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Chairman's Information:

- 1) CSHB 78(L&C)am "An act relating to occupational licensing fees; and providing for an effective date."
 - a) Introduced: Governor
 - b) Co-Sponsors:
- 2) INTENT: This bill will authorize the establishment of occupational licensing fees by regulation, giving the department the flexibility to set fees which reflect the actual cost of licensing functions.

FISCAL NOTE: none

- 3) ADDITIONAL REFERRALS: Rules
- 4) PUBLIC HEARINGS:
 - a) Sponsor:
 - b) Public witnesses:
- 5) BILL ACTION:
 - a) Hold in committee?
 - b) Assign to sub committee for further review?
 - c) Move from Committee?
 - d) close public hearings?
- 6) COMMITTEE ACTION:
 - a) amendments?
 - b) CS adoption?



Official Business

Alaska State Legislature

Senate

Committee on Labor & Commerce

Pouch V
State Capitol
Juneau, Alaska 99811

CSHB 78(L&C): Sectional

- Section 1) Identifies the occupations administered by the Division of Occupational Licensing and adds new language to include those occupations which are administered by the division but which do not have governing boards.
- Section 2) Adds a new section which allows the department to establish fees by regulation. The department may not adopt a fee in regulation without the concurrence of the board regulating the occupation, and fees must reflect, to the extent possible, the actual cost to the department for which the fee is charged.
- Section 3) Provides authority for the department, with the concurrence of the board, to establish a penalty fee by regulation for permit renewals that have lapsed for more than 60 days. This penalty is in addition to delinquent renewal fees.
- Sections 4 thru 53) Makes cleanup changes which reflect the changes authorized in sections 1 thru 3, i.e. fees established by regulation.
- Section 54) Repealers
- Section 55) Sections 1 thru 3 take effect immediately
- Section 56) Sections 4 thru 54 take effect on the effective date of regulations adopted under 08.01.065, enacted in section 2 of this bill.

1/31/85

DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

BILL ANALYSIS

HB 78: "An Act relating to occupational licensing fees; and providing for an effective date."

HB 78 was requested by the Division of Occupational Licensing, Department of Commerce and Economic Development. It would authorize the establishment of all occupational licensing fees by regulation. Currently, most fees are set by statute, and revisions to the fees to reflect changing costs of licensing programs are infrequent.

Passage of this legislation will give the members of licensed professions and trades a greater opportunity to assist in regulating their own fees. The Administrative Procedure Act, AS 44.62, provides for public input at the time new regulations are being proposed and also gives the public the opportunity to petition an agency for adoption, amendment or repeal of a regulation. When petitioned, an agency must take action within 60 days.

This bill will also give the department flexibility in balancing the costs of licensing activities with the fees charged.

The granting of fee setting authority to occupational licensing boards is not an entirely new venture. Last year, the Legislature revised statutes relating to dentists and dental hygienists (Sec. 10, Chap. 100 SLA 1984) and in that bill there was authorization for the department to set fees by regulation. Additional precedent is found in the following statutes:

- AS 08.48.091 Architects, Engineers and Land Surveyors. This provides that fees for examinations will be set by the board.
- AS 08.48.231(c) Architects, Engineers and Land Surveyors. This provides that regulations shall establish fees for reexamination and penalty fees for failure to renew.
- AS 08.64 Medical Board. Fees for paramedics and physicians' assistants are currently set by the board.

0053k



DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

HB 78 Sectional Analysis.

HB 78: "An Act relating to occupational licensing fees; and providing for an effective date."

- Section 1: This section identifies the occupations administered by the Division of Occupational Licensing. It adds new language to include the four occupations administered by the division which do not have governing boards.
- Section 2: This section is the body of the entire bill. It directs the department to set occupational licensing fees by regulation. It directs the division to consult with the appropriate licensing boards before adopting regulations. It also states that the fees established by regulation must, to the extent possible, reflect the actual cost of the activity for which the fee is assessed.
- Section 3: Provides the authority to establish a penalty for renewing a license which has been lapsed for 60 days or more.
- Section 4 through Section 52: These sections bring the statutes of the individual licensing boards into compliance with the new regulatory fee language set out in Section 2.
- Section 53: This section deletes statutory redundancy. With one exception, these all repeal statutes which say that the revenues generated by licensing fees shall be deposited into the general fund. This is already provided for in Title 37 and Article IX, Section 7 of the constitution.
- Section 54: Effective date clause. Sections 1 through 3, the base sections of the bill, take effect immediately.
- Section 55: Effective date clause. Sections 4 through 53 take effect on the effective date of regulations adopted under Section 2 of this bill. Until the effective date of new regulations, the current fee schedule will remain in effect.

0058k

Div. of Occupational Licensing
 FY 84
 BOARDS AND COMMISSIONS

BOARD/TRADE:	# LICENSEES	* AVERAGE ANNUAL REVENUES	EXPENDITURES	+/-
ATHLETIC COMMISSION:	57	1.1	11.3	-(10.2)
A.E.L.S.:	4097	144.2	167.9	-(23.7)
BARBERS & HAIRDRESSERS:	2595	106.2	96.5	9.7
CHIROPRACTORS:	168	2.9	37.2	-(34.3)
COLLECTION AGENCIES:	51	7.9	26.0	-(18.1)
CONTRACTORS:	7495	671.6	137.7	533.9
CONCERT PROMOTERS:	7	1.2	21.0	-(19.8)
DENTAL:	760	18.9	103.1	-(84.2)
DISPENSING OPTICIANS:	67	2.2	33.3	-(31.1)
ELECTRICAL ADMINISTRATORS:	487	71.0	71.7	-1.7
GEOLOGISTS:	121	-0.0-	21.0	-(21.0)
GUIDES:	1348	46.2	126.4	-(80.2)
MEDICAL:	1393	48.6	92.3	-(43.7)
MARINE PILOTS:	76	1.7	43.8	-(42.1)
MORTUARY SCIENCE:	121	1.2	23.9	-(22.7)
NURSING:	6261	87.2	191.1	-(103.9)
NURSING HOME ADMIN.:	56	1.7	28.1	-(26.4)
OPTOMETRY:	92	2.1	35.8	-(33.7)
PHARMACY:	338	22.5	93.3	-(70.8)
PHYSICAL THERAPY:	149	5.0	34.5	-(29.5)
PSYCHOLOGY:	104	4.0	40.0	-(36.0)
PUBLIC ACCOUNTANCY:	638	41.8	79.5	-(37.7)
VETERINARY:	161	5.0	39.0	-(34.0)
		<u>1,294.2</u>	<u>1,554.4</u>	(260.2)

* Average Annual Revenues are based on an average of revenues collected within a renewal period. The licensing renewal periods vary among the various occupations some expiring annually, biennial, and others quadrennial.

COMMENTS:

- 1) The expenditures do not include costs of legal services.
- 2) The Division of Occupational Licensing provides support to:

- 17 Professional Boards
- 1 Commission
- 5 Trades
- 1 Committee

24 Licensing Functions

(Within the 24 licensing functions, the division issues licenses in 100 different categories.)

- 3) Expenditures include:

- Board travel & per diem
- National Membership Dues
- Examinations
- Examination Proctors
- Printing and Advertising
- Telephones

Expenditures also include the allocated division personal services costs for the particular board.

FY 84
BOARD ALLOCATIONS vs. ACTUAL EXPENSES
(Travel and Per Diem only)

BOARD:	ALLOCATION	EXPENSE	+/-
ATHLETIC COMMISSION:	(not applicable)		
A.E.L.S.:	18.2	19.8	-(1.6)
BARBERS & HAIRDRESSERS:	10.1	12.6	-(2.5)
CHIROPRACTORS:	5.5	5.7	-(.2)
COLLECTION AGENCIES:	(not applicable)		
CONTRACTORS:	(not applicable)		
CONCERT PROMOTERS:	(not applicable)		
DENTAL:	12.2	10.4	1.8
DISPENSING OPTICIANS:	3.0	3.8	-(.8)
ELECTRICAL ADMINISTRATORS:	8.6	11.2	-(2.6)
GEOLOGISTS:	(not applicable)		
GUIDES:	10.2	8.2	2.0
MEDICAL:	11.1	14.1	-(3.0)
MARINE PILOTS:	6.8	5.9	.9
MORTUARY SCIENCE:	(not applicable)		
NURSING:	15.0	14.6	.4
NURSING HOME ADMIN.:	3.3	2.6	.7
OPTOMETRY:	3.4	4.0	-(.6)
PHARMACY:	10.6	11.6	-(1.0)
PHYSICAL THERAPY:	5.2	5.1	.1
PSYCHOLOGY:	7.8	7.2	.6
PUBLIC ACCOUNTANCY:	12.1	9.8	2.3
VETERINARY:	6.4	5.7	.7
	149.5	152.3	
TOTAL BUDGET ALLOCATION	152.4	152.3	= .1

EXAMPLES

Based on the proposed fee formula, the following two examples are suggested:

1) MEDICAL LICENSURE: (High)

$$\begin{array}{rcccccccl} 70.8 & + & 14.1 & + & 7.4 & = & 92.3 & - & .8 & = & 91.5 \\ \text{(Div. cost)} & & \text{(Tvl/PD)} & & \text{(Contractual)} & & & & \text{(Exam cost)} & & \text{(Total Bd cost)} \end{array}$$

$$91.5 \div 1393 \text{ (licensees)} = \$ 65.69 \text{ (Base annual license fee)}$$

\$65.69 x 4 = \$262.76 for current 4 year license. A reduction from the current cost of \$600 for four years.

This example is the basic formula that will be used with the additional computations for each category under a particular licensing authority.

