



**WEST VIRGINIA
SECRETARY OF STATE**

MAC WARNER

ADMINISTRATIVE LAW DIVISION

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OFFICE OF
WEST VIRGINIA SECRETARY OF STATE

**FORM 1 -- NOTICE OF A PUBLIC HEARING OR COMMENT PERIOD ON A PROPOSED RULE
(Page 1)**

AGENCY Licensed Practical Nurses
RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 10-04
RULE NAME Schedule of Fees for Services Rendered by the West Virginia State Board of Examiners for
Licensed Practical Nurses
CITE AUTHORITY WV §30-7A-7

COMMENTS LIMITED TO
Written

DATE OF PUBLIC HEARING

LOCATION OF PUBLIC HEARING

DATE WRITTEN COMMENT PERIOD ENDS
Friday, July 28, 2017 8:00 AM

WRITTEN COMMENTS MAY BE MAILED TO
Michelle Mayhew
WV LPN Board
101 Dee Drive, Suite 100
Charleston, WV 25311

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

Yes
Michelle L Mayhew -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 10-04



Rule Id: 16555



Document: 49544



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**FORM 1 -- NOTICE OF A PUBLIC HEARING OR COMMENT PERIOD ON A PROPOSED RULE
(Page 2)**

AGENCY Licensed Practical Nurses
RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 10-04
RULE NAME Schedule of Fees for Services Rendered by the West Virginia State Board of Examiners for
Licensed Practical Nurses
CITE AUTHORITY WV §30-7A-7

PROVIDE A BRIEF SUMMARY OF YOUR PROPOSAL

The purpose of this proposed fee increase is to help with the implementation of the Nurse Licensure Compact which was placed into law at the 2017 Legislative Session. The fees at the LPN Board have not been increased since 1995. With the introduction of the compact, the LPN's will now have the opportunity to work in 26 states with one license. The surrounding states of KY, MD, OH and PA were contacted and their fees were compared to those of our Board. The difference was grossly less in WV. There will be no additional cost to state government. Although the Treasurer's Office will benefit from the fee increase by the convenience fee charge for each credit card purchase. All transactions at the LPN Board are online, therefore the Treasurer's office is required to process every transaction.

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FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 1)

AGENCY Licensed Practical Nurses
RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 10-04
RULE NAME Schedule of Fees for Services Rendered by the West Virginia State Board of Examiners for
Licensed Practical Nurses
CITE AUTHORITY WV §30-7A-7

PRIMARY CONTACT

Michelle Mayhew
101 Dee Drive, Suite 100

Charleston, WV 25311

Michelle L Mayhew -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



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SUMMARIZE IN A CLEAR AND CONCISE MANNER WHAT IMPACT THIS MEASURE WILL HAVE ON COSTS AND REVENUES OF STATE GOVERNMENT.

No costs but revenue to the State Treasurer's Office

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FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 2)

AGENCY Licensed Practical Nurses
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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.

Effect Of Proposal	Current Increase/Decrease (use ' - ')	Next Increase/Decrease (use ' - ')	Fiscal Year (Upon Full Implementation)
ESTIMATED TOTAL COST	0	0	0
PERSONAL SERVICES			
CURRENT EXPENSES			
REPAIRS AND ALTERATIONS			
ASSETS			
OTHER			
ESTIMATED TOTAL REVENUES	61295.00	155000.00	211295.00

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FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 3)

AGENCY Licensed Practical Nurses
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3. EXPLANATION OF ABOVE ESTIMATES (INCLUDING LONG-RANGE EFFECT). PLEASE INCLUDE ANY INCREASE OR DECREASE IN FEES IN YOUR ESTIMATED TOTAL REVENUES.

