

WEST VIRGINIA
SECRETARY OF STATE
KEN HECHLER
ADMINISTRATIVE LAW DIVISION

Form #3

FILED

Jul 25 12 29 PM '97

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE
AND
FILING WITH THE LEGISLATIVE RULE-MAKING REVIEW COMMITTEE**

AGENCY: WV BOARD OF EXAMINERS OF PSYCHOLOGISTS TITLE NUMBER: 17

CITE AUTHORITY 30-21

AMENDMENT TO AN EXISTING RULE: YES ~~xx~~ NO

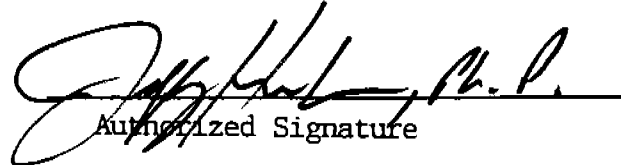
IF YES, SERIES NUMBER OF RULE BEING AMENDED: SERIES I

TITLE OF RULE BEING AMENDED: FEES

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED:

TITLE OF RULE BEING PROPOSED:

THE ABOVE PROPOSED LEGISLATIVE RULE HAVING GONE TO A PUBLIC HEARING OR A PUBLIC COMMENT PERIOD IS HEREBY APPROVED BY THE PROMULGATING AGENCY FOR FILING WITH THE SECRETARY OF STATE AND THE LEGISLATIVE RULE MAKING REVIEW COMMITTEE FOR THEIR REVIEW.


Authorized Signature

\$4.20

TITLE 17
LEGISLATIVE RULES
PSYCHOLOGISTS

SERIES 1
FEES

FILED

JUL 25 12 29 PM '97

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

§17-1-1. General.

1.1. Scope. — These legislative rules establish the fees for applications, examinations, temporary permits, license renewals and registers.

1.2. Authority. — W. Va. Code §§30-21-6

1.3. Filing Date. — June 30, 1993

1.4. Effective Date. — June 30, 1993

§17-1-2. Summary Of Fees.

The following fees were approved by the Board May 1, 1993:

2.1. Application fee (whether by standard procedure, reciprocity or verification by American Board of Examiners in Professional Psychology diploma): Seventy-five dollars (\$75.00)

2.2. Temporary permits: Seventy-five dollars (\$75.00)

2.3. License renewal fee (every two (2) years): ~~One hundred dollars (\$100.00)~~ Two hundred fifty dollars (\$250.00), except for nonpracticing and/or non-resident psychologists and school psychologists for whom the fee is fifty dollars (\$50.00) and for those with licenses which have been placed on inactive status for whom there is no renewal fee.

2.4. Registers: Ten dollars (\$10.00)

2.5. Copies of licensure law and legislative rules: Ten dollars (\$10.00) each.

2.6. Examination fee: The fee for the Examination for Professional Practice in Psychology will cover the fee established by the American Association of State Psychology Boards plus forty dollars (\$40.00) for administrative costs. The fee must be paid to the Board at least thirty (30) days prior to the date of the examination.

2.7. Oral examination fee for each examination: ~~One hundred twenty five dollars (\$125.00)~~ Two hundred fifty dollars (\$250.00).

2.8. Annual supervision fee: Fifty dollars (\$50.00)

2.5. All of the above fees are nonrefundable.

DATE: JULY 25, 1997

TO: LEGISLATIVE RULE-MAKING REVIEW COMMITTEE

FROM: WV BOARD OF EXAMINERS OF PSYCHOLOGISTS

LEGISLATIVE RULE TITLE: FEES

1. Authorizing statute(s) citation 30-21

2. a. Date filed in State Register with Notice of Hearing

JUNE 18, 1997

b. What other notice, including advertising, did you give of the hearing?

EVERY LICENSEE AND APPLICANT WAS SENT A POST CARD WITH SUMMARY OF FEES AND PUBLIC HEARING DATE, LOCATION AND TIME (ATTACHED)

c. Date of Hearing(s) JULY 19, 1997

d. Attach list of persons who appeared at hearing, comments received, amendments, reasons for amendments.