2) NURSING LICENSURE: (Low)

$$\begin{array}{rcccccccl} 166.4 & + & 14.6 & + & 10.1 & = & 191.1 & & & & \\ \text{(Div. cost)} & & \text{(Tvl/Pd)} & & \text{(Contractual)} & & \text{(Total Bd cost)} & & & & \end{array}$$

$$\begin{array}{rcccccccl} 191.1 & - & 3.0 & = & 188.1 & \div & 6261 \text{ (licensees)} & = & \$ 30.04 \\ \text{(Total Bd cost)} & & \text{(Exam cost)} & & & & & & \text{(Base annual fee)} \end{array}$$

Base annual license fee = \$30.04

Examination application/license fee = \$30.04 + 25.00 = \$ 55.04

30.04 x 2 = \$60.08 (Biennial license fee); an increase from the current license fee of \$50 for RN's and \$30 for LPN's.



Official Business

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Title 08 Chapter Reference:

- 08.01: Licensing
- 08.04: Accountancy
- 08.13: Barbers and Hairdressers
- 08.18: Construction contractors
- 08.20: Chiropractors
- 08.24: Collection Agencies
- 08.32: Dental hygienists
- 08.36: Dentistry
- 08.40: Electrical Examiners
- 08.42: Morticians
- 08.48: Architects, engineers, land surveyors
- 08.52: Explosive handlers
- 08.54: Guides
- 08.62: Marine Pilots
- 08.64: Medicine
- 08.68: Nursing
- 08.70: Nursing Home Administrators
- 08.71: Dispensing Opticians
- 08.72: Optometry
- 08.80: Pharmacy
- 08.84: Physical therapy

08.86: Psychologists and psychological associate examiners

08.88: Real Estate Brokers and Real Estate Salesman

08.92: Concert Promoters

08.98: Veterinarians

BILL SHEFFIELD, GOVERNOR

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

POUCH K - STATE CAPITOL
JUNEAU, ALASKA 99811
PHONE: (907) 465-3600

April 25, 1985

Honorable John Sackett
Co-Chair
Senate Finance Committee
Alaska State Legislature
Pouch V
Juneau, AK 99811

Re: SCSHB 78(L&C) -- occupational
licensing fees
Our file: 377-006-85

Dear Senator Sackett:

This letter is to clarify and correct my responses to two questions you asked me about this bill at the Senate Labor and Commerce Committee hearing on April 24.

First, HE 78 affects all occupational licensing fees collected by the Department of Commerce and Economic Development for professions licensed under AS 08. This means the 22 professions listed in AS 08.01.010 which is amended in sec. 1 of the bill plus the real estate profession which is included in secs. 2 and 50 of the bill. However, the bill does not affect the fees for the licensing of attorneys under AS 08.08, the Integrated Bar Act. Those fees are already fixed by the Board of Governors of the Alaska Bar Association under AS 08.08.080(b)(2), rather than by statute. Also, the bill does not include licensing fees for the insurance profession under AS 21. Another bill now in the Senate Finance Committee, CSHB 80(L&C), would authorize setting these fees by regulation rather than by statute. Nor does the bill affect commercial fishing permit fees which are set by regulation by the Limited Entry Commission under AS 16.43.160. Finally, of course, the bill does not affect statutorily set fees collected by non-occupational licensing regulatory agencies like the Public Utilities Commission, the division of banking, securities, and corporations, and the athletic commission.

In summary, the direct answer to your question about which I equivocated somewhat at the hearing is that SCSHB 78(L&C) authorizes all statutorily set occupational licensing fees to be set by regulation except for the fees for the insurance profession which are covered by CS 80(L&C).

Honorable John Sackett, Co-Chair
Senate Finance Committee

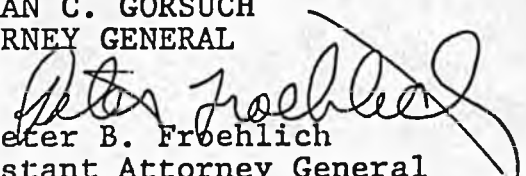
April 25, 1985
Page 2

Secondly, I was mistaken when I said that I thought most of the repealers in sec. 54 of the bill were repealers of fee setting statutes. In fact, only three of the statutes repealed set fees. They are AS 08.48.201(b), AS 08.48.241(e), and AS 08.54.170(c). With one exception, the other repealed statutes all state that fees will be deposited in the general fund. These statutes are repealed because they unnecessarily restate the obvious and for only some professions. Under art. IX, sec. 7, of the Alaska Constitution, dedication of license fees for all professions is prohibited. The other repealed statute is AS 8.48.290 concerning refunds and the time for payment of medical board exam fees.

I hope this letter adequately narrows, clarifies, and corrects my responses to your questions. Please let me know if I can provide any further information on this bill.

Sincerely,

NORMAN C. GORSUCH
ATTORNEY GENERAL

By: 
Peter B. Froehlich
Assistant Attorney General

PBF:md

cc: Honorable Fred Zharoff, Chair
Senate Labor & Commerce Committee

Carol Derfner
Special Assistant
Governor's Office

Harry Traeger, Director
Division of Occupational Licensing
Dept. of Commerce & Economic Development

Arthur H. Peterson
Assistant Attorney General
Legislation/Regulations Section

SCS CSHB 78(L&C): "AN ACT RELATING TO OCCUPATIONAL LICENSING FEES;
AND PROVIDING FOR AN EFFECTIVE DATE"

Need to move the CS;

*P. 8 7-10
Sec. 21*

THIS BILL WAS INTRODUCED BY THE GOVERNOR TO AUTHORIZE THE ESTABLISHMENT OF OCCUPATIONAL LICENSING FEES BY REGULATION. IT GIVES THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT THE FLEXIBILITY TO SET FEES WHICH REFLECT THE ACTUAL COST OF LICENSING FUNCTIONS.

THE SENATE LABOR AND COMMERCE CS INSERTED LANGUAGE WHICH HAD BEEN DELETED BY AN AMENDMENT ON THE HOUSE FLOOR. THIS LANGUAGE PERTAINED TO NONRESIDENT COLLECTION AGENCIES AND OPERATORS AND REQUIRES THEM TO PAY DOUBLE THE FEES IMPOSED ON RESIDENT COLLECTION AGENCIES AND OPERATORS.

ADDITIONALLY, PORTIONS OF THE BUDGET PROCESS WERE PREDICATED ON PASSAGE OF THIS BILL, AND I URGE THE SUPPORT OF THE SENATE.

- Excludes*
- 1. APUC*
 - 2. Athletic Comm*
 - 3. Ark. Ban Assoc. have elsewhere*
 - 4. Insurance - (covered HB 80)*
 - 5. L.E. Fee*
 - 6. Div. Banking & securities.*

Original sponsor: Rules/Governor

1 IN THE HOUSE

SCS CHANGES
PAGE 8, LINES 7-10

BY THE LABOR AND
COMMERCE COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 78 (L&C)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to occupational licensing fees; and
7 providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 Section 1. AS 08.01.010 is amended to read:

10 Sec. 08.01.010. APPLICABILITY OF CHAPTER. This chapter applies
11 to the

12 (1) Board of Public Accountancy (AS 08.04.010);

13 (2) [REPEALED

14 (3) REPEALED

15 (4)] Board of Chiropractic Examiners (AS 08.20.010);

16 [(5) REPEALED]

17 (3) [(6)] Board of Dental Examiners (AS 08.36.010);

18 (4) [(7)] Board of Electrical Examiners (AS 08.40.010);

19 (5) [(8)] State Board of Registration for Architects,

20 Engineers and Land Surveyors (AS 08.48.011);

21 (6) [(9)] State Medical Board (AS 08.64.010);

22 (7) [(10)] Board of Nursing (AS 08.68.010);

23 (8) [(11)] Board of Examiners in Optometry (AS 08.72.010);

24 (9) [(12)] Board of Pharmacy (AS 08.80.010);

25 [(13) REPEALED]

26 (10) [(14)] Board of Veterinary Examiners (AS 08.98.010);

27 (11) [(15)] Board of Psychologist and Psychological Asso-
28 ciate Examiners (AS 08.86.010);

29 [(16) REPEALED

1 (17) REPEALED]

2 (12) [(18)] Board of Marine Pilots (AS 08.62.010);

3 (13) [(19)] Board of Dispensing Opticians (AS 08.71.010);

4 (14) [(20)] Guide Licensing and Control Board (AS 08.54-
5 .010);

6 (15) [(21)] State Physical Therapy Board (AS 08.84.010);

7 (16) [(22)] Board of Nursing Home Administrators (AS 08.-
8 70.010);

9 (17) [(23)] regulation of professional geologists under
10 AS 08.02.011;

11 (18) [(24)] Board of Barbers and Hairdressers (AS 08.13-
12 .010);

13 (19) regulation of construction contractors under AS 08.18;

14 (20) regulation of collection agencies under AS 08.24;

15 (21) regulation of morticians under AS 08.42;

16 (22) regulation of concert promoters under AS 08.92.

17 * Sec. 2. AS 08.01 is amended by adding a new section to read:

18 Sec. 08.01.065. FEES ESTABLISHED BY REGULATION. (a) The de-
19 partment shall adopt regulations that establish the amount and manner
20 of payment of application fees, examination fees, license fees, regis-
21 tration fees, permit fees, investigation fees, and all other fees as
22 appropriate for the occupations covered by this chapter and for real
23 estate brokers and salesmen under AS 08.88.

24 (b) The department may not adopt a regulation under (a) of this
25 section unless the board responsible for regulating the affected
26 occupation concurs.

27 (c) A fee established under this section must reflect, to the
28 extent possible, the actual costs to the department of the activity
29 for which the fee is charged.

