ordered to the Senate. (Ayes 77. Noes 1. Page 5364.)

**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 SENATE AUGUST 4, 2014

AMENDED IN SENATE JUNE 30, 2014

AMENDED IN ASSEMBLY MAY 27, 2014

AMENDED IN ASSEMBLY APRIL 3, 2014

AMENDED IN ASSEMBLY MARCH 20, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

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**ASSEMBLY BILL**

**No. 1758**

**Introduced by Assembly Member Patterson**  
(Coauthor: Senator Lieu)

February 14, 2014

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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 a.m. on either the last day of the birth month of the licensee or at 12 a.m. of the legal birth date of the licensee during the 2nd year of a 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 ½ of the fee for an initial or original license, as specified.

*The bill would incorporate additional changes to Section 1724 of the Business and Professions Code made by SB 1416 that would become operative if both bills are chaptered on or before January 1, 2015, and this bill is chaptered last.*

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

1 is insufficient to cover the reasonable costs of issuing the license  
2 and that the additional fee is necessary to cover those costs. The  
3 total amount of the prorated initial license fee and any additional  
4 fee imposed by the board pursuant to this subdivision for an initial  
5 license that expires in less than 12 months shall not exceed two  
6 hundred twenty-five dollars (\$225).

7 (e) The fee for a special permit shall not exceed three hundred  
8 dollars (\$300), and the renewal fee for a special permit shall not  
9 exceed one hundred dollars (\$100).

10 (f) The delinquency fee shall be the amount prescribed by  
11 Section 163.5.

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

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

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

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

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

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

24 (m) The fee for application for an extramural facility permit  
25 and for the renewal of a permit shall not exceed twenty-five dollars  
26 (\$25).

27 The board shall report to the appropriate fiscal committees of  
28 each house of the Legislature whenever the board increases any  
29 fee pursuant to this section and shall specify the rationale and  
30 justification for that increase.

31 *SEC. 1.5. Section 1724 of the Business and Professions Code*  
32 *is amended to read:*

33 1724. The amount of charges and fees for dentists licensed  
34 pursuant to this chapter shall be established by the board as is  
35 necessary for the purpose of carrying out the responsibilities  
36 required by this chapter as it relates to dentists, subject to the  
37 following limitations:

38 (a) The fee for application for examination shall not exceed five  
39 hundred dollars (\$500).



- 1 (b) The fee for application for reexamination shall not exceed
- 2 one hundred dollars (\$100).
- 3 (c) The fee for examination and for reexamination shall not
- 4 exceed eight hundred dollars (\$800). Applicants who are found to
- 5 be ineligible to take the examination shall be entitled to a refund
- 6 in an amount fixed by the board.
- 7 (d) The fee for an initial license and for the renewal of a license
- 8 ~~shall not exceed four hundred fifty dollars (\$450).~~ *is five hundred*
- 9 *twenty-five dollars (\$525). The fee for an initial license shall be*
- 10 *prorated on a monthly basis. The board may, however, with respect*
- 11 *to an initial license that expires in less than 12 months, impose an*
- 12 *additional fee sufficient to cover the reasonable costs of issuing*
- 13 *the license if the board makes a determination in writing that the*
- 14 *prorated fee for the initial license is insufficient to cover the*
- 15 *reasonable costs of issuing the license and that the additional fee*
- 16 *is necessary to cover those costs. The total amount of the prorated*
- 17 *initial license fee and any additional fee imposed by the board*
- 18 *pursuant to this subdivision for an initial license that expires in*
- 19 *less than 12 months shall not exceed two hundred sixty-two dollars*
- 20 *and fifty cents (\$262.50).*
- 21 (e) The fee for a special permit shall not exceed three hundred
- 22 dollars (\$300), and the renewal fee for a special permit shall not
- 23 exceed one hundred dollars (\$100).
- 24 (f) The delinquency fee shall be the amount prescribed by
- 25 Section 163.5.
- 26 (g) The penalty for late registration of change of place of
- 27 practice shall not exceed seventy-five dollars (\$75).
- 28 (h) The application fee for permission to conduct an additional
- 29 place of practice shall not exceed two hundred dollars (\$200).
- 30 (i) The renewal fee for an additional place of practice shall not
- 31 exceed one hundred dollars (\$100).
- 32 (j) The fee for issuance of a substitute certificate shall not exceed
- 33 one hundred twenty-five dollars (\$125).
- 34 (k) The fee for a provider of continuing education shall not
- 35 exceed two hundred fifty dollars (\$250) per year.
- 36 (l) The fee for application for a referral service permit and for
- 37 renewal of that permit shall not exceed twenty-five dollars (\$25).
- 38 (m) The fee for application for an extramural facility permit
- 39 and for the renewal of a permit shall not exceed twenty-five dollars
- 40 (\$25).

