

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

ASSEMBLY BILL

No. 1758

Introduced by Assembly Member Patterson
(Coauthor: Senator Lieu)

February 14, 2014

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

LEGISLATIVE COUNSEL'S DIGEST

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

Existing law provides for the regulation and licensure of various professions and vocations. Existing law requires that licenses issued to certain licensees, including, among others, architects, acupuncturists, dental hygienists, dentists, occupational therapists, physical therapists, physicians and surgeons, psychologists, and veterinarians, expire at 12 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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