1 * Sec. 3. AS 08.01.100(b) is amended to read:

2 (b) A registration, license, permit, or certificate [CERTIFI-
3 CATES] requiring renewal to continue to be effective must be renewed
4 on or before the date set by the department or it will lapse. With
5 the concurrence of the appropriate board the department may establish
6 by regulation a [A] penalty [OF \$10 SHALL BE CHARGED IN ADDITION TO
7 ALL DELINQUENT RENEWAL FEES] for reinstatement of a registration,
8 license, permit, or certificate that [WHICH] remains lapsed for more
9 than 60 days. The penalty is in addition to delinquent renewal fees.

10 * Sec. 4. AS 08.04.190 is amended to read:

11 Sec. 08.04.190. EXAMINATION FEE. An [THE BOARD SHALL CHARGE
12 EACH APPLICANT A FEE OF \$50 FOR THE INITIAL EXAMINATION AND FOR EACH
13 REEXAMINATION. THE] applicant shall pay the appropriate fee at the
14 time of application for examination or reexamination.

15 * Sec. 5. AS 08.04.390 is amended to read:

16 Sec. 08.04.390. PERMIT FOR INDIVIDUAL PRACTICE AS A PUBLIC
17 ACCOUNTANT. The board shall issue a permit to engage in the practice
18 of public accounting to a holder of a certificate or license if all
19 offices of the certificate holder or licensee are maintained and
20 registered as required by AS 08.04.350 - 08.04.380. The permit is
21 valid for two years [THE BIENNIAL PERMIT FEE IS \$60].

22 * Sec. 6. AS 08.04.400 is amended to read:

23 Sec. 08.04.400. PERMIT FOR PARTNERSHIP OR CORPORATE PRACTICE AS
24 A PUBLIC ACCOUNTANT. The board shall issue a permit to engage in the
25 practice of public accounting as a partnership or as a corporation to
26 a partnership or corporation registered under AS 08.04.240. The
27 permit is valid for two years [THE BIENNIAL PERMIT FEE IS \$60]. A
28 permit is valid only for practice under the registered name of the
29 partnership or corporation. A partnership registered under

1 AS 08.04.330 - 08.04.340 on June 29, 1980, qualifies for a permit
2 under this section as long as each partner personally engaged in the
3 practice of public accounting in this state holds a license or permit
4 under AS 08.04.661.

5 * Sec. 7. AS 08.04.410 is amended to read:

6 Sec. 08.04.410. PERMIT FOR PERSON NOT ENGAGED IN PRACTICE. A
7 person holding a certificate or license who is not engaged in the
8 practice of public accounting may maintain the certificate or license
9 in good standing by registering with the board and paying an annual
10 registration fee [OF \$10].

11 * Sec. 8. AS 08.04.420 is amended to read:

12 Sec. 08.04.420. PERMIT FOR GENERAL PRACTICE AS A CERTIFIED
13 PUBLIC ACCOUNTANT. A certified public accountant, or a partnership or
14 corporation of certified public accountants in good standing in a
15 state, not holding a permit under AS 08.04.390 or 08.04.400 nor main-
16 taining an office in this state but engaging in the practice of public
17 accounting in this state, shall apply to the board for a permit to
18 practice. The board shall determine whether the applicant is eligible
19 for the permit. [THE ANNUAL FEE FOR THE ISSUANCE OF A PERMIT IS
20 \$100.]

21 * Sec. 9. AS 08.04.430 is amended to read:

22 Sec. 08.04.430. EXPIRATION AND RENEWAL. A permit or registra-
23 tion under this chapter, unless revoked or suspended, must [SHALL] be
24 renewed biennially upon payment of a renewal fee [IN THE SAME AMOUNT
25 AS THE INITIAL BIENNIAL FEE].

26 * Sec. 10. AS 08.04 is amended by adding a new section to article 4 to
27 read:

28 Sec. 08.04.495. FEES. The Department of Commerce and Economic
29 Development shall set fees under AS 08.01.065 for examinations,
SCS CSHB 78(L&C)

1 reexaminations, permits, licenses, certificates and registrations.

2 * Sec. 11. AS 08.13.185 is repealed and reenacted to read:

3 Sec. 08.13.185. FEES. The Department of Commerce and Economic
4 Development shall set fees under AS 08.01.065 for initial licenses and
5 renewals for the following:

- 6 (1) schools;
- 7 (2) school owners;
- 8 (3) instructor;
- 9 (4) shop owner;
- 10 (5) practitioner of barbering;
- 11 (6) practitioner of hairdressing;
- 12 (7) practitioner of cosmetology;
- 13 (8) temporary permit;
- 14 (9) student permit.

15 (b) The Department shall set fees under AS 08.01.065 for exami-
16 nation and investigation.

17 * Sec. 12. AS 08.18.041 is repealed and reenacted to read:

18 Sec. 08.18.041. FEES. The Department of Commerce and Economic
19 Development shall set registration and renewal fees under AS 08.01.065
20 for the following:

- 21 (1) general contractor;
- 22 (2) specialty contractor.

23 * Sec. 13. AS 08.20.130(d) is amended to read:

24 (d) An applicant may take a reexamination within one year after
25 failing the examination [UPON PAYMENT OF A FEE OF \$10].

26 * Sec. 14. AS 08.20.180 is repealed and reenacted to read:

27 Sec. 08.20.180. FEES. (a) An applicant for an examination,
28 reexamination, issuance of a temporary permit, or initial issuance or
29 renewal of a license shall pay a fee established under AS 08.01.065.

1 (b) License renewal fees are due every four years.

2 * Sec. 15. AS 08.24.100(b) is amended to read:

3 (b) The [ANNUAL] operator's license is [SHALL BE] renewable on
4 or before July 1 of each second year [BEGINNING ON JULY 1, 1968, AND
5 THE BIENNIAL FEE IS \$100].

6 * Sec. 16. AS 08.24.110(a) is amended to read:

7 (a) To qualify for an operator's license, the applicant shall:

8 (1) [REPEALED,

9 (2)] be a high school graduate, or have the equivalent
10 education of a high school graduate;

11 (2) [(3)] be of good moral character;

12 (3) [(4)] not have been convicted of violating this chap-
13 ter, nor have any unsettled complaints under this chapter against the
14 applicant;

15 (4) [(5)] not have been convicted of a felony or a crime of
16 larceny or embezzlement or a crime involving moral turpitude;

17 (5) [(6)] be 19 years of age or older at the time of appli-
18 cation;

19 (6) [(7)] not be a disbarred attorney or have filed bank-
20 ruptcy;

21 (7) [(8)] pay the biennial license fee [WHICH IS FIXED AT
22 \$100].

23 * Sec. 17. AS 08.24.120(a) is amended to read:

24 (a) An application for an operator's license must [SHALL] be
25 made on forms furnished by the department and must [SHALL] contain the
26 information required in AS 08.24.110 and[, IN ADDITION,] the follow-
27 ing:

28 (1) a complete set of fingerprints;

29 (2) a 2" x 3" photograph showing a front view of head and

1 shoulders;

2 (3) if it is an original application, the [AN] application
3 fee [OF \$40];

4 (4) the biennial license fee [REQUIRED BY AS 08.24.100].

5 * Sec. 18. AS 08.24 is amended by adding a new section to read:

6 Sec. 08.24.135. FEES. The department shall set fees for
7 licenses and applications under AS 08.01.065 and shall set fines under
8 AS 08.01.100.

9 * Sec. 19. AS 08.24.140(a) is amended to read:

10 (a) The application must [SHALL] be accompanied by:

11 (1) if it is an original application, the [AN] application
12 fee [OF \$100];

13 (2) the biennial license fee for a collection agency [WHICH
14 IS FIXED AT \$200] for the principal place of business and the same
15 amount [\$200] for each branch office;

16 (3) a bond running to the state with a surety or sureties
17 to the satisfaction of the department, and conditioned that the li-
18 censee shall, within 30 days after the close of each calendar or
19 fiscal month, report and pay to the licensee's customers the net
20 proceeds due and payable of all collections made during the calendar
21 or fiscal month that exceed [WHICH EXCEEDS] \$20.

22 * Sec. 20. AS 08.24.200(b) is amended to read:

23 (b) If a licensee under this chapter is delinquent for a period
24 of 15 days in applying for the renewal of a license, the department
25 shall suspend the license and notify the licensee by certified mail or
26 by personal service. The notice must [SHALL] state that the license
27 will be revoked if application for renewal is not made within 15 days
28 after [FROM] the date on which the notice was mailed or personally
29 served. When a licensee has been delinquent more than 60 days in

1 renewing a license or certificate, the department shall charge an
2 additional penalty established under AS 08.01.100(b) before [FEE OF
3 \$50 FOR THE] renewal of the license.

4 * Sec. 21. AS 08.24.370 is amended to read:

5 Sec. 08.24.370. NONRESIDENTS. A nonresident may apply for and
6 receive a collection agency license or an operator license or both on
7 the same basis as a resident. The application fee and the biennial
8 license fee for a nonresident operator or nonresident agency license
9 are double the same fees established by regulations under AS 08.01.065
10 for a resident operator or agency [THE APPLICATION FEE FOR A NONRES-
11 IDENT OPERATOR LICENSE IS \$100, AND THE BIENNIAL LICENSE FEE IS \$200.
12 THE APPLICATION FEE FOR A NONRESIDENT AGENCY LICENSE IS \$200, AND THE
13 BIENNIAL LICENSE FEE IS \$400 FOR THE PRINCIPAL PLACE OF BUSINESS AND
14 \$400 FOR EACH BRANCH OFFICE].