1 The board shall report to the appropriate fiscal committees of  
2 each house of the Legislature whenever the board increases any  
3 fee pursuant to this section and shall specify the rationale and  
4 justification for that increase.

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

7 1944. (a) The committee shall establish by resolution the  
8 amount of the fees that relate to the licensing of a registered dental  
9 hygienist, a registered dental hygienist in alternative practice, and  
10 a registered dental hygienist in extended functions. The fees  
11 established by board resolution in effect on June 30, 2009, as they  
12 relate to the licensure of registered dental hygienists, registered  
13 dental hygienists in alternative practice, and registered dental  
14 hygienists in extended functions, shall remain in effect until  
15 modified by the committee. The fees are subject to the following  
16 limitations:

17 (1) The application fee for an original license and the fee for  
18 the issuance of an original license shall not exceed two hundred  
19 fifty dollars (\$250). The fee for the issuance of an original license  
20 shall be prorated on a monthly basis. The committee may, however,  
21 with respect to an original license that expires in less than 12  
22 months, impose an additional fee sufficient to cover the reasonable  
23 costs of issuing the original license if the committee makes a  
24 determination in writing that the fee for the original license is  
25 insufficient to cover the reasonable costs of issuing the license and  
26 that the additional fee is necessary to cover those costs. The total  
27 amount of the prorated original license fee and any additional fee  
28 imposed by the committee pursuant to this paragraph for an original  
29 license that expires in less than 12 months shall not exceed one  
30 hundred twenty-five dollars (\$125).

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

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

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

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

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

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

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

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

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

20 (11) The fee for each review of courses required for licensure  
21 that are not accredited by a committee-approved agency, the Bureau  
22 for Private Postsecondary Education or its successor, or the  
23 Chancellor's Office of the California Community Colleges shall  
24 not exceed three hundred dollars (\$300).

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

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

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

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

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

1 (c) Fees fixed by the committee by resolution pursuant to this  
2 section shall not be subject to the approval of the Office of  
3 Administrative Law.

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

9 (e) No fees or charges other than those listed in this section shall  
10 be levied by the committee in connection with the licensure of  
11 registered dental hygienists, registered dental hygienists in  
12 alternative practice, or registered dental hygienists in extended  
13 functions.

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

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

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

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

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

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

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

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

32 2435. The following fees apply to the licensure of physicians  
33 and surgeons:

34 (a) Each applicant for a certificate based upon a national board  
35 diplomate certificate, each applicant for a certificate based on  
36 reciprocity, and each applicant for a certificate based upon written  
37 examination, shall pay a nonrefundable application and processing  
38 fee, as set forth in subdivision (b), at the time the application is  
39 filed.

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

6 (c) Each applicant who qualifies for a certificate, as a condition  
7 precedent to its issuance, in addition to other fees required herein,  
8 shall pay an initial license fee, if any, in an amount fixed by the  
9 board consistent with this section. The initial license fee shall not  
10 exceed seven hundred ninety dollars (\$790). The initial license fee  
11 shall be prorated on a monthly basis. The board may, however,  
12 with respect to an initial license that expires in less than 12 months,  
13 impose an additional fee sufficient to cover the reasonable costs  
14 of issuing the license if the board makes a determination in writing  
15 that the fee for the initial license is insufficient to cover the  
16 reasonable costs of issuing the license and that the additional fee  
17 is necessary to cover those costs. The total amount of the prorated  
18 initial license fee and any additional fee imposed by the board  
19 pursuant to this subdivision for an initial license that expires in  
20 less than 12 months shall not exceed three hundred ninety-five  
21 dollars (\$395). An applicant enrolled in an approved postgraduate  
22 training program shall be required to pay only 50 percent of the  
23 initial license fee.