Attached XX No comments received

e. Date you filed in State Register the agency approved proposed Legislative Rule following public hearing: (be exact)

JULY 25, 1997

f. Name and phone number(s) of agency person(s) to contact for additional information:

JEFF HARLOW, PRESIDENT 343-5055; TED GLANCE, EXECUTIVE DIR. 367-2709

3. If the statute under which you promulgated the submitted rules requires certain findings and determinations to be made as a condition precedent to their promulgation:

a. Give the date upon which you filed in the State Register a notice of the time and place of a hearing for the taking of evidence and a general description of the issues to be decided.

NOT APPLICABLE

b. Date of hearing: _____

c. On what date did you file in the State Register the findings and determinations required together with the reasons therefor?

d. Attach findings and determinations and reasons:

Attached _____

Summary of Title 17, Series I, Fees Changes

The Board would like to increase fees in order to improve service delivery to the consumers/public, candidates in the licensure track and licensees practicing in the field.

The two fee increases would be modest. The increase would result in additional yearly funds of \$34,500.00 from the renewal increase and and \$4000.00 from the oral examination fee increase.

The increases would be borne by established practitioners (renewals) and those utilizing the service (oral examinees).

The renewal increase to \$250.00 from the current \$100.00 every two years is in line with the fees of surrounding states. (Ohio = \$250.00; Maryland = \$250.00). The oral examination fee increase from \$125.00 to \$250.00 is similar to Maryland's of \$125.00 but Maryland examines many more candidates than West Virginia. The costs of convening the Board should be borne by those directly benefitting from the meeting.

The monies obtained from the increase would be utilize in the following manner:

Full time office clerical staff =	\$25,000.00
Office rent/costs =	\$ 6,000.00
Printing/Forms/Newsletters =	\$ 2,000.00
1-800 Telephone Number =	\$ 1,500.00
Oral Examination Costs =	\$ 4,000.00
TOTAL.....	\$38,500.00

APPENDIX B

FISCAL NOTE FOR PROPOSED RULES

Rule Title: SERIES 1 Fees

Type of Rule: XX **Legislative** **Interpretive** **Procedural**

Agency WV BOARD OF EXAMINERS OF PSYCHOLOGISTS

Address P.O. Box 910
BARRACKVILLE, WV 26559

1. Effect of Proposed Rule

	ANNUAL FISCAL YEAR				
	INCREASE	DECREASE	CURRENT	NEW	HEREAFTER
ESTIMATED TOTAL COST	\$ N.A.	\$	\$	\$	\$
PERSONAL SERVICES					
CURRENT EXPENSE					
REPAIRS & ALTERNATIONS					
EQUIPMENT					
OTHER					

2. Explanation of above estimates: SEE ATTACHED NOTES

3. Objectives of these rules: SEE ATTACHED NOTE.

Rule Title: LEGISLATIVE RULES PSYCHOLOGISTS SERIES I FEES

4. **Explanation of Overall Economic Impact of Proposed Rule.**

A. **Economic Impact on State Government.**

NONE, ALL COSTS WILL BE CARRIED BY LICENSEES AND APPLICANTS FOR LICENSURE.

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

THE WV CODE DOES NOT ALLOW FOR ANY STATE FUNDS, THEREFORE, ALL COSTS MUST BE BORNE BY THE USERS OF THE BOARD. THE PUBLIC IS NOT CHARGED FOR ANY SERVICE OF THE BOARD, I.E. COMPLAINT INVESTIGATIONS.

C. **Economic Impact on Citizens/Public at Large.**

NONE.

Date: JULY 25, 1997

Signature of Agency Head or Authorized Representative

Theodore A. Alan
Exe. Director



STATE OF WEST VIRGINIA
BOARD OF EXAMINERS OF PSYCHOLOGISTS

West Virginia Board of Examiners of Psychologists

Transcription of the Public Hearing
held on

July 19, 1997

10:00 am

William R. Sharpe, Jr., Hospital
Conference Room F

Call to Order, 10:00 am

Individuals Present:

Theodore A. Glance, Executive Director
Linda Carol Kraus, Recording Secretary/Transcriptionist

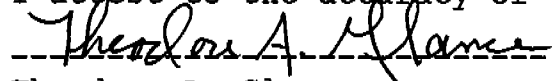
Transcription:

Theodore A. Glance: I hereby call this meeting to order. I look about the room and notice that there is no one present and I have received no telephone calls stating that anyone is en route. I will wait until 10:15 am for someone to arrive.