15 * Sec. 22. AS 08.32.097 is amended to read:

16 Sec. 08.32.097. FEES. The Department of Commerce and Economic
17 Development [DEPARTMENT] shall, by regulations adopted under
18 AS 08.01.065 [AS 08.01.080], establish fees for dental hygienists for
19 the following:

- 20 (1) filing an examination and licensing application;
- 21 (2) examination fee;
- 22 (3) credential fee;
- 23 (4) initial license;
- 24 (5) registration fee;
- 25 (6) filing a reexamination application;
- 26 (7) duplicate license;
- 27 (8) delinquent registration.

28 * Sec. 23. AS 08.36.290 is amended to read:

29 Sec. 08.36.290. FEES. The department shall, by regulations

1 adopted under AS 08.01.065 [AS 08.01.080], establish fees for dentists
2 for the following:

- 3 (1) filing an examination and licensing application;
- 4 (2) examination fee;
- 5 (3) credential review;
- 6 (4) initial license;
- 7 (5) registration fee;
- 8 (6) filing a reexamination application;
- 9 (7) specialty license;
- 10 (8) branch office registration;
- 11 (9) duplicate license;
- 12 (10) delinquent registration.

13 * Sec. 24. AS 08.40.135(b) is amended to read:

14 (b) A lapsed license may be reinstated upon proof of continued
15 competency by payment of all unpaid renewal fees and any [A] penalty
16 fee established under AS 08.01.100(b), [OF \$25 FOR EACH YEAR THE
17 LICENSE HAS BEEN LAPSED] unless the license has been lapsed for more
18 than two years. If a person's license has been lapsed for more than
19 two years, the person is required to take an examination under AS 08.-
20 40.120.

21 * Sec. 25. AS 08.40.150 is repealed and reenacted to read:

22 Sec. 08.40.150. FEES. Each applicant and each licensee shall
23 pay application and renewal fees established by regulations adopted
24 under AS 08.01.065.

25 * Sec. 26. AS 08.42.100 is amended to read:

26 Sec. 08.42.100. FUNERAL ESTABLISHMENT PERMIT. After January 1,
27 1977, a person may not conduct, maintain, manage, or operate a funeral
28 establishment unless a permit for each establishment has been issued
29 by the department and is conspicuously displayed in the funeral

1 establishment. Each permit is [SHALL BE] valid only for one specific
2 location, and each firm [SEPARATE PERMITS SHALL BE REQUIRED OF TWO OR
3 MORE FIRMS] operating from the same funeral establishment shall obtain
4 a separate permit. The department shall issue a [A] permit to operate
5 a funeral establishment [SHALL BE ISSUED BY THE DEPARTMENT] upon
6 application for the permit on a form provided by the department. All
7 permits [SHALL] expire at the time established under AS 08.01.100 [ON
8 DECEMBER 31 OF EACH YEAR] and may be renewed for successive [ONE-YEAR]
9 terms. Violation of a provision of AS 08.42.090 by a person operating
10 a funeral establishment or, with that person's knowledge or consent,
11 by an employee is [SHALL BE] considered sufficient cause for sus-
12 pension or revocation of the funeral establishment permit.

13 * Sec. 27. AS 08.48.091 is amended to read:

14 Sec. 08.48.091. WRITTEN EXAMINATIONS AND EXAMINATION FEES.
15 Written examinations must [SHALL] be held at least twice each year at
16 places determined by the board unless the examination administered by
17 the board is a national examination prepared only once each year, in
18 which case the examination must [SHALL] be held at least once each
19 year. A candidate failing an examination may apply for reexamination.
20 [THE EXAMINATION FEE FOR APPLICANTS SHALL BE ESTABLISHED BY THE BOARD
21 AND SHALL ACCOMPANY THE APPLICATION.]

22 * Sec. 28. AS 08.48.231(b) is amended to read:

23 (b) The renewal of a certificate does not require reapplication
24 if the certificate has not expired or has not been suspended or re-
25 voked. [THE RENEWAL FEE FOR A CERTIFICATE MAY NOT EXCEED \$100.]

26 * Sec. 29. AS 08.48.231(c) is amended to read:

27 (c) An [RENEWAL OF AN] expired certificate may be renewed [EF-
28 FECTED] under regulations adopted [PROMULGATED] by the board estab-
29 lishing [REGARDING] requirements for [OF] reexamination [AND PENALTY

1 FEES].

2 * Sec. 30. AS 08.48 is amended by adding a new section to article 2 to
3 read:

4 Sec. 08.48.265. FEES. The Department of Commerce and Economic
5 Development shall set fees under AS 08.01.065 for examinations, regis-
6 trations, certificates of authorization, and renewals of a certifi-
7 cate.

8 * Sec. 31. AS 08.52.050 is amended to read:

9 Sec. 08.52.050. FEE [FEES]. An applicant for a certificate of
10 fitness shall pay a fee [OF \$75] at the time of application in the
11 amount established by regulations adopted by the department.

12 * Sec. 32. AS 08.54.160 is amended to read:

13 Sec. 08.54.160. LICENSING OF MARINE MAMMAL GUIDES. The board
14 may establish qualifications [, SET LICENSE FEES,] and issue licenses
15 for marine mammal guides.

16 * Sec. 33. AS 08.54.170(a) is repealed and reenacted to read:

17 (a) The Department of Commerce and Economic Development shall
18 set license fees under AS 08.01.065 for each of the following:

- 19 (1) master guide;
20 (2) registered guide;
21 (3) class A assistant guide;
22 (4) assistant guide;
23 (5) transporter.

24 * Sec. 34. AS 08.54.180 is amended to read:

25 Sec. 08.54.180. EXAMINATION FEE. An applicant for a guide
26 examination shall pay a fee established by regulations adopted under
27 AS 08.01.065 [OF \$25].

28 * Sec. 35. AS 08.62.140 is repealed and reenacted to read:

29 Sec. 08.62.140. FEES. The department shall set fees under

1 AS 08.01.065 for applications, licenses, and agent registrations.

2 * Sec. 36. AS 08.64.260(c) is amended to read:

3 (c) Applicants failing portions of part I or part II of the
4 examination may retake the portions failed at a prorated fee [PRE-
5 SCRIBED IN THE REGULATIONS BY THE BOARD].

6 * Sec. 37. AS 08.64.260(d) is amended to read:

7 (d) Applicants failing part III of the examination shall retake
8 the entire part at a prorated fee [PRESCRIBED IN THE REGULATIONS BY
9 THE BOARD].

10 * Sec. 38. AS 08.64.275(d) is amended to read:

11 (d) Within 10 days after [FROM] the permit has been granted
12 [GRANTING OF THE PERMIT], the board member shall forward [THE FEE] to
13 the department [WITH] a report of the issuance of the permit.

14 * Sec. 39. AS 08.64.315 is repealed and reenacted to read:

15 Sec. 08.64.315. FEES. The department shall set fees under
16 AS 08.01.065 for each of the following:

- 17 (1) application;
- 18 (2) license by examination;
- 19 (3) license by endorsement or waiver of examination;
- 20 (4) temporary permit;
- 21 (5) locum tenens permit;
- 22 (6) license renewal, active;
- 23 (7) license renewal, inactive;
- 24 (8) license by reexamination.

25 * Sec. 40. AS 08.68.220 is repealed and reenacted to read:

26 Sec. 08.68.220. FEES. The Department of Commerce and Economic
27 Development shall set fees under AS 08.01.065 for each of the fol-
28 lowing:

- 29 (1) registered nursing:

- 1 (A) application;
2 (B) license by examination;
3 (C) license by endorsement;
4 (D) license renewal;
5 (E) temporary permit;

6 (2) practical or vocational nursing:

- 7 (A) application;
8 (B) license by examination;
9 (C) license by endorsement;
10 (D) license renewal;
11 (E) temporary permit.

12 * Sec. 41. AS 08.70.150 is repealed and reenacted to read:

13 Sec. 08.70.150. FEES. The department shall set fees under
14 AS 08.01.065 for examination and investigation of persons applying for
15 a license, initial license, and license renewal.

16 * Sec. 42. AS 08.71.120 is repealed and reenacted to read:

17 Sec. 08.71.120. FEES. The department shall set fees under
18 AS 08.01.065 for examination, initial license, and license renewal.

19 * Sec. 43. AS 08.71.130(b) is amended to read:

20 (b) If the license is not renewed on or before the [THAT] date
21 set by the department under (a) of this section, the license lapses.
22 Before [, IT SHALL LAPSE. A PENALTY OF \$10 SHALL BE CHARGED, IN
23 ADDITION TO ALL DELINQUENT FEES, FOR THE] reinstatement of a license
24 that has remained [WHICH REMAINS] lapsed for more than 60 days, the
25 applicant must pay all delinquent renewal fees and any penalty estab-
26 lished under AS 08.01.100(b).

27 * Sec. 44. AS 08.72.191 is repealed and reenacted to read:

28 Sec. 08.72.191. FEES. The department shall set fees under
29 AS 08.01.065 for the following:

- 1 (1) examination;
- 2 (2) reexamination for the written portion;
- 3 (3) waiver of examination;
- 4 (4) certificates;
- 5 (5) renewal;
- 6 (6) branch office registration and renewal.

7 * Sec. 45. AS 08.80.160 is repealed and reenacted to read:

8 Sec. 08.80.160. FEES. The Department of Commerce and Economic
9 Development shall set fees under AS 08.01.065 for the following:

- 10 (1) examination;
- 11 (2) reexamination;
- 12 (3) investigation for licensing by credentials;
- 13 (4) pharmacist license;
- 14 (5) temporary license;
- 15 (6) wholesale drug dealer license;
- 16 (7) retail pharmacy license;
- 17 (8) pharmacy intern registration;
- 18 (9) emergency permit;
- 19 (10) hospital pharmacy license (inpatient and outpatient);
- 20 (11) hospital drug room license (inpatient);
- 21 (12) nursing home and related facilities license for in-
- 22 patient dispensing;
- 23 (13) license amendment or replacement.

