

WEST VIRGINIA SECRETARY OF STATE
JOE MANCHIN, III
ADMINISTRATIVE LAW DIVISION

Form #2 ~

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FILED
2005 JUN 29 P 4: 26

OFFICE WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: WV Board of Optometry TITLE NUMBER: 14-5
RULE TYPE: Legislative CITE AUTHORITY: Chapter 30-8
AMENDMENT TO AN EXISTING RULE: YES xx NO _____
IF YES, SERIES NUMBER OF RULE BEING AMENDED: 14-5
TITLE OF RULE BEING AMENDED: WV BOARD OF OPTOMETRY SCHEDULE OF FEES

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 JULY 29, 2005 AT 12:00 p.m.. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

West Virginia Board of Optometry
723 Kanawha Boulevard, Suite 804
Charleston, WV 25301-2733

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

Authorized Signature *E. Clifton Hege*

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

\$3.00

WEST VIRGINIA BOARD OF OPTOMETRY

Proposed Rule Amendment §14-5

Summary

The purpose of the rule is to increase the license renewal fee by \$100 per biennial renewal from \$550 to \$650 every two years.

The amendment also increases the late fee for biennial renewal by \$50 per biennial period from \$150.00 to \$200.00.

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TITLE 14
EMERGENCY LEGISLATIVE RULE
WEST VIRGINIA BOARD OF OPTOMETRY 2005 JUN 29 P 4: 26

SERIES 5
SCHEDULE OF FEES

OFFICE WEST VIRGINIA
SECRETARY OF STATE

§14-5-1. General.

1.1. Scope. -- This schedule establishes the fees to be charged by the Board.

1.2. Authority. -- W. Va. Code §30- 8-3.

1.3. Filing Date. -- ~~June 21, 2002~~. June 21, 2005

1.4. Effective Date. -- ~~June 21, 2002~~. March 15, 2006

§14-5-2. Schedule of Fees.

- 2.1. Examination\$300.00
- 2.2. Endorsement\$300.00
- 2.3. License and Certificate\$100.00
- 2.4. Duplicate license\$15.00
- 2.5. Duplicate certificate\$25.00
- 2.6. Biennial renewal fee .. ~~\$550.00~~ \$650.00
- 2.7. Late Renewal Fee..... ~~\$150.00~~ \$200.00
- 2.8. Confirmation of licensure\$ 25.00
- 2.9. Corporation application fee.....\$75.00
- 2.10. Corporation biennial registration\$ 50.00
- 2.11. Roster of WV Optometrists\$ 200.00
- 2.12. Rules and Practice Act.....\$ 25.00

2.13. Facility inspection fee.....\$200.00

2.14. Facility re-inspection fee\$200.00

2.15. Written change of name.....\$ 10.00

2.16. Written change of address\$ 10.00

2.17. Copies of public records
(Per page)..... \$.50

2.18. Fees are payable to the West Virginia Board of Optometry by check, money order, or certified check, or credit card.

APPENDIX B
FISCAL NOTE FOR PROPOSED RULES

Rule Title: §14-5 Schedule of Fees

Type of Rule: Legislative

Agency: WV Board of Optometry

Address: 723 Kanawha Blvd, Suite 804

Charleston, WV 25301-2733

Phone: 304-558-5901 Email: wvbdopt@verizon.net

Fiscal Note Summary

Summarize in a clear and concise manner what impact this measure will have on costs and revenues of state government.

The increase is needed to due increases in state charged insurance and increased charges from state government for fiscal and computer services. The increase in renewal fee should bring an additional \$14,500 (290 x \$100) per two-year period to the Board of Optometry beginning with the 7/1/06 renewal.

The late fee should bring in around 15% of licensees (44) x \$50 = \$2200 per two-year period beginning with the 7/1/06 renewal.

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	2005 Increase (use “ “)	2006 Increase/Decrease (use “ “)	Fiscal Year (Upon Full Implementation)
1. Estimated Total Cost	0	0	0
Personal Services	0	0	0
Current Expenses	0	0	0
Repairs & Alterations	0	0	0
Assets	0	0	0
Equipment	0	0	0
Other	0	0	0
2. Estimated Total Revenues	0	15,600	15,600

Rule Title: §14-5 Schedule of Fees

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 the biennial renewal fee and late fee. The increase will bring in a total of \$31,200. This will result in an annual increase of \$15,600.

MEMORANDUM

Please identify any areas of vagueness, technical defects, reasons the proposed rule would not have a fiscal impact, and/or any special issues not captured elsewhere on this form.

Date: 6/29/05

Signature of Agency Head or Authorized Representative

E Clifton Hester