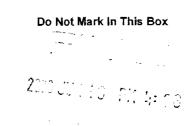
WEST VIRGINIA SECRETARY OF STATE BETTY IRELAND ADMINISTRATIVE LAW DIVISION



Form #2

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: West Virginia Board of Exam. for Reg.	. Troi, rediscs	TITLE NUMBER:	
RULE TYPE: Legislative	CITE AUTHORITY:	W. Va. §§30-7-4, 30-7-8a an	d 30-1-4.
AMENDMENT TO AN EXISTING RULE	E: YES <u>X</u> NO		
IF YES, SERIES NUMBER OF RULE BE	ING AMENDED:		
TITLE OF RULE BEING AMENI	DED: Fees for Services Rendered by the Nursing	e Board and Supplemental Fee	for the Cer
IF NO, SERIES NUMBER OF RULE BEI	NG PROPOSED:		
TITLE OF RULE BEING PROPO	SED:		
IN LIEU OF A PUBLIC HEARING, A CO	MMENT PERIOD HAS BEEN		
	OMMENT PERIOD HAS BEEN COMMENTS CONCERNING by 14, 2008 AT 4:00 P	THESE PROPOSED RU	LES. TH WRITTE
IN LIEU OF A PUBLIC HEARING, A COANY INTERESTED PERSON MAY SENI COMMENT PERIOD WILL END ON	OMMENT PERIOD HAS BEEN COMMENTS CONCERNING by 14, 2008 AT 4:00 P D ARE TO BE MAILED TO TI	THESE PROPOSED RU M. ONLY HE FOLLOWING ADDR	LES. TH WRITTE RESS:
IN LIEU OF A PUBLIC HEARING, A COANY INTERESTED PERSON MAY SENI COMMENT PERIOD WILL END ON	DESCRIPTION OF THE ISSUES TO	THESE PROPOSED RU	LES. TH WRITTE RESS:
IN LIEU OF A PUBLIC HEARING, A COANY INTERESTED PERSON MAY SENI COMMENT PERIOD WILL END ON July COMMENTS WILL BE ACCEPTED AND Laura Skidmore Rhodes, Executive Director WV RN Board 101 Dee Drive, Suite 102	DESCRIPTION OF THE ISSUES TO	THESE PROPOSED RU M. ONLY HE FOLLOWING ADDR BE HEARD SHALL BE	LES. THI WRITTE RESS:

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

email:rnboard@state.wv.us web_address:www.wvrnboard.com



TELEPHONE: (304) 558-3596 FAX (304) 558-3666

STATE OF WEST VIRGINIA

BOARD OF EXAMINERS FOR REGISTERED PROFESSIONAL NURSES

101 Dee Drive, Suite 102 Charleston, WV 25311-1620

June 13, 2008

The Honorable Betty Ireland Secretary of State Building 1, Suite 157-K 1900 Kanawha Blvd Charleston, WV 25305-0770

RE: Proposed Rule Revisions

Dear Secretary Ireland:

The West Virginia Board of Examiners for Registered Professional Nurses in session June 12, 2008 approved revisions to WV 19 CSR 12 Fees for Services Rendered by the Board and Supplemental Fee for the Center for Nursing. This letter serves to provide the required brief summary for the proposed changes.

The proposed revisions to fees will benefit the citizens of West Virginia by providing the Board with the financial resources necessary to continue and improve regulatory services, including but not limited to: 1) providing nursing continuing education offerings; 2) providing public education opportunities; 3) employing a professional staff member for practice matters; 4) improving services using technology and employing a staff member to manage those programs; 5) maintaining, updating and procuring equipment and services necessary to fulfill the Board's regulatory activities.

In preparing the proposed changes, a notice of the proposed renewal fee was published in the news magazine circulated to over 22,000 registered professional nurses. The news magazine included an alert for licensees to review the entire rule on the web site and provided information for offering comments to the Board.

Should you have any questions or desire more information please contact me.