**TITLE 10
LEGISLATIVE RULES
STATE BOARD OF EXAMINERS
FOR LICENSED PRACTICAL NURSES**

**SERIES 4
FEES FOR SERVICES RENDERED BY THE BOARD
AND SUPPLEMENTAL RENEWAL FEE FOR THE CENTER FOR NURSING**

SUMMARY OF PROPOSAL

Proposed changes and additions to this Rules include the fees for the following items:

Current Fees Increase
Licensure Examination Fee \$75.00 \$100.00
Re-Examination Fee \$75.00 \$100.00
Temporary permit for a new graduate \$10.00 \$30.00
Licensure Endorsement into the state \$50.00 \$70.00
Endorsement out of the state NURSYS NURSYS
Renewal of Licensure \$40.00 \$60.00
Reinstatement of Inactive License \$40.00 \$75.00
Limited License (Valid for 90 Days) \$10.00 \$30.00
Transcripts \$5.00 \$20.00
Duplicate Frameable Certificate \$10.00 \$25.00
Reinstatement of Lapsed License \$80.00 \$100.00
Roster of all Active Licensees in Excel Format \$100.00 \$200.00
Mailing labels: Name/Address per 1000 \$50.00 \$75.00
Programming Fee for Labels \$25.00 \$50.00
Per County requested \$5.00 \$10.00
Per specific State requested \$5.00 \$10.00
Copy of Rules and Regulations \$5.00 \$5.00
Application for New LPN School \$250.00 \$750.00

Copies - First Page \$2.00 \$3.00
Each Additional Page \$0.20 \$0.25

"Retired" Licensure Status \$0.00 \$10.00





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FORM 11 -- FISCAL NOTE FOR PROPOSED RULES (Page 4)

AGENCY Licensed Practical Nurses
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CITE AUTHORITY WV §30-7A-7

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.

None

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

Michelle L Mayhew -- By my signature, I certify that I am the person authorized to file legislative rules, in
accordance with West Virginia Code §29A-3-11 and §39A-3-2.



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FORM 12 -- BRIEF SUMMARY AND STATEMENT OF CIRCUMSTANCES (Page 1)

AGENCY Licensed Practical Nurses
RULE TYPE Legislative AMENDMENT TO EXISTING RULE Yes TITLE-SERIES 10-04
RULE NAME Schedule of Fees for Services Rendered by the West Virginia State Board of Examiners for
Licensed Practical Nurses
CITE AUTHORITY WV §30-7A-7

SUMMARIZE IN A CLEAR AND CONCISE MANNER CONTENTS OF CHANGES IN RULE AND STATEMENT OF CIRCUMSTANCES REQUIRING THE RULE.

STATEMENT OF CIRCUMSTANCES REQUIRING RULE

The purpose of this proposed fee increase is to help with the implementation of the Nurse Licensure Compact which was placed into law at the 2017 Legislative Session. The fees at the LPN Board have not been increased since 1995. With the introduction of the compact, the LPN's will now have the opportunity to work in 26 states with one license. The surrounding states of KY, MD, OH and PA were contacted and their fees were compared to those of our Board. The difference was grossly less in WV. There will be no additional cost to state government. Although the Treasurer's Office will benefit from the fee increase by the convenience fee charge for each credit card purchase. All transactions at the LPN Board are online, therefore the Treasurer's office is required to process every transaction.

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENTS ARE TRUE AND CORRECT.

Yes
Michelle L Mayhew -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.



Title-Series: 10-04



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**TITLE 10
LEGISLATIVE RULES
STATE BOARD OF EXAMINERS
FOR LICENSED PRACTICAL NURSES**

**SERIES 4
FEES FOR SERVICES RENDERED BY THE BOARD
AND SUPPLEMENTAL RENEWAL FEE FOR THE CENTER FOR NURSING**

§10-4-1. General.

1.1. Scope. -- This legislative Rule establishes the fees to be charged by the Board for services rendered.

1.2. Authority. -- W. Va. Code §30-7A-5; 30-1-6

1.3. Filing Date. -- April 7, 2014.

1.4. Effective Date. -- May 15, 2014.

§10-4-2. Schedule of Fees for Services Rendered by the West Virginia State Board of Examiners for Licensed Practical Nurses: Fees collected by the Board are not refundable.