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

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

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

36 (2) Any increase in the amount of investigation and enforcement  
37 costs incurred by the board after January 1, 2006, that exceeds the  
38 average costs expended for investigation and enforcement costs  
39 during the three fiscal years immediately preceding July 1, 2006.  
40 When calculating the amount of costs for services for which the

1 board paid an hourly rate, the board shall use the average number  
2 of hours for which the board paid for those costs over these prior  
3 three fiscal years, multiplied by the hourly rate paid by the board  
4 for those costs as of July 1, 2005. Beginning January 1, 2009, the  
5 board shall instead use the average number of hours for which it  
6 paid for those costs over the three-year period of fiscal years  
7 2005–06, 2006–07, and 2007–08, multiplied by the hourly rate  
8 paid by the board for those costs as of July 1, 2005. In calculating  
9 the increase in the amount of investigation and enforcement costs,  
10 the board shall include only those costs for which it was eligible  
11 to obtain reimbursement under Section 125.3 and shall not include  
12 probation monitoring costs and disciplinary costs, including those  
13 associated with the citation and fine process and those required to  
14 implement subdivision (b) of Section 12529 of the Government  
15 Code.

16 (f) Notwithstanding Section 163.5, the delinquency fee shall be  
17 10 percent of the biennial renewal fee.

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

21 (h) It is the intent of the Legislature that, in setting fees pursuant  
22 to this section, the board shall seek to maintain a reserve in the  
23 Contingent Fund of the Medical Board of California in an amount  
24 not less than two nor more than four months' operating  
25 expenditures.

26 (i) Not later than January 1, 2012, the Office of State Audits  
27 and Evaluations within the Department of Finance shall commence  
28 a preliminary review of the board's financial status, including, but  
29 not limited to, its projections related to expenses, revenues, and  
30 reserves, and the impact of the loan from the Contingent Fund of  
31 the Medical Board of California to the General Fund made pursuant  
32 to the Budget Act of 2008. The office shall make the results of this  
33 review available upon request by June 1, 2012. This review shall  
34 be funded from the existing resources of the office during the  
35 2011–12 fiscal year.

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

38 2538.57. The amount of fees and penalties prescribed by this  
39 article shall be those set forth in this section unless a lower fee is  
40 fixed by the board:

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

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

10 (c) The initial temporary license fee is one hundred dollars  
11 (\$100). The fee for an initial temporary license shall be prorated  
12 on a monthly basis. The board may, however, with respect to an  
13 initial temporary license that expires in less than 12 months, impose  
14 an additional fee sufficient to cover the reasonable costs of issuing  
15 the initial temporary license if the board makes a determination in  
16 writing that the fee for the initial temporary license is insufficient  
17 to cover the reasonable costs of issuing the license and that the  
18 additional fee is necessary to cover those costs. The total amount  
19 of the prorated initial temporary license fee and any additional fee  
20 imposed by the board pursuant to this subdivision for an initial  
21 temporary license that expires in less than 12 months shall not  
22 exceed fifty dollars (\$50). The fee for renewal of a temporary  
23 license is one hundred dollars (\$100) for each renewal.

24 (d) The initial permanent license fee is two hundred eighty  
25 dollars (\$280). The fee for an initial permanent license shall be  
26 prorated on a monthly basis. The board may, however, with respect  
27 to an initial permanent license that expires in less than 12 months,  
28 impose an additional fee sufficient to cover the reasonable costs  
29 of issuing the initial permanent license if the board makes a  
30 determination in writing that the fee for the initial permanent  
31 license is insufficient to cover the reasonable costs of issuing the  
32 license and that the additional fee is necessary to cover those costs.  
33 The total amount of the prorated initial permanent license fee and  
34 any additional fee imposed by the board pursuant to this  
35 subdivision for an initial permanent license that expires in less  
36 than 12 months shall not exceed one hundred forty dollars (\$140).  
37 The fee for renewal of a permanent license is not more than two  
38 hundred eighty dollars (\$280) for each renewal.