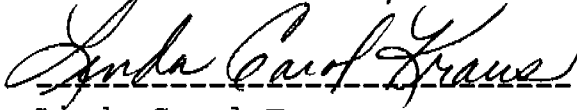
Theodore A. Glance: It is now 10:15 am, July 19, 1997 and no one has arrived for this hearing. I therefore adjourn this meeting.

END of transcription

I attest to the accuracy of this transcription:



Theodore A. Glance
Executive Director, WVBOEP



Linda Carol Kraus
Transcriptionist
July 19, 1997



STATE OF WEST VIRGINIA
BOARD OF EXAMINERS OF PSYCHOLOGISTS

West Virginia Board of Examiners of Psychologists

Response to written comment

This written response addresses issues raised by Thomas Ellis, Psy.D. in his July 18, 1997 letter to the Board which was a follow-up to a July 13, 1997 telephone call to the Board.

Dr. Ellis is correct that the Board has been in a state of change over the past several years. Communication between the Board and the professional practitioners and candidates has been inadequate. The fee increases will enable the Board to more effectively communicate (newsletters) and timely respond (via a full time secretary) to those needing the Board services.

The Board wishes to move the office of the Executive Director from a private home to a professional office setting. This would enable the Board to accommodate a full time secretary to process the daily business quickly and provide a setting for the Board to conduct business (oral examinations).

It is stated by Dr. Ellis that his concerns were addressed and that he was in favor of the fee increase.



ROBERT C. BYRD
HEALTH SCIENCES CENTER

OF WEST VIRGINIA UNIVERSITY

Charleston Division

Department of Behavioral Medicine & Psychiatry

July 18, 1997

Ted Glance, M.A.
Executive Director
West Virginia Board of Examiners of Psychologists

Dear Ted:

Thank you for answering my questions about the proposed license fee increases. Since I am unable to attend the hearing on July 19, I am writing to express some views and concerns.

First, I would like to say that any move towards greater professionalization of the Board is a move in the right direction. I know that I am not alone in saying that the operation of the Board over the years, while admirable in many ways, has been characterized by a number of shortcomings, not all of which were related to inadequate funding. For example, I received a call just yesterday from a professional individual who had been referred to me after being unable to obtain the Board's address and phone number from conventional sources such as directory assistance. It has also been my observation that only people attending WVPA meetings have been even minimally informed of Board activities, since the Board has not communicated by mail or newsletter. Efforts to obtain reports for the WVPA Newsletter by the previous (myself) and current editors have often been to no avail.

After speaking with you, I am now more aware of the difficulties increasingly faced by the Board in recent years which eventuated in this request for a fee increase. However, it is difficult to be enthusiastic about such a substantial increase (from \$30 when I renewed in 1991 to \$250 proposed), since the Board has communicated no cost-accounting data, either past or proposed. How is a non-Board member to judge, for example, whether an \$90 listing or a full time secretary is truly necessary without supporting data? I imagine that this will all be sorted out during the public hearing and legislative proceedings, but it is issues such as this that contribute to feelings of "taxation without representation" among licensees.

The above concerns notwithstanding, however, I believe that it is essential that the Board receive the necessary resources to improve services to both licensees and the public. Certainly, Board members deserve great credit for volunteering their services through the years under adverse conditions. I hope that the process of considering this proposed fee increase will mark the beginning of a new era of availability and accountability by the Board for the benefit of all.

Sincerely,

Thomas E. Ellis, Psy.D., ABPP
Associate Professor

NOTICE OF PUBLIC HEARING

The WV Board of Examiners of Psychologists will be holding a public hearing:

July 19, 1997 at 10:00 am at Sharpe Hospital in Weston, WV.

The Board will receive comments on the proposed Series I Fee increase. The renewal fee is proposed to be raised \$150.00 (\$250.00 total) and the oral examination fee raised \$125.00 (\$250.00 total). The monies are to be utilized in the employment of a full time staff secretary, rental office space, form printing, e-mail, and 1-800 number.

THIS POST CARD WAS SENT TO:

610 LICENSEES

175 CANDIDATES FOR LICENSURE