



ALASKA STATE LEGISLATURE

HOUSE LABOR & COMMERCE COMMITTEE

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Sectional Analysis

HB 187

The following is a sectional summary of HB 187 and is not an authoritative representation of the bill. For an authoritative interpretation, please refer to the bill itself.

Section 1: AS 08.01.050 Administrative Duties of the Department – is amended to reflect the new establishment of fees under AS 08.01.065.

Section 2: AS 08.01.063(a) Military Courtesy Licenses – is amended to reflect the new establishment of fees under AS 08.01.065.

Section 3: AS 08.01.065(a) Establishment of Fees – is amended by removing specific fees set out by statute, thus giving the department the ability to consolidate fee types.

Section 4: AS 08.01.065(c) Establishment of Fees – is repealed and reenacted to allow the department (1) the ability to establish fee levels using fees collected for a licensing group plus appropriations, (2) to average licensing group's revenues and expenditures for current and prior licensing cycles for establishing fee levels, (3) to reduce a calculated fee if that fee would be significantly higher than the current fee, (4) to recover any costs that may result from a reduced fee over future licensing periods, (5) to post information on the department's website regarding fee reductions, (6) to consider recommendations by the boards prior to revising fees, and (7) defines "regulatory costs."

Section 5: AS 08.01.065(h) Establishment of Fees – is amended to reflect the removal of specific fees set out in statute and enable the new establishment of fees as defined in section 4.

Section 6: AS 08.01.075(e) Disciplinary Powers of Boards – is amended to reference the new establishment of fees under AS 08.01.065.

Section 7: AS 08.01.110 Definitions – is amended by adding a new definition of "licensing group" that encompasses all the license types regulated by a board, commission, or department under a chapter or chapters of Title 8.

Section 8: AS 08.04.420(c) Accountants, Practice Privileges – is amended to reflect that an individual who is licensed in another state to practice public accounting does not have to pay a fee to the

department provided they meet the conditions set out under AS 08.04.420(a) and (b). Prior language referenced the public accountancy board, but the board is not able to collect fees.

Section 9: AS 08.04.421(a) Accountants, Out of State Permits and Exemptions – is amended to reflect that a legal entity that does not have an office in the state must pay a fee required by the department for an out-of-state permit. Prior language referenced the fee was required by the public accountancy board, but it is the department that sets fees under AS 08.01.065.

Section 10: AS 08.04.421(f) Accountants, Out of State Permits and Exemptions – is amended to reflect that a legal entity with an out-of-state exemption does not have to pay a fee to the department. Prior language referenced the public accountancy board, but the board is not able to collect fees.

Section 11: AS 08.11.010 Audiologists and Speech-language Pathologists, Qualifications for Audiologist License – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 12: AS 08.11.015 Audiologists and Speech-language Pathologists, Qualifications for Speech-language Pathologist License – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 13: AS 08.11.030(c) Audiologists and Speech-language Pathologists, Reinstatement of Lapsed License or Registration; Renewal of Suspended License or Registration – is amended to reference the new establishment of fees as defined under AS 08.01.065 and any delayed renewal fees under AS 08.01.100(b).

Section 14: AS 08.11.040(b) Audiologists and Speech-language Pathologists, Display of License – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 15: AS 08.13.100(e) Barbers and Hairdressers, License – is amended to remove the reference to different types of fees as outlined under AS 08.01.065.

Section 16: AS 08.13.175 Barbers and Hairdressers, Temporary License – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 17: AS 08.18.025(c) Construction Contractors and Home Inspectors, Residential contractors – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 18: AS 08.24.140(a) Collection Agencies, Fee, bond, and other material – is amended to reference the new establishment of fees as defined under AS 08.01.065 and renumbered accordingly.

Section 19: AS 08.24.370 Collection Agencies, Nonresidents – is amended to remove the reference to different types of fees as outlined under AS 08.01.065.