For the Board,

Laura Skidmore Rhodes, MSN, RN

Que Aledmon Rodes

Executive Director

APPENDIX B FISCAL NOTE FOR PROPOSED RULES

Rule Title:	FEES FOR SERVICES REI	NDERED BY THE BOARD AND SUPPLEMENTAL F
Type of Rule:	X Legislative	Interpretive Procedural
Agency:	West Virginia Board of Exar	n. for Reg. Prof. Nurses
Address:	101 Dee Drive, Suite 102 Charleston, WV 25311	
Phone Number:	304-558-3596	Email: rnboard@state.wv.us
Sum	nmarize in a clear and concis	te Summary e manner what impact this measure venues of state government.
The fees collected I	by the Board are not part of the	general revenue for the state.

Fiscal Note Detail

Show over-all effect in Item 1 and 2 and, in Item 3, give an explanation of Breakdown by fiscal year, including long-range effect.

FISCAL YEAR			
Effect of Proposal	Current Increase/Decrease (use "")	Next Increase/Decrease (use "-")	Fiscal Year (Upon Full Implementation)
1. Estimated Total Cost	0.00	0.00	0.00
Personal Services	0.00	0.00	0.00
Current Expenses	0.00	0.00	0.00
Repairs & Alterations	0.00	0.00	0.00
Assets	0.00	0.00	0.00
Other	0.00	0.00	0.00
2. Estimated Total Revenues	0.00	372,251.00	372,251.00

Rule Title:	

3. Explanation of above estimates (including long-range effect):

Please include any increase or decrease in fees in your estimated total revenues.

The fee increases will assure support of the Board's current regulatory activities and planned improvements. The Board's funding source is fees. No funding comes from the State's General Revenue. Currently regulatory activities related to education and practice are managed by one professional staff person. The activities related to the Board's regulation of Nursing Education Programs have grown to require a full time position dedicated to nursing education. Therefore, the Board plans to hire another full time professional staff member to manage practice related matters. In order to continue to automate services and manage documents the Board wants to be able to fund an information technology position. The Board also wants to have the financial resources to provide education opportunities for nurses and to update equipment. The last renewal fee increase to the Board was in 1992. The last examination fee increase was before 1982. Based upon past business activities the increased fees will provide the following:

Renewal Fee increases to \$40.00. This is an increase of \$15.00 x 22,000 renewals = \$330-000.00 lnactive Renewal Fee increases to \$40. This is an increase of \$15.00 x 200 = \$3,000.00 Exam Fee increases to \$70.00. This is an increase of \$18.50 x 900 initial applicants = \$16,650.00 Repeat Applicant Exam Fee is a new fee of \$100.00. This is an increase of \$48.50 as the repeat applicants have paid \$51.10 in the past. \$48.50 x 466= \$22,601.00

Scheduled On Site Visits is a new fee x 3 visits per year = \$3,000.00

New Program Fee is a new fee. This fee depends on the number of new programs and may be zero or up to \$5,000.00/year

Total Increase: \$375,251.00 - 380,251.00/FY

MEMORANDUM

Date: June 13, 2008

Signature of Agency Head or Authorized Representative

Jana Shidman Khodes

OUESTIONNAIRE

(Please include a copy of this form with each filing of your rule: Notice of Public Hearing or Comment Period; Proposed Rule, and if needed, Emergency and Modified Rule.)

DATE	Jui	ne 13, 2008				
TO:	LEC	GISLATIVE RULE-MAKING REVIEW COMMITTEE				
FROM	[:(Agei	Professional Nurses 101 Dee Drive, Suite 102				
	****	Charleston, WV 25311				
LEGIS	 SLAT	IVE RULE TITLE: FEES FOR SERVICES RENDERED BY THE BOARD AND SUPPLEMENTAL FEE FOR THE CENTER FOR NURSING				
1.	Autl	norizing statute(s) citation§§30-7-4, 30-7-8a and 30-1-4				
2.	a.	Date filed in State Register with Notice of Hearing or Public Comment Period: June 13, 2008				
	b.	What other notice, including advertising, did you give of the hearing? Web site and News Magazine sent to all RNs included a notice about the Fees Rule and to view the rule on the web site. Notice also sent to the WV Nurses Association and the Center for Nursing.				
	c.	Date of Public Hearing(s) <i>or</i> Public Comment Period ended: July 14, 2008				
	d.	Attach list of persons who appeared at hearing, comments received, amendments, reasons for amendments.				
		Attached No comments received				

