

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

Form #2

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WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: West Virginia Board of Examiners of Psychologists TITLE NUMBER: 30-21

RULE TYPE: Legislative CITE AUTHORITY: 30-21-6(a)(4)

AMENDMENT TO AN EXISTING RULE: YES NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: SERIES 1

TITLE OF RULE BEING AMENDED: TITLE 17, Series 1, Fees

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: SERIES 1, 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 March 24, 2003 AT 5:00 p.m. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

West Virginia Board of Examiners of
Psychologists
PO Box 3955

Charleston, WV 25339-3955

(304)558-3040

wvpsychologybd@mail.state.wv.us

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



Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

Brief Summary of the Need for Filing a Proposed Emergency Rule for Series 1-Fees

The purpose of the Series 1 rule is to authorize the West Virginia Board of Examiners of Psychologists to collect fees, which fund the Board's operation. The Board is proposing to amend this rule to increase revenue to avoid an impending budget deficit. This projected deficit will occur because the Board has incurred increased expenses to process ethical inquiries, and operation costs have increased.

The Board's last increase was in 1998. Since then, the Board:

- Enacted a more prompt and responsive system of processing ethical inquiries via two new legislative rules.
- Developed a computerized register of licensed and supervised Psychologists and School Psychologists.
- Enhanced more timely conduction of oral examinations and processing of applications.
- Dramatically improved responsiveness to general public requests for information.

In addition, if fees are increased the Board will fully develop a website which will enable the West Virginia citizens to have immediate access to ethical inquiry forms, the ethical code, psychology licensure law, legislative rules and regulations, past ethical violations, and other pertinent information. The website will also afford applicants, licensees, and supervisees with downloadable forms for applications, renewals, and etc.

This rule is filed on an emergency basis because the budget balance has become extremely low. As of this date, February 14, 2003, the cash balance is **\$2,669.00**. The balance leaves the board with a very narrow margin for error. Bills are being paid on a selective basis. Necessary supplies are not being purchased. If the board continues to operate on the basis of the current fee schedule, it will incur a deficit by the end of this fiscal year. It will be unable to meet payroll.

Finally, the Board needs the increased fees because these fees are its only source of income. The Board is fiscally self-sufficient. It uses zero state funds to fulfill its mission of protecting the public and assuring that Psychologists and School Psychologists are competent and ethical.

□
APPENDIX B

FISCAL NOTE FOR PROPOSED RULES

Rule Title: Fees

Type of Rule: Legislative Interpretive Procedural

Agency: West Virginia Board of Examiners of Psychologists

Address: Street Address: 1205 Quarrier Street, Charleston, WV 25301

Mailing Address: PO Box 3955, Charleston, WV 25339-3955

1. Effect of Proposed rule:

	ANNUAL FISCAL YEAR				
	INCREASE	DECREASE	CURRENT	NEXT	THEREAFTER
ESTIMATED TOTAL COST	0	0	0	0	0
PERSONAL SERVICES	0	0	0	0	0
CURRENT EXPENSE	0	0	0	0	0
REPAIRS & ALTERATIONS	0	0	0	0	0
EQUIPMENT	0	0	0	0	0
OTHER	0	0	0	0	0

2. Explanation of Above Estimates:

There are zero additional expences because fees are being raised to increase revenue.

3. Objectives of These Rules:

The objective of increasing revenue is to assure that the Board shall meet its mission to protect the public and assure that psychologists and school psychologists are ethical and competent.

Rule Title: 30-21

4. Explanation of Overall Economic Impact of Proposed Rule:

A. Economic Impact on State Government:

There is zero economic impact on State government because the Board doesn't use State funds.

B. Economic Impact on Political Subdivisions; Specific Industries; Specific Groups of Citizens: Not Applicable

C. Economic Impact on Citizens/Public at Large.

Date: 2/14/03

Signature of Agency Head or Authorized Representative:

**TITLE 17
LEGISLATIVE RULE
BOARD OF PSYCHOLOGISTS**

**SERIES 1
FEES**

FILED
2003 FEB 19 2 31

COMMONWEALTH OF VIRGINIA
LEGISLATIVE COUNCIL OF STATE

***17-1-1. General.**

1.1. Scope. -- This legislative rule establishes the fees for applications, examinations, temporary permits, license renewals, and registers for psychologists and school psychologists.

1.2. Authority. -- W. Va. Code '30-21-6.

1.3. Filing Date. -- April 7, 1998.

1.4. Effective Date. -- April 7, 1998.

***17-1-2. Summary Of Fees.**

The following fees were approved by the Board ~~June 14, 1997~~ January 10, 2003;

2.1. Application fee (whether by standard procedure, reciprocity, or verification by American Board of Professional Psychology): ~~Seventy-five dollars (\$75.00)~~ One hundred dollars (\$100.00).

2.2. Temporary permits: ~~Seventy-five dollars (\$75.00)~~ One hundred dollars (\$100.00).

2.3. Biennial psychologist and dual license renewal fee: ~~Two hundred fifty dollars (\$250.00);~~ Four hundred dollars (\$400.00) Non-practicing and/or non-resident psychologists, ~~fifty dollars (\$50.00);~~ One hundred dollars (\$100.00); School psychologists, triennial renewal fee, ~~fifty dollars (\$50.00);~~ One hundred fifty dollars (\$150.00); psychological assistants annual renewal fee, one hundred (\$100.00); school psychologists independent practitioners triennial renewal fee, two hundred twenty five dollars (\$225.00); licenses which have been placed on inactive status, no (\$0.00) renewal fee.

- 2.4. Registers: ~~Ten dollars (\$10.00)~~ Twenty five dollars (\$25.00).
- 2.5. Copies of licensure law and legislative rules: ~~Ten dollars (\$10.00) each~~ Twenty five dollars (\$25.00).
- 2.6. Examination fee: The fee for the Examination for Professional Practice in Psychology shall cover the fee established by the Association of State and Provincial Psychology Boards and shall include ~~forty dollars (\$40.00)~~ fifty dollars (\$50.00) for administrative costs. An applicant for licensure shall pay the fee to the Board at least thirty (30) days prior to the date of the examination.
- 2.7. Oral examination fee for each examination: ~~Two hundred fifty dollars (\$250.00)~~ Three hundred fifty dollars (\$350.00), Continued Oral examination fee: One hundred dollars (\$100.00).
- 2.8. Annual supervision fee: ~~Fifty dollars (\$50.00)~~ One hundred dollars (\$100.00).
- 2.9. ~~All of the fees contained in this section are nonrefundable.~~ Computerized registers sold to for-profit organizations: two hundred fifty dollars (\$250.00).
- 3.0 Mailing and handling of application-packet fee: twenty five dollars (\$25.00).
- 3.1 Reinstatement fee: one hundred dollars (\$100.00).
- 3.2 Initial licensure fee: psychologists, two hundred fifty dollars (\$250.00); school psychologists (\$150.00).
- 3.3 Continuing education program application for approval fee, two hundred dollars (\$200.00).
- 3.4 Duplicate license certificate fee, twenty five dollars (\$25.00).
- 3.5 All fee are nonrefundable.