1 (e) The initial branch office license fee is twenty-five dollars  
2 (\$25). The fee for renewal of a branch office license is twenty-five  
3 dollars (\$25) for each renewal.

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

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

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

9 (i) The fee for official certification of licensure is fifteen dollars  
10 (\$15).

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

13 2570.16. Initial license and renewal fees shall be established  
14 by the board in an amount that does not exceed one hundred fifty  
15 dollars (\$150) per year. The initial license fee shall be prorated on  
16 a monthly basis. The board may, however, with respect to an initial  
17 license that expires in less than 12 months, impose an additional  
18 fee sufficient to cover the reasonable costs of issuing the initial  
19 license if the board makes a determination in writing that the fee  
20 for the initial license is insufficient to cover the reasonable costs  
21 of issuing the initial license and that the additional fee is necessary  
22 to cover those costs. The total amount of the prorated initial license  
23 fee and any additional fee imposed by the board pursuant to this  
24 section, excluding the fees described in subdivisions (a) to (d),  
25 inclusive, for an initial license that expires in less than 12 months  
26 shall not exceed seventy-five dollars (\$75). The board shall  
27 establish the following additional fees:

28 (a) An application fee not to exceed fifty dollars (\$50).

29 (b) A late renewal fee as provided for in Section 2570.10.

30 (c) A limited permit fee.

31 (d) A fee to collect fingerprints for criminal history record  
32 checks.

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

35 2688. The amount of fees assessed in connection with licenses  
36 issued under this chapter is as follows:

37 (a) (1) The fee for an application for licensure as a physical  
38 therapist submitted to the board prior to March 1, 2009, shall be  
39 seventy-five dollars (\$75). The fee for an application submitted



1 under Section 2653 to the board prior to March 1, 2009, shall be  
2 one hundred twenty-five dollars (\$125).

3 (2) The fee for an application for licensure as a physical therapist  
4 submitted to the board on or after March 1, 2009, shall be one  
5 hundred twenty-five dollars (\$125). The fee for an application  
6 submitted under Section 2653 to the board on or after March 1,  
7 2009, shall be two hundred dollars (\$200).

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

13 (b) The examination and reexamination fees for the physical  
14 therapist examination, physical therapist assistant examination,  
15 and the examination to demonstrate knowledge of the California  
16 rules and regulations related to the practice of physical therapy  
17 shall be the actual cost to the board of the development and writing  
18 of, or purchase of, the examination, and grading of each written  
19 examination, plus the actual cost of administering each  
20 examination. The board, at its discretion, may require the licensure  
21 applicant to pay the fee for the examinations required by Section  
22 2636 directly to the organization conducting the examination.

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

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

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

32 (4) The fee assessed pursuant to this subdivision for an initial  
33 physical therapist license issued on or after January 1, 2015, shall  
34 be prorated on a monthly basis. The board may, however, with  
35 respect to an initial physical therapist license that expires in less  
36 than 12 months, impose an additional fee sufficient to cover the  
37 reasonable costs of issuing the license if the board makes a  
38 determination in writing that the fee for the initial license is  
39 insufficient to cover the reasonable costs of issuing the license and  
40 that the additional fee is necessary to cover those costs. The total

1 amount of the prorated initial physical therapist license fee and  
2 any additional fee imposed by the board pursuant to this paragraph  
3 for an initial physical therapist license that expires in less than 12  
4 months shall not exceed seventy-five dollars (\$75).

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

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

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

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

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

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

28 (f) (1) The fee to renew a physical therapist assistant license  
29 that expires prior to April 1, 2009, shall be one hundred fifty dollars  
30 (\$150).

31 (2) The fee to renew a physical therapist assistant license that  
32 expires on or after April 1, 2009, shall be two hundred dollars  
33 (\$200).

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

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

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

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

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

10 (2) Notwithstanding paragraph (1), the board may decrease or  
11 increase the amount of the fee under this subdivision to an amount  
12 that does not exceed the cost of issuing an endorsement or letter,  
13 but in no event shall the fee amount exceed one hundred dollars  
14 (\$100).

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

17 2987. The amount of the fees prescribed by this chapter shall  
18 be determined by the board, and shall be as follows:

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

21 (b) The examination and reexamination fees for the  
22 examinations shall be the actual cost to the board of developing,  
23 purchasing, and grading of each examination, plus the actual cost  
24 to the board of administering each examination.