24 * Sec. 46. AS 08.84.032 is amended to read:

25 Sec. 08.84.032. FOREIGN-TRAINED PHYSICAL THERAPY OR PHYSICAL
26 THERAPY ASSISTANT APPLICANTS. To be eligible for licensure by the
27 board as a physical therapist or physical therapy assistant, an appli-
28 cant who is a graduate of a school of physical therapy that [WHICH] is
29 located outside of the United States shall

1 (1) have completed, to the satisfaction of the board, a
2 resident course of study and professional instruction equivalent to
3 that provided by a school approved by the Council on Medical Education
4 and Hospitals of the American Medical Association or the American
5 Physical Therapy Association, and furnish documentary evidence of
6 compliance with this paragraph, translated, if necessary, into the
7 English language by a person verifying the accuracy of the transla-
8 tions;

9 (2) have completed, to the satisfaction of the board, an
10 internship under the continuous direction and immediate supervision of
11 a physical therapist in an institution that [WHICH] ordinarily pro-
12 vides physical therapy and is approved by the board, for that period
13 of time specified by the board, and furnish documentary evidence of
14 compliance with this paragraph;

15 (3) pass an oral examination administered by a member of
16 the board;

17 (4) have met applicable requirements under the federal
18 Immigration and Nationality Act (8 U.S.C. 1101 et seq.), unless a
19 United States citizen;

20 (5) pass the examination administered by the board under
21 AS 08.84.030(3); and

22 (6) pay the fee required [PRESCRIBED] under AS 08.84.050
23 [AS 08.84.050(2) AND (3)].

24 * Sec. 47. AS 08.84.050 is repealed and reenacted to read:

25 Sec. 08.84.050. FEES. The Department of Commerce and Economic
26 Development shall set fees under AS 08.01.065 for the following:

- 27 (1) application;
28 (2) license by examination;
29 (3) license by acceptance of credentials;

1 (4) renewal;

2 (5) temporary permit.

3 * Sec. 48. AS 08.84.100(b) is amended to read:

4 (b) Before [A PENALTY OF \$10 SHALL BE CHARGED IN ADDITION TO ALL
5 DELINQUENT RENEWAL FEES FOR] reinstatement of a license that [WHICH'
6 remains lapsed for more than 60 days, the applicant must pay all
7 delinquent renewal fees and any penalty established under AS 08.01.-
8 100(b). If a [THE] license remains lapsed for more than three years,
9 the board may require the applicant to take and pass the examination
10 given under AS 08.84.030(3).

11 * Sec. 49. AS 08.86.140 is repealed and reenacted to read:

12 Sec. 08.86.140. FEES. (a) The department shall set fees under
13 AS 08.01.065 for the following:

- 14 (1) application;
15 (2) examination;
16 (3) credential review;
17 (4) initial license;
18 (5) license renewal.

19 (b) A license must be renewed every four years.

20 * Sec. 50. AS 08.88.221 is repealed and reenacted to read:

21 Sec. 08.88.221. FEES. The Department of Commerce and Economic
22 Development shall set fees under AS 08.01.065 for a real estate
23 broker, associate broker, or salesman licensee or applicant for the
24 following:

- 25 (1) examination;
26 (2) reciprocity;
27 (3) initial license;
28 (4) renewal of an active license;
29 (5) renewal of an inactive license;

1 (6) amending or transferring a license.

2 * Sec. 51. AS 08.92.020 is amended to read:

3 Sec. 08.92.020. FEES. (a) An applicant for a promoter's cer-
4 tificate of registration shall pay an original registration fee estab-
5 lished by regulations adopted under AS 08.01.065 [OF \$75].

6 (b) The biennial fee for the renewal of a registration certifi-
7 cate is also established by regulations adopted under AS 08.01.065
8 [\$40].

9 * Sec. 52. AS 08.98.180 is amended to read:

10 Sec. 08.98.180. TEMPORARY LICENSE. A person who meets the
11 requirements of AS 08.98.165(a)(1) and (5) is entitled to be tempo-
12 rarily licensed after applying for examination, if the person works
13 under the supervision of a licensed veterinarian. A license issued
14 under this section is valid until the results of the examinations are
15 published. A person may not receive more than one temporary license.
16 An application for a temporary license must be signed by the supervis-
17 ing veterinarian and accompanied by the temporary license fee required
18 [AS PRESCRIBED] under AS 08.98.190.

19 * Sec. 53. AS 08.98.190 is repealed and reenacted to read:

20 Sec. 08.98.190. FEES. The department shall set fees under
21 AS 08.01.065 for the following:

- 22 (1) application;
23 (2) examination;
24 (3) investigation of credentials;
25 (4) license;
26 (5) license renewal;
27 (6) temporary license;
28 (7) temporary permit.

29 * Sec. 54. The following are repealed AS 08.13.200; AS 08.20.190;

1 AS 08.32.050; AS 08.48.201(b), 08.48.241(i); AS 08.54.170(c); AS 08.64.290,
2 08.64.320; AS 08.80.090.

3 * Sec. 55. Sections 1 - 3 of this Act take effect immediately in accor-
4 dance with AS 01.10.070(c).

5 * Sec. 56. Sections 4 - 54 of this Act take effect on the effective
6 date of regulations adopted under AS 08.01.065, enacted in sec. 2 of this
7 Act.

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST Page 1 of 3 FISCAL DETAIL
 Bill/Resolution No.: CSHB 78(L&C) Agency Affected: Commerce
 Title: Establishment of occupational Licensing Fees Program Category Affected: Consumer Protection
 Sponsor: House Labor & Commerce BRU, Program or Subprogram(s) Affected: Occupational Licensing
 Requestor: House Finance
 Date of Request: 3/8/85

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
500 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		-0-	-0-	-0-	-0-	-0-

CAPITAL

REVENUE Indeterminable at this time

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS					
OTHER					
TOTAL	-0-	-0-	-0-	-0-	-0-

POSITIONS:

FULL-TIME	-0-	-0-	-0-	-0-	-0-
PART-TIME					
TEMPORARY					

ANALYSIS: Attach a separate page if necessary

The requested travel and contractual funds are not necessary since the teleconference network is available to perform the same function. Revenues generated by the bill will depend on how much is spent by the Division on the board each year and how many licensees there are in a given fiscal year. See attached proposed formula.

Prepared By: Al Adams - Chair *APA* Phone: 465-3706
 Division: House Finance Date: 3/8/85

Approved by Commissioner: _____ Date: _____
 Agency: _____

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

PROPOSED FEE FORMULA
CSHB 78(L&C) - Page 2 of 3

- 1) Actual Division cost allocated to a particular board for a fiscal year;
+
- 2) Cost of Board and License Examiners travel and per diem for a fiscal year;
+
- 3) Contractual costs for the Board for a fiscal year;
-
- 4) Subtract examination costs from the contractual costs;
÷
- 5) Divide the above total by the number of licensees;
=
- 6) Base application fee (i.e. comity, credentialling, endorsement);
Exam application fee = Base fee + cost of examination.

(Total Division Cost) + (Board/Examiner) + (Contractual) - (Examination Costs)
Trl & Per diem

BASE LICENSE/APPLICATION FEE

EXAMPLES

Based on the proposed fee formula, the following two examples are suggested:

1) MEDICAL LICENSURE: (High)

$$\begin{array}{rcccccccc} 70.8 & + & 14.1 & + & 7.4 & = & 92.3 & - & .8 & = & 91.5 \\ \text{(Div. cost)} & & \text{(Tvl/PD)} & & \text{(Contractual)} & & & & \text{(Exam cost)} & & \text{(Total Bd cost)} \end{array}$$

$$91.5 \div 1393 \text{ (licensees)} = \$ 65.69 \text{ (Base annual license fee)}$$

\$65.69 x 4 = \$262.76 for current 4 year license. A reduction from the current cost of \$600 for four years.

This example is the basic formula that will be used with the additional computations for each category under a particular licensing authority.

2) NURSING LICENSURE: (Low)

$$\begin{array}{rcccccccc} 166.4 & + & 14.6 & + & 10.1 & = & 191.1 \\ \text{(Div. cost)} & & \text{(Tvl/Pd)} & & \text{(Contractual)} & & \text{(Total Bd cost)} \end{array}$$

$$\begin{array}{rcccccccc} 191.1 & - & 3.0 & = & 188.1 & \div & 6261 \text{ (licensees)} & = & \$ 30.04 \\ \text{(Total Bd cost)} & & \text{(Exam cost)} & & & & & & \text{(Base annual fee)} \end{array}$$

Base annual license fee = \$30.04

Examination application/license fee = \$30.04 + 25.00 = \$ 55.04

30.04 x 2 = \$60.08 (Biennial license fee); an increase from the current license fee of \$50 for RN's and \$30 for LPN's.

BILL SHEFFIELD
GOVERNOR



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

January 18, 1985

The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
Pouch V
Juneau, AK 99811

Dear Representative Grussendorf:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill that will authorize the Department of Commerce and Economic Development to establish occupational licensing fees by regulation, and that amends accordingly the various statutory provisions in AS 08 that now set those fees. This change will result in greater flexibility and ease of fee adjustment to accommodate inflation and other fluctuations in the costs of implementing the various licensing statutes. Currently, many Alaska licensing fees are low compared to those of other states, and revisions are necessary. This bill will enable the department to make the appropriate adjustments without unduly burdening the legislature with the task. This authority was granted to the department last year by ch. 100 SLA 1984 for fees involved in licensing dental hygienists and dentists.