2.1. Licensure Examination	\$75.00 100.00
2.2. Re-Examination..... (Third attempt free)	\$75.00 100.00
2.3. Temporary Permit for New Graduate.....	\$10.00 30.00
2.4. Endorsement into West Virginia	\$50.00 70.00
2.5. Endorsement Permit..... Valid for 6 months – May not be renewed.	\$30.00
2.5.2.6 Endorsement out of West Virginia	\$30.00
2.7 Verification of West Virginia Licensure to another Licensing Board Other than Nursing	\$50.00
2.8. Renewal of license.....	\$40.00 60.00
2.7. 2.9 Supplemental renewal fee for the Center for Nursing	\$10.00
2.8. 2.10 Reinstatement of a license from non-practicing status	\$40.00 60.00
2.9. 2.11 Limited License..... Valid for 90 days - May not be renewed.	\$10.00 30.00
2.10. Duplicate License.....	\$10.00
2.11. Change of Name and/or Address (Duplicate license issued).....	\$10.00
2.12. Transcripts	\$5.00 20.00

2.13. Frameable Certificate (Free to New Graduate)	\$10.00	25.00
2.14. Reinstatement of a license from lapsed status	\$80.00	100.00
2.15. Insufficient Funds Penalty		\$15.00
2.16. Roster of Active Licensees	\$100.00	200.00
One County.....	\$5.00	10.00
One State.....		\$10.00
2.17. Mailing Labels		
Name and Address/per 1000.....	\$50.00	75.00
Minimum Charge.....	\$50.00	75.00
2.18. Copy of Law		\$2.00
2.19. Rules and Regulations		\$5.00
2.20. Application Fee New School.....	\$250.00	500.00
2.21. Special Request for Data Listings Minimum Programming Fee		\$25.00
2.22. 2.21 Miscellaneous copies (first page).....	\$2.00	3.00
each additional page	\$0.20	0.25
2.22 Retired Licensure		\$10.00

WEST VIRGINIA STATE BOARD OF EXAMINERS FOR
LICENSED PRACTICAL NURSES

MICHELLE L. MAYHEW, MSN, MBA/HCM, RN-BC
EXECUTIVE DIRECTOR
E-MAIL: Michelle.L.Mayhew@wv.gov

CAROLYN S. BAILEY, BSN, RN, NHA
ASSOCIATE EXECUTIVE DIRECTOR
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101 DEE DRIVE, SUITE 100
CHARLESTON, WEST VIRGINIA 25311-1688

TELEPHONE
(304) 558-3572

FAX
(304) 558-4367

TOLL FREE
1-877-558-5767

June 28, 2017

Ms. Judy Cooper
Administrative Law Division
Office of the Secretary of State
Building 1 Room 157-K
1900 Kanawha Boulevard, East
Charleston, West Virginia 25311

Dear Ms. Cooper:

Please find enclosed the required documentation for filing of a Notice of a Comment Period for proposed revisions to Legislative Rules 10 C.S.R. 4, Fees for Services Rendered by the Board and Supplemental Renewal Fee for the Center for Nursing. The West Virginia State Board of Examiners for Licensed Practical Nurses has approved said Rule during its meeting on June 14, 2017.

If any problems exist with what is submitted herein, please feel free to contact me. Your assistance is greatly appreciated.

Very truly yours,

A handwritten signature in cursive script that reads "Michelle L. Mayhew".

Michelle L. Mayhew, MSN, MBA/HCM, RN-BC
Executive Director

Enclosures:

WEST VIRGINIA STATE BOARD OF EXAMINERS FOR
LICENSED PRACTICAL NURSES

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TITLE 10

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Endorsement Permit	\$0.00	\$30.00
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