25 (c) The initial license fee is an amount equal to the renewal fee  
26 in effect on the last regular renewal date before the date on which  
27 the license is issued. The initial license fee shall be prorated on a  
28 monthly basis. The board may, however, with respect to an initial  
29 license that expires in less than 12 months, impose an additional  
30 fee sufficient to cover the reasonable costs of issuing the license  
31 if the board makes a determination in writing that the fee for the  
32 initial license is insufficient to cover the reasonable costs of issuing  
33 the license and that the additional fee is necessary to cover those  
34 costs. The total amount of the prorated initial license fee and any  
35 additional fee imposed by the board pursuant to this subdivision  
36 for an initial license that expires in less than 12 months shall not  
37 exceed one-half of the initial license fee.

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

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

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

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

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

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

10 Notwithstanding any other law, the board may reduce any fee  
11 prescribed by this section, when, in its discretion, the board deems  
12 it administratively appropriate.

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

15 4842.5. The amount of fees prescribed by this article is that  
16 fixed by the following schedule:

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

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

25 (c) The initial registration fee shall be set by the board at not  
26 more than three hundred fifty dollars (\$350) and shall be prorated  
27 on a monthly basis. The board may, however, with respect to an  
28 initial registration that expires in less than 12 months, impose an  
29 additional fee sufficient to cover the reasonable costs of registration  
30 if the board makes a determination in writing that the fee for the  
31 initial registration is insufficient to cover the reasonable costs of  
32 registration and that the additional fee is necessary to cover those  
33 costs. The total amount of the prorated initial registration fee and  
34 any additional fee imposed by the board pursuant to this  
35 subdivision for an initial registration that expires in less than 12  
36 months shall not exceed one hundred seventy-five dollars (\$175).  
37 The board may adopt regulations to provide for the waiver or  
38 refund of the initial registration fee when the registration is issued  
39 less than 45 days before the date on which it will expire.

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

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

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

7 (g) The fee for filing an application for approval of a school or  
8 institution offering a curriculum for training registered veterinary  
9 technicians pursuant to Section 4843 shall be set by the board at  
10 an amount not to exceed three hundred dollars (\$300). The school  
11 or institution shall also pay for the actual costs of an onsite  
12 inspection conducted by the board pursuant to Section 2065.6 of  
13 Title 16 of the California Code of Regulations, including, but not  
14 limited to, the travel, food, and lodging expenses incurred by an  
15 inspection team sent by the board.

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

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

20 4905. The following fees shall be collected by the board and  
21 shall be credited to the Veterinary Medical Board Contingent Fund:

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

26 (b) The fee for the California state board examination shall be  
27 set by the board 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 three hundred fifty dollars (\$350).

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

34 (d) The initial license fee shall be set by the board not to exceed  
35 five hundred dollars (\$500) and shall be prorated on a monthly  
36 basis. The board may, however, with respect to an initial license  
37 that expires in less than 12 months, impose an additional fee  
38 sufficient to cover the reasonable costs of issuing the license if the  
39 board makes a determination in writing that the fee for the initial  
40 license is insufficient to cover the reasonable costs of issuing the

1 license and that the additional fee is necessary to cover those costs.  
2 The total amount of the prorated initial license fee and any  
3 additional fee imposed by the board pursuant to this subdivision  
4 for an initial license that expires in less than 12 months shall not  
5 exceed two hundred fifty dollars (\$250). The board may, by  
6 appropriate regulation, provide for the waiver or refund of the  
7 initial license fee when the license is issued less than 45 days before  
8 the date on which it will expire.

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

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

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

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

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

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

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

29 (l) If the money transferred from the Veterinary Medical Board  
30 Contingent Fund to the General Fund pursuant to the Budget Act  
31 of 1991 is redeposited into the Veterinary Medical Board  
32 Contingent Fund, the fees assessed by the board shall be reduced  
33 correspondingly. However, the reduction shall not be so great as  
34 to cause the Veterinary Medical Board Contingent Fund to have  
35 a reserve of less than three months of annual authorized board  
36 expenditures. The fees set by the board shall not result in a  
37 Veterinary Medical Board Contingent Fund reserve of more than  
38 10 months of annual authorized board expenditures.