The second and third sections of the bill authorize the department to set the fees and penalties by regulation to reflect costs, after consulting with the appropriate licensing board. Most of the remaining sections of the bill delete the current statutory fees and make other appropriate changes to statutes in the chapters concerning the various occupations affected.

I request your support for this bill which will greatly increase the efficiency and reduce the net cost of our occupational licensing programs.

Sincerely,


Bill Sheffield
Governor

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: CSHB 78 (L&C)
 Title: Establishment of Occupational Licensing fees by regulations
 Sponsor: House Labor & Commerce
 Requestor: _____
 Date of Request: _____

FISCAL DETAIL

Agency Affected: Commerce & Economic Dev.
 Program Category Affected: _____
 Consumer Protection
 BRU, Program or Subprogram(s) Affected: _____
 Occupational Licensing

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL		-0-				
300 CONTRACTUAL		20.3				
400 SUPPLIES		13.8				
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING		34.1	-0-	-0-	-0-	-0-
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND		34.1	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL		34.1	-0-	-0-	-0-	-0-

POSITIONS:

FULL-TIME		-0-	-0-	-0-	-0-	-0-
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

This bill would amend each licensing fee structure for the various professions with the concurrence of the particular board, licensed under Title 8 of the Alaska Statutes, and allow the fee structure to be set by regulations.

To increase or decrease present licensing fees requires new legislation which previously has not been considered priority legislation. The inability to modify present fees has caused wide disparity between mandated fees and operating costs.

Prepared By: Jennifer Strickler, Management Analyst Phone: 465-2144

Division: Occupational Licensing Date: 2-22-85

Approved by Commissioner: Loren F. Lounsbury Date: 2/22/85

Agency: Commerce & Economic Development

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

*Approved by 1/1/84
Zero in Finance*

CSHB 720-10
FISCAL IMPACT: Occupational Licensing Fee Bill

200 TRAVEL:

One staff person to meet and consult with individual boards before public hearings are conducted and again after the public hearings are concluded on the proposed fee structures. It is anticipated that one-third of the board meetings be held in Anchorage, one-third in Fairbanks and the remaining one-third in Juneau. Travel expenses would be incurred for Anchorage and Fairbanks only.

12 trips to Anchorage - 2 days each (6 boards)
Transportation: 1 person @ \$400.00 each x 12 = \$ 4,800.00
Per Diem: 24 days @ \$80.00 per day = 1,920.00

12 trips to Fairbanks - 2 days each (6 boards)
Transportation: 1 person @ \$610.00 each x 12 = 7,320.00
Per Diem: 24 days @ \$90.00 per day = 2,160.00

1 staff to conduct regulation hearings in Anchorage and Fairbanks on license fee structure (4 trips):

2 trips to Anchorage - 6 days each
Transportation: 1 person @ \$400.00 x 2 = 800.00
Per Diem: 12 days @ \$80.00 = 960.00

2 trips to Fairbanks - 6 days each
Transportation: 1 person @ \$610.00 x 2 = 1,220.00
Per Diem: 12 days @ \$90.00 = 1,080.00

NOTE: It is anticipated that travel costs for FY '87 and successive years will be absorbed in the agency's budgeting process.

\$ 20,260.00

300 CONTRACTUAL:

Rental charges for meeting rooms for holding public hearings on license fee settings: 24 days of public hearings @ \$200.00 per day = \$ 4,800.00

Printing of materials, statute and regulation booklets (estimated costs) = 8,000.00

OCCUPATIONAL LICENSING FEE BILL, continued

OSNAR 4/8 (112) page 3 of 3

Advertising - required state-wide advertising of public notices of regulation hearings on proposed license fee structures (estimated costs) = 1,000.00

NOTE: It is anticipated that contractual costs for FY '87 and successive years will be absorbed in the agency's budgeting process.

\$ 13,800.00

GRAND TOTAL:

\$ 34,060.00

PROJECTED REVENUE:

In an attempt to equalize the operating budget with revenue, it will be necessary to revise existing licensing fee structures to provide the additional revenue required.

The initial projection is to increase the license fees of various professions and licensure categories to off-set the deficit for FY '87 and project an annual increase of 15.0% for inflation factors.

No revenue is projected for FY '86 as it is anticipated that it would require the majority of the fiscal year to implement all the necessary license fee changes.

STATUTES RELATED TO CSHB 78 (L&C) AM

AS08.04.661

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 04.
Accountancy Act of 1960.
ARTICLE 6.
Miscellaneous Provisions.

CITATION Sec. 08.04.661.

CATCH LINE

PREVIOUS LICENSURE.

TEXT A person holding a valid license as a public accountant under former AS 08.04.270 or a person holding a valid permit under AS 08.04.390 on June 29, 1980, may continue to practice under the conditions imposed by statute and regulation on that date but that person is otherwise subject to this chapter. A license or permit effective under this section may be renewed under conditions imposed by statute and regulation which were in effect on June 29, 1980, except that any renewal fee required under this chapter applies.

HISTORY (Sec. 8 ch 82 SLA 1980; AS 08.04.345)

AS08.13.185

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 13.
Barbers and Hairdressers.
ARTICLE 2.
Examination and Licensing.

CITATION Sec. 08.13.185.

CATCH LINE

FEEES.

TEXT The following fees are imposed under this chapter: AS

(1) schools:	
initial two-year license fee	\$700
biennial renewal	400
(2) school owner:	
initial two-year license fee	\$ 7.
biennial renewal	60
(3) instructor:	
initial two-year license fee	\$ 70
biennial renewal	60
(4) shop owner:	
initial two-year license fee	\$ 45
biennial renewal	40
(5) practitioner of barbering:	
initial two-year license fee	\$ 55
biennial renewal	40
(6) practitioner of hairdressing:	
initial two-year license fee	\$ 55
biennial renewal	40

AS08.13.185 cont.

- (7) practitioner of cosmetology:
 - initial two-year license fee \$ 45
 - biennial renewal 30
 - (8) temporary permit \$ 30
 - (9) student permit \$ 20
 - (10) examination fee \$ 25
 - (11) investigation fee \$ 25
 - (12) delinquent fee for late renewal \$ 20

HISTORY (Sec. 1 ch 159 SLA 1980)

AS08.18.041

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 18.
Construction Contractors.
ARTICLE 1.
Registration.

CITATION Sec. 08.18.041.

CATCH LINE

REGISTRATION AND RENEWAL FEES.

TEXT The applicant shall pay to the commissioner a biennial registration or renewal fee as follows:

- (1) general contractor \$200
- (2) specialty contractor 100

HISTORY (Sec. 2 ch 100 SLA 1968; am sec. 2 ch 81 SLA 1984)

AS08.20.180

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 20.
Chiropractors.
ARTICLE 2.
Licensing and Regulation.

CITATION Sec. 08.20.180.

CATCH LINE

FEES.

TEXT The board shall impose and collect the following fees:

- (1) upon the filing of an application for examination,
\$50;
- (2) upon application for re-examination, \$20;
- (3) for issuance of temporary permit, \$50;
- (4) initial and renewal license, due every four years,
\$200.

HISTORY (Sec. 35-3-30 ACLA 1949; am sec. 1 ch 13 SLA 1968; am sec. 12 ch 162 SLA 1980)

AS08.40.150

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 40.
Electrical Administrators.
ARTICLE 2.
Licensing.

CITATION Sec. 08.40.150.

CATCH LINE

FEES.

TEXT (a) Each applicant shall pay an original license fee of \$200.

HISTORY (b) The fee for biennial renewal of a license is \$200. (Sec. 3 (f) ch 158 SLA 1960; am sec. 3 ch 30 SLA 1969; am sec. 6 ch 71 SLA 1980)

AS08.54.170

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 54.
Guides.
ARTICLE 2.
Licensing.

CITATION Sec. 08.54.170.

CATCH LINE

LICENSE FEES.

TEXT (a) License fees for engaging in the profession of guiding are:

- (1) master guide license, biennial\$150
- (2) registered guide license, biennial150
- (3) class-A assistant guide, biennial30
- (4) assistant guide license, biennial20

(b) The license fee for a master guide, registered guide, class-A assistant guide or assistant guide license is in addition to the fee required for a hunting or fishing license.

(c) The license fee for a transporter is \$10.

HISTORY (Sec. 1 ch 17 SLA 1973; am sec. 3 ch 106 SLA 1976; am sec. 4 ch 81 SLA 1984)

AS08.62.140

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 62.
Marine Pilots.
ARTICLE 2.
Licensing.

CITATION Sec. 08.62.140.

CATCH LINE

FEES.

TEXT The following fees shall be imposed under this chapter when applicable:

- (1) application fee \$ 50
- (2) biennial license fee \$300
- (3) biennial registration fee for agents \$100

HISTORY (Sec. 2 ch 106 SLA 1970; am sec. 4 ch 143 SLA 1980)

AS08.40.150

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 40.
Electrical Administrators.
ARTICLE 2.
Licensing.

CITATION Sec. 08.40.150.

CATCH LINE

FEES.

TEXT (a) Each applicant shall pay an original license fee of \$200.

(b) The fee for biennial renewal of a license is \$200.

HISTORY (Sec. 3 (f) ch 158 SLA 1960; am sec. 3 ch 30 SLA 1969; am sec. 6 ch 71 SLA 1980)

AS08.54.170

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 54.
Guides.
ARTICLE 2.
Licensing.

CITATION Sec. 08.54.170.

CATCH LINE

LICENSE FEES.

TEXT (a) License fees for engaging in the profession of guiding are:

(1) master guide license, biennial\$150

(2) registered guide license, biennial150

(3) class-A assistant guide, biennial30

(4) assistant guide license, biennial20

(b) The license fee for a master guide, registered guide, class-A assistant guide or assistant guide license is in addition to the fee required for a hunting or fishing license.

