

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

Form #2

FILED

APR 7 10 28 AM '98

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: BOARD OF ACUPUNCTURE TITLE NUMBER: 32

RULE TYPE: Legislative; CITE AUTHORITY CODE §§ 30-36-7

AMENDMENT TO AN EXISTING RULE: YES ___ NO X 30-36-8

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: SERIES 4

TITLE OF RULE BEING PROPOSED: FEES of the BOARD OF ACUPUNCTURE

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON MAY 20, 1998 AT 12:00 NOON. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS.

WV BOARD OF ACUPUNCTURE
P.O. Box 252
HUNTINGTON WV
25907-0252

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.

Darrell E. Samples MD, OMD
Authorized Signature

ATTACH A BRIEF SUMMARY OF YOUR PROPOSAL

\$3.00

APPENDIX B

FISCAL NOTE FOR PROPOSED RULES

Rule Title: FEES OF THE BOARD OF ACUPUNCTURE
 Type of Rule: Legislative Interpretive Procedural
 Agency: W.Va. Board of Acupuncture
 Address: P.O. Box 252
HUNTINGTON WV 25707-0252

1. Effect of Proposed Rule *NA*

	ANNUAL FISCAL YEAR				
	INCREASE	DECREASE	CURRENT	NEXT	THEREAFTER
<u>ESTIMATED TOTAL COST</u>	\$	\$	\$	\$	\$
PERSONAL SERVICES					
CURRENT EXPENSE					
REPAIRS & ALTERNATIONS					
EQUIPMENT					
OTHER					

2. Explanation of above estimates:

NA

3. Objectives of these rules: *to establish the fees charged by the Board for services*

Rule Title: FEES OF THE BOARD OF ACUPUNCTURE

4. Explanation of Overall Economic Impact of Proposed Rule.

A. Economic Impact on State Government.

NA

B. Economic Impact on Political Subdivisions; Specific Industries; Specific groups of Citizens.

NA

C. Economic Impact on Citizens/Public at Large.

NA

Date: April 15, 1998

Signature of Agency Head or Authorized Representative

Darrell E. Samples, M.D., OMD

32 CRS 4

This rule is establishes the fees for services of the Board of Acupuncture.

32 CRS 4

This rule is being promulgated pursuant to requirements of Legislative intent requiring the Board to collect fees for services.

**Title 32
Legislative Rule
Board of Acupuncture**

FILED

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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

**Series 4
Fees of the Board of Acupuncture**

32-4-1. General.

- 1.1. Scope. --This rule establishes the fees relating to the Board.
- 1.2. Authority. -- W. Va. Code §§ 30-36-7 and 30-36-8.
- 1.3. Filing Date. --
- 1.4. Effective Date. --

32-4-2. Application.

This rule applies to all applicants, licensed acupuncturists, student acupuncturists, apprenticed acupuncturists, and continuing education instructors .

32-4-3. Fees.

- 3.1. Application fee. -- The nonrefundable application fee is seventy-five dollars (\$75).
- 3.2. License fee. -- The biennial license fee is four hundred and twenty-five dollars (\$425).
- 3.3. Renewal fee. --The renewal fee is four hundred and twenty-five dollars (\$425.00).
- 3.5. Inactive license. -- The biennial fee for an inactive license is three hundred and twenty-five (\$325.00) for a period of two years.
- 3.6. Delinquency fee. --The delinquency fee for late filing is fifty dollars (\$50.00) per year.
- 3.7. Duplicate license fee. -- The fee for a duplicate or replacement engraved wall license is twenty-five dollars (\$25). The fee for a duplicate or replacement renewal receipt or pocket license is ten dollars (\$10).

3.9. Endorsement fee. --The fee for a letter of endorsement is ten dollars (\$10).

32-4-4. Acupuncture Tutorials.

The annual registration renewal fee for acupuncture tutorial instructors and acupuncture tutorial students are due within 30 days of completion of one (1) year of an approved acupuncture tutorial.

32-4-5. Continuing Education Providers.

The annual approval fee for each provider of continuing education is \$50.

32-4-5. Expired License Renewal.

An expired license may be renewed at any time within three years after its expiration. The expired licensee shall pay all accrued and unpaid renewal fees, plus the delinquency fee with the application for renewal.