

RULEMAKING NOTICE FORM

Notice Number _____

Rule Number **Ahp 