(c) The license fee for a transporter is \$10.

HISTORY (Sec. 1 ch 17 SLA 1973; am sec. 3 ch 106 SLA 1976; am sec. 4 ch 81 SLA 1984)

AS08.62.140

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 62.
Marine Pilots.
ARTICLE 2.
Licensing.

CITATION Sec. 08.62.140.

CATCH LINE

FEES.

TEXT The following fees shall be imposed under this chapter when applicable:

(1) application fee \$ 50

(2) biennial license fee \$300

(3) biennial registration fee for agents \$100

HISTORY (Sec. 2 ch 106 SLA 1970; am sec. 4 ch 143 SLA 1980)

AS08.64.315

HEADINGS TITLE 8.

Business and Professions.

CHAPTER 64.

Medicine.

ARTICLE 2.

Licensing.

CITATION Sec. 08.64.315.

CATCH LINE

FEES.

TEXT The following fees are imposed under this chapter:

- (1) application \$50
- (2) license by examination 200
- (3) license by credentials or waiver of examination
..... 200
- (4) temporary permit 50
- (5) locum tenens permit 50
- (6) license renewal, active 600
- (7) license renewal, inactive 200
- (8) license by reexamination 150

HISTORY (Sec. 21 ch 77 SLA 1969; am sec. 22 ch 148 SLA 1970; am sec. 13
ch 48 SLA 1983)

AS08.68.220

HEADINGS TITLE 8.

Business and Professions.

CHAPTER 68.

Nursing.

ARTICLE 2.

Examination and Licensing.

CITATION Sec. 08.68.220.

CATCH LINE

FEES.

TEXT The following fees shall be imposed under this chapter when
applicable:

- (1) for registered nurses:
 - (A) application fee \$30
 - (B) license by examination fee 20
 - (C) license by endorsement fee 20
 - (D) biennial license renewal fee 20
- (2) for practical or vocational nurses:
 - (A) application fee \$20
 - (B) license by examination fee 10
 - (C) license by endorsement fee 10
 - (D) biennial license renewal fee 20

HISTORY (Sec. 13 ch 90 SLA 1957; am sec. 1 ch 80 SLA 1960; am sec. 5 ch
94 SLA 1968; am sec. 2 ch 81 SLA 1969; am secs. 3, 4 ch 37 SLA
1970; am sec. 13 ch 14 SLA 1982)

AS08.70.150

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 70.
Nursing Home Administration.

CITATION Sec. 08.70.150.

CATCH LINE

FEES.

TEXT The following fees shall be imposed under this chapter when applicable:

- (1) examination fee \$25
- (2) investigation fee for persons applying for a license under AS 08.70.110(b) \$25
- (3) license renewal fee \$50

HISTORY (Sec. 1 ch 123 SLA 1975; am sec. 11 ch 141 SLA 1980)

AS08.72.191

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 72.
Optometry Law.
ARTICLE 2.
Licensing and Registration.

CITATION Sec. 08.72.191.

CATCH LINE

FEES.

TEXT The following fees shall be imposed under this chapter when applicable:

- (1) examination fee \$ 50
- (2) reexamination fee for written portion \$ 50
- (3) waiver of examination fee \$ 50
- (4) certificate fee \$100
- (5) renewal fee (due every four years) \$200
- (6) branch office registration fee (due every four years) \$100

HISTORY (Sec. 11 ch 76 SLA 1969; am sec. 16 ch 75 SLA 1980)

AS08.80.160

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 80.
Pharmacy Act.
ARTICLE 2.
Licensing and Registration.

CITATION Sec. 08.80.160.

CATCH LINE

FEES.

TEXT The following fees shall be imposed under this chapter when applicable:

- (1) examination fee \$ 50
- (2) reexamination fee \$ 15

AS08.80.160 cont.

- (3) investigation fee for licensing by credentials
..... \$ 25
- (4) pharmacist license fee and renewal fee due every
four years \$200
- (5) temporary license fee \$ 20
- (6) wholesale drug dealer license fee and renewal fee
due every four years \$200
- (7) retail pharmacy license fee and renewal fee due
every four years \$200
- (8) pharmacy intern license fee \$ 10
- (9) emergency permit fee \$ 10
- (10) hospital pharmacy license fee and renewal fee due
every four years (in and outpatient) \$200
- (11) hospital drug room license fee and renewal fee due
every four years (inpatient) \$100
- (12) nursing home and related facilities license fee
and renewal fee due every four years for inpatient dispensing
..... \$100
- (13) Repealed by sec. 21 ch 166 SLA 1980..
- (14) license amendment or replacement fee \$
10.

HISTORY (Sec. 10(a) ch 194 SLA 1955; am sec. 4 ch 24 SLA 1968; am sec.
11 ch 206 SLA 1972; am secs. 16, 21 ch 166 SLA 1980)

AS08.84.030

HEADINGS TITLE 8.

Business and Professions.

CHAPTER 84.

Physical Therapists Practice Act.

ARTICLE 2.

Registration.

CITATION Sec. 08.84.030.

CATCH LINE

QUALIFICATIONS FOR LICENSING.

TEXT To be eligible for licensure by the board as a physical therapist
or physical therapy assistant, an applicant, unless a graduate of
a foreign school of physical therapy located outside the United
States, shall

(1) Repealed by sec. 2 ch 55 SLA 1980.

(2) have graduated from a school of physical therapy
approved by the Council on Medical Education and Hospitals of
the American Medical Association, or the American Physical
Therapy Association;

(3) pass to the satisfaction of the board an
examination prepared by the Professional Examination Service
Association or by a national testing service approved by the
board to determine the applicant's fitness for practice as a
physical therapist or physical therapy assistant, or be
entitled to licensure without examination as provided in AS
08.84.060;

(4) meet qualifications for licensure established in
regulations adopted by the board under AS 08.84.010(b)(8).

HISTORY (Sec. 3 ch 74 SLA 1957; am secs. 1, 8 ch 49 SLA 1969; am secs.
1, 2 ch 26 SLA 1970; am sec. 25 ch 245 SLA 1970; am sec. 2 ch 71
SLA 1974; am sec. 2 ch 208 SLA 1975; am sec. 2 ch 55 SLA 1980)

AS08.84.050

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 84.
Physical Therapists Practice Act.
ARTICLE 2.
Registration.

CITATION Sec. 08.84.050.

CATCH LINE

FEES.

TEXT The following fees shall be imposed under this chapter when applicable:

- (1) application \$ 50
- (2) licensure by examination 50
- (3) licensure by acceptance of credentials 50
- (4) quadrennial renewal 200
- (5) temporary permit 20

HISTORY (Sec. 4 ch 74 SLA 1957; am sec. 2 ch 49 SLA 1969; am sec. 3 ch 26 SLA 1970; am sec. 5 ch 55 SLA 1980)

AS08.86.140

HEADINGS TITLE 8.
Business and Professions.
CHAPTER 86.
Psychologists and Psychological Associates.
ARTICLE 3.
Licensing of Psychologists.

CITATION Sec. 08.86.140.

CATCH LINE

FEES.

TEXT The following fees shall be imposed under this chapter as applicable:

- (1) application fee \$ 25
- (2) examination fee \$125
- (3) credential review fee \$125
- (4) initial license fee \$200
- (5) license renewal (due every four years)

\$200

HISTORY (Sec. 1 ch 136 SLA 1967; am sec. 2 ch 38 SLA 1970; am sec. 9 ch 58 SLA 1980)

AS08.88.221

HEADINGS TITLE 8.

Business and Professions.
CHAPTER 88.
Real Estate Brokers and Salesmen.
ARTICLE 2.
Licensing.

CITATION Sec. 08.88.221.

CATCH LINE

FEES.

TEXT

(a) The following fees shall be imposed under this chapter when applicable:

- (1) examination \$ 50
- (2) reciprocity 100
- (3) initial license 100
- (4) renewal - active license 100
- (5) renewal - inactive license 50
- (6) amendment or transfer of license 5

(b) Repealed by sec. 7 ch 96 SLA 1982.

(c) Repealed by sec. 7 ch 96 SLA 1982.

(d) If the commission contracts with a national testing service to prepare, administer and grade examinations, the examination fee charged under (a)(1) of this section which the applicant is required to pay to the commission shall be reduced by the amount of the fee charged the applicant by the national testing service for the examination.

HISTORY

(Sec. 1 ch 95 SLA 1964; am sec. 2 ch 31 SLA 1968; am secs. 12, 13 ch 28 SLA 1974; am secs. 18, 19 ch 167 SLA 1980; am secs. 3, 4, 7 ch 96 SLA 1982)

AS08.98.190

HEADINGS TITLE 8.

Business and Professions.
CHAPTER 98.
Veterinarians.
ARTICLE 2.
Licensing.

CITATION Sec. 08.98.190.

CATCH LINE

FEES.

TEXT

The following fees are imposed as applicable:

- (1) application fee \$ 25
- (2) examination fee \$ 50
- (3) fee for investigation of credentials \$ 50
- (4) license fee \$200
- (5) renewal of license fee (due every four years)
..... \$200
- (6) temporary license fee \$ 50
- (7) temporary permit fee \$ 50

HISTORY

(Sec. 1 ch 91 SLA 1963; am sec. 1 ch 53 SLA 1968; am sec. 12 ch 130 SLA 1980)

STATUTES AFFECTED BY REPEALING CLAUSES OF CSHB 78 (L&C) am

CHAPTER = 08.13
SECTION = 08.13.200
TITLE = 08
HEADINGS TITLE 8.
Business and Professions.
CHAPTER 13.
Barbers and Hairdressers.
ARTICLE 3.
General Provisions.