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

1 4970. The amount of fees prescribed for licensed acupuncturists  
2 shall be those set forth in this section unless a lower fee is fixed  
3 by the board in accordance with Section 4972:

- 4 (a) The application fee shall be seventy-five dollars (\$75).
- 5 (b) The examination and reexamination fees shall be the actual  
6 cost to the Acupuncture Board for the development and writing  
7 of, grading, and administering of each examination.
- 8 (c) The initial license fee shall be three hundred twenty-five  
9 dollars (\$325) and shall be prorated on a monthly basis. The board  
10 may, however, with respect to an initial license that expires in less  
11 than 12 months, impose an additional fee sufficient to cover the  
12 reasonable costs of issuing the license if the board makes a  
13 determination in writing that the fee for the initial license is  
14 insufficient to cover the reasonable costs of issuing the license and  
15 that the additional fee is necessary to cover those costs. The total  
16 amount of the prorated initial license fee and any additional fee  
17 imposed by the board pursuant to this subdivision for an initial  
18 license that expires in less than 12 months shall not exceed one  
19 hundred sixty-two dollars and fifty cents (\$162.50).
- 20 (d) The renewal fee shall be three hundred twenty-five dollars  
21 (\$325) and in the event a lower fee is fixed by the board, shall be  
22 an amount sufficient to support the functions of the board in the  
23 administration of this chapter. The renewal fee shall be assessed  
24 on an annual basis until January 1, 1996, and on and after that date  
25 the board shall assess the renewal fee biennially.
- 26 (e) The delinquency fee shall be set in accordance with Section  
27 163.5.
- 28 (f) The application fee for the approval of a school or college  
29 under Section 4939 shall be three thousand dollars (\$3,000).
- 30 (g) The duplicate wall license fee is an amount equal to the cost  
31 to the board for the issuance of the duplicate license.
- 32 (h) The duplicate renewal receipt fee is ten dollars (\$10).
- 33 (i) The endorsement fee is ten dollars (\$10).
- 34 (j) The fee for a duplicate license for an additional office  
35 location as required under Section 4961 shall be fifteen dollars  
36 (\$15).

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

1 5604. The fees prescribed by this chapter for architect  
2 applicants or architect licenseholders shall be fixed by the board  
3 as follows:

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

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

9 (c) The fee for an original license at an amount equal to the  
10 renewal fee in effect at the time the license is issued. The fee for  
11 an original license shall be prorated on a monthly basis. The board  
12 may, however, with respect to an original license that expires in  
13 less than 12 months, impose an additional fee sufficient to cover  
14 the reasonable costs of issuing the license if the board makes a  
15 determination in writing that the fee for the original license is  
16 insufficient to cover the reasonable costs of issuing the license and  
17 that the additional fee is necessary to cover those costs. The total  
18 amount of the prorated original license fee and any additional fee  
19 imposed by the board pursuant to this subdivision for an original  
20 license that expires in less than 12 months shall not exceed one-half  
21 of the original license fee. The board may, by appropriate  
22 regulation, provide for the waiver or refund of the fee for an  
23 original license if the license is issued less than 45 days before the  
24 date on which it will expire.

25 (d) The fee for an application for reciprocity may not exceed  
26 one hundred dollars (\$100).

27 (e) The fee for a duplicate license may not exceed twenty-five  
28 dollars (\$25).

29 (f) The renewal fee may not exceed four hundred dollars (\$400).

30 (g) The delinquency fee may not exceed 50 percent of the  
31 renewal fee.

32 (h) The fee for a retired license may not exceed the fee  
33 prescribed in subdivision (c).

34 *SEC. 12. Section 1.5 of this bill incorporates amendments to*  
35 *Section 1724 of the Business and Professions Code proposed by*  
36 *both this bill and Senate Bill 1416. It shall only become operative*  
37 *if (1) both bills are enacted and become effective on or before*  
38 *January 1, 2015, (2) each bill amends Section 1724 of the Business*  
39 *and Professions Code, and (3) this bill is enacted after Senate Bill*



1 1416, in which case Section 1 of this bill shall not become  
2 operative.

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