	ne, title, address and phone/fax/e-mail numbers of agency person(s) to receive written correspondence regarding this rule: (Please type)
Exe	ra Skidmore Rhodes, MSN, RN cutive Director st Virginia RN Board
	Dee Drive, Suite 102 rleston, WV 25311
Pho	ne: 304-558-3596 Fax: 304-558-3666 E-mail: rnboard@state.wv.us
nun	<u>DIFFERENT</u> FROM ITEM 'f', please give Name, title, address and phonber(s) of agency person(s) who wrote and/or has responsibility for the contents of the con
nun	nber(s) of agency person(s) who wrote and/or has responsibility for the contents of
num rule	nber(s) of agency person(s) who wrote and/or has responsibility for the contents of the conten
num rule	nber(s) of agency person(s) who wrote and/or has responsibility for the contents of the conten

3.

b.	Date of hearing or comment period:
	June 13 - July 14, 2008
c.	On what date did you file in the State Register the findings and determinations required together with the reasons therefor?
	June 13, 2008

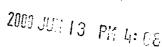
d. Attach findings and determinations and reasons:

Attached Will attach comments after the end of the Comment Period

3

19CSR12

TITLE 19 LEGISLATIVE RULE BOARD OF REGISTERED PROFESSIONAL NURSES 2000 JULY 13 PH 4: 08



SERIES 12

FEES FOR SERVICES RENDERED BY THE BOARD AND SUPPLEMENTAL FEE FOR THE CENTER FOR NURSING



§19-12-1. General.

- 1.1. Scope. -- This legislative Rule establishes the fees to be charged by the Board for services rendered and the supplemental fee for the West Virginia center for nursing.
 - 1.2. Authority. -- W. Va. §§30-7-4, 30-7-8a and 30-1-4.
 - 1.3. Filing Date. --
 - 1.4. Effective Date. --

Schedule of Fees for Services Rendered by the West Virginia Board of Examiners for Registered Professional Nurses and Supplemental Fee for the West Virginia Center for Nursing.

Fees collected by the Board are not refundable.

2.1. Licensure Examination
2.2. Re-Examination
2.3. Temporary Permit (Endorsement)\$10.00 (Money Order or Cashiers Check) Good for 90 days from date of issue; Not renewable
2.4. Endorsement into West Virginia\$60.00 (Money Order or Cashier's Check)
2.5. Verification of Licensure\$30.00 (Money Order or Cashier's Check)
2.6. Renewal of License \$25.00 40.00
2.7. Supplemental Renewal Fee for the Center for Nursing
2.8. Reinstatement of Inactive License \$25.00 \(\frac{40.00}{20.00}\)
2.9. Reinstatement of Lapsed License
2.10. Duplicate License\$5.00
2.11. Name Change\$5.00

19CSR12

2.12. Transcripts	\$5.00
2.13. Frameable Certificate (Free to new Graduate)	\$5.00
2.14. Insufficient Funds Penalty\$20.00 (Me	oney Order)
2.15. Diskette of Licensees	\$350.00
2.16. Computer Listing	ram Fee and 1,000 names
2.17. Mailing Labels	ram Fee and 1,000 names
2.18. Copy of Code and Rule and copy of Criteria for Determining Scope of Pract Licensed Nurses and Guidelines for Determining Acts That May Be Delegated Or As Licensed Nurses, "Purple Book"	ssigned By
2.19. 8 Copy of Files \$3.00 for the fir \$2.25 per page	rst page then ge thereafter
2. 20 . <u>19</u> Prescriptive Authority	\$125.00
2.21 <u>0.</u> Prescriptive Authority Renewal	\$125.00
2.221. Prescriptive Authority Reinstatement	\$125.00
2.232. Midwife License	\$20.00
2.24 <u>3.</u> Midwife License Renewal	\$10.00
2.254. Announcement of Advanced Practice	\$35.00
2.26 <u>5.</u> Continuing Education Provider Fee	\$100.00
2.27 <u>6.</u> Continuing Education Provider Maintenance Fee	\$25.00
2.27. New Nursing Education Program Fee	\$1,000.00
2.28 Scheduled On Site Survey Visit Fee	\$1,000.00