CITATION Sec. 08.13.200.
CATCH LINE

DEPOSIT OF RECEIPTS.
TEXT Money received by the board from the payment of fees shall be
paid into the general fund of the state.
HISTORY (Sec. 1 ch 159 SLA 1980)

CHAPTER = 08.20
SECTION = 08.20.190
TITLE = 08
HEADINGS TITLE 8.
Business and Professions.
CHAPTER 20.
Chiropractors.
ARTICLE 2.
Licensing and Regulation.

CITATION Sec. 08.20.190.
CATCH LINE

DISPOSITION OF FEES.
TEXT All fees collected by the board shall be paid into the general
fund of the state.
HISTORY (Sec. 35-3-30 ACLA 1949)

CHAPTER = 08.32
SECTION = 08.32.050
TITLE = 08
HEADINGS TITLE 8.
Business and Professions.
CHAPTER 32.
Dental Hygienists.
ARTICLE 1.
Examination and Licensing.

CITATION Sec. 08.32.050.
CATCH LINE

DISPOSITION OF FEES.
TEXT All fees and charges shall be deposited in the general fund of

HISTORY the state.
(Sec. 1 ch 78 SLA 1953)
CHAPTER = 08.48
SECTION = 08.48.201
TITLE = 08
HEADINGS TITLE 8.
Business and Professions.
CHAPTER 48.
Architects, Engineers and Land Surveyors.
ARTICLE 2.
Registration and Practice.
Sec. 08.48.201.

ONLY SUBSECTION (b) WOULD BE REPEALED

CITATION Sec. 08.48.201.
CATCH LINE
TEXT APPLICATION AND FEES FOR REGISTRATION.
(a) Application for registration as a professional architect, a professional engineer or a professional land surveyor shall (1) be on a form prescribed and furnished by the board; (2) contain statements made under oath, showing the applicant's education and a detailed summary of the applicant's technical experience; and (3) contain five references, three of whom must be architects for architectural registration, engineers for engineering registration, and land surveyors for land surveying registration, having personal knowledge of the applicant's architectural, engineering or land surveying education, training or experience.
(b) The registration fee for professional architects, professional engineers and professional land surveyors shall be established by the board in an amount not to exceed \$100 and shall accompany the application for registration.
(Sec. 3 ch 179 SLA 1972)

HISTORY
CHAPTER = 08.48
SECTION = 08.48.241
TITLE = 08
HEADINGS TITLE 8.
Business and Professions.
CHAPTER 48.
Architects, Engineers and Land Surveyors.
ARTICLE 2.
Registration and Practice.
Sec. 08.48.241.

ONLY SUBSECTION (i) WOULD BE REPEALED

CITATION Sec. 08.48.241.
CATCH LINE
TEXT CORPORATIONS.
(a) This chapter does not prevent a corporation from offering architectural, engineering or land surveying services; however, the corporation shall file with the board upon a form to be prescribed by the board and containing information required to enable the board to determine whether the corporation is qualified in accordance with the provisions of this chapter to offer to practice architecture, engineering or land surveying in this state;
(2) a certified copy of a resolution of the board of

directors of the corporation designating persons holding certificates of registration under this chapter as responsible for the practice of architecture, engineering or land surveying by the corporation in this state and providing that full authority to make all final architectural, engineering or land surveying decisions on behalf of the corporation with respect to work performed by the corporation in this state is granted by the board of directors to the persons designated in the resolution; however, the filing of this resolution does not relieve the corporation of any responsibility or liability imposed upon it by law or by contract;

(3) a designation in writing setting out the name of one or more persons holding certificates of registration under this chapter who are in responsible charge of each major branch of the architectural, engineering or land surveying activities in which the corporation specializes in this state; if a change is made in the person in responsible charge of a major branch of the architectural, engineering or land surveying activities, the change shall be designated in writing and filed with the board within 30 days after the effective date of the change.

(b) Upon filing with the board the application for certificate of authorization, certified copy of resolution, affidavit, and designation of persons specified in this section, the board shall, subject to

(c) of this section, issue to the corporation a certificate of authorization to practice architecture, engineering or land surveying in this state upon a determination by the board that

(1) the bylaws of the corporation contain provisions that all architectural, engineering or land surveying decisions pertaining to architectural, engineering or land surveying activities in this state will be made by the specified architect, engineer or land surveyor in responsible charge, or other registered architects, engineers or land surveyors under the direction or supervision of the architect, engineer or land surveyor in responsible charge;
(2) the application for certificate of authorization states the type of architecture, engineering or land surveying practiced or to be practiced by the corporation;
(3) the applicant corporation has the ability to provide architectural, engineering or land surveying services;

(4) the application for certificate of authorization states the professional records of the designated person who is in responsible charge of each major branch of architectural, engineering or land surveying activities in which the corporation specializes;

(5) the application for certificate of authorization states the experience of the corporation, if any, in furnishing architectural, engineering or land surveying services during the preceding five-year period;

(6) the applicant corporation meets other requirements related to professional competence in the furnishing of

architectural, engineering or land surveying services as may be established and promulgated by the board in furtherance of the objectives and provisions of this chapter.

(c) The board may, in the exercise of its discretion, refuse to issue, or may suspend or revoke a certificate of authorization to a corporation if the board finds that any of the officers, directors, incorporators or the stockholders holding a majority of the stock of the corporation has committed misconduct or malpractice, or has been found personally responsible for misconduct or malpractice under the provisions of this chapter.

(d) The certificate of authorization shall specify the major branches of architecture, engineering or land surveying of which the corporation has designated a person in responsible charge as provided in this section. The certificate of authorization shall be conspicuously displayed in the place of business of the corporation, together with the names of persons designated as being in responsible charge of the professional activities.

(e) If a corporation, organized solely by either a group of architects, a group of engineers, or a group of land surveyors, each holding a certificate of registration under this chapter, applies for a certificate of authorization, the board may, in its discretion, grant a certificate of authorization to the corporation based on a review of the professional records of the incorporators, in place of the required qualifications set out in this section. If the ownership of the corporation is altered, the corporation shall apply for a revised certificate of authorization, based upon the professional records of the owners, if exclusively architects, engineers or land surveyors, or otherwise under the qualifications required by (b)(1) - (4) of this section.

(f) A corporation authorized to offer architectural, engineering or land surveying services under this chapter, together with its directors and officers for their own individual acts, is responsible to the same degree as the designated individual registered architect, engineer or land surveyor, and must conduct its business without misconduct or malpractice in the practice of architecture, engineering or land surveying as defined in this chapter.

(g) If the board, after a proper hearing, finds that a corporation holding a certificate of authorization has committed misconduct or malpractice, the board shall suspend or revoke the certificate of authorization. The board shall also suspend or revoke the certificate of registration of any registered individual architect, engineer or land surveyor who, after a proper hearing, is found by the board to have participated in committing the misconduct or malpractice.

(h) Plans, specifications, designs and reports, when issued in connection with work performed by a corporation under its certificate of authorization, shall be prepared by or under the responsible charge of and shall be signed by and shall be stamped with the official seal of a person holding a certificate of registration under this chapter.

(i) For each certificate of authorization issued to a corporation under the provisions of this chapter, there shall be

HISTORY paid an initial fee not to exceed \$300.
(Sec. 3 ch 179 SLA 1972)

CHAPTER = 08.54
SECTION = 08.54.170
TITLE = 08 ONLY SUBSECTION (c) WOULD BE REPEALED
HEADINGS TITLE 8.
Business and Professions.
CHAPTER 54.
Guides.
ARTICLE 2.
Licensing.

CITATION Sec. 08.54.170.
CATCH LINE

LICENSF FEES.
TEXT (a) License fees for engaging in the profession of guiding
are:
(1) master guide license, biennial\$150
(2) registered guide license, biennial150
(3) class-A assistant guide, biennial30
(4) assistant guide license, biennial20
(b) The license fee for a master guide, registereu guide,
class-A assistant guide or assistant guide license is in addition
to the fee required for a hunting or fishing license.
(c) The license fee for a transporter is \$10.

HISTORY (Sec. 1 ch 17 SLA 1973; am sec. 3 ch 106 SLA 1976; am sec. 4 ch
81 SLA 1984)

CHAPTER = 08.64
SECTION = 08.64.290
TITLE = 08
HEADINGS TITLE 8.
Business and Professions.
CHAPTER 64.
Medicine.
ARTICLE 2.
Licensing.

CITATION Sec. 08.64.290.
CATCH LINE

EXAMINATION FEE.
TEXT The examination fee shall be paid at the time of applying for
examination. The board may refund the examination fee only if
the applicant is unavoidably prevented from making the
examination.

HISTORY (Sec. 35-3-86 ACLA 1949; am sec. 18 ch 77 SLA 1969)

CHAPTER = 08.64
SECTION = 08.64.320
TITLE = 08
HEADINGS TITLE 8.
Business and Professions.
CHAPTER 64.
Medicine.
ARTICLE 2.

Licensing.
CITATION Sec. 08.64.320.
CATCH LINE
DISPOSITION OF FEES.
TEXT Fees collected by the board shall be deposited in the general
fund.
HISTORY (Sec. 35-3-86 ACLA 1949)

CHAPTER = 08.80
SECTION = 08.80.090
TITLE = 08
HEADINGS TITLE 8.
Business and Professions.
CHAPTER 80.
Pharmacy Act.
ARTICLE 1.
The Board of Pharmacy.

CITATION Sec. 08.80.090.
CATCH LINE
DISPOSITION OF FEES.
TEXT The fees collected by the secretary of the board shall be
deposited in the general fund of the state.
HISTORY (Sec. 21 ch 194 SLA 1955)