Section 20: AS 08.32.081 Dental Hygienists and Assistants, Lapse and reinstatement of license – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 21: AS 08.42.085(c) Morticians, Qualifications for trainees – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 22: AS 08.54.610(a) Big Game Guides and Related Occupations, Registered guide-outfitter license – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 23: AS 08.54.610(b) Big Game Guides and Related Occupations, Master guide-outfitter license – is amended to remove the reference to different types of fees as outlined under AS 08.01.065.

Section 24: AS 08.54.640(b) Big Game Guides and Related Occupations, Law enforcement officers and game biologists – is amended to remove the reference to different types of fees as defined under AS 08.01.065.

Section 25: AS 08.55.010(c) Hearing Aid Dealers, Qualifications for license – is amended to remove the reference to different types of fees as defined under AS 08.01.065.

Section 26: AS 08.55.020(b) Hearing Aid Dealers, Renewal of license – is amended to remove the reference to different types of fees as defined under AS 08.01.065.

Section 27: AS 08.62.040(a) Marine Pilots, Powers, duties, and limitations – is amended to by changing the word “assure” to “ensure” and to remove the reference to different types of fees as defined under AS 08.01.065.

Section 28: AS 08.65.050 Direct-Entry Midwives, Qualifications for license – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 29: AS 08.68.100(a) Nursing, Duties and powers of board – is amended by removing reference to 08.68.336 – Fees which is repealed under this bill to reflect the new fee structure set out under AS 08.01.065.

Section 30: AS 08.68.251 Nursing, Lapsed licenses – is amended to reference the new establishment of fees as defined under AS 08.01.065 and delayed renewal fees under AS 08.01.100(b).

Section 31: AS 08.71.110(a) Dispensing Opticians, Qualification for licensure – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 32: AS 08.72.150 Optometrists, Application for examination and issuance of license – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 33: AS 08.72.181(b) Optometrists, Renewal of License – is amended to remove the reference to different types of fees as defined under AS 08.01.065.

Section 34: AS 08.76.140(b) Pawnbrokers and Secondhand Dealers, Duration and renewal of license – is amended by removing language that establishes certain fees for the pawnbroker as this is now defined under AS 08.01.065.

Section 35: AS 08.76.140(c) Pawnbrokers and Secondhand Dealers, Duration and renewal of license – is amended by removing a dollar amount for renewal penalty as this is defined under AS 08.01.065.

Section 36: AS 08.84.032 Physical Therapists and Occupational Therapists, Foreign-trained applicants – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 37: AS 08.84.075(a) Physical Therapists and Occupational Therapists, Limited permit – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 38: AS 08.84.075(b) Physical Therapists and Occupational Therapists, Limited permit – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 39: AS 08.86.150(a) Psychologists and Psychological Associates, License by credentials – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 40: AS 08.88.091(e) Real Estate Brokers and Other Licensees, Education of applicants and licensees – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 41: AS 08.88.241(a) Real Estate Brokers and Other Licensees, Reinstatement of lapsed license – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 42: AS 08.95.125(a) Social Workers, Temporary license to practice social work – is amended to remove the reference to different types of fees as outlined under AS 08.01.065.

Section 43: AS 08.98.180 Veterinarians, Temporary license – is amended to reference the new establishment of fees as defined under AS 08.01.065.

Section 44: 32 chapters are repealed by this Act. These repealed sections all deal with how the department or board would establish fees and what fees they would be able to collect. These are not necessary any longer because of the new language in section 2. A copy of the repealed statutes is attached.

Section 45: Uncodified law is amended to allow the department to adopt regulations immediately to implement this act. Regulations take effect immediately, but not before January 1, 2014.

Section 46: Uncodified law is amended for transitional language for current licensee holders that any fee changes will not take place until their current license would expire.

Section 47: Section 45 takes effective immediately.

Section 48: Provides for a January 1, 2014 effective date, except as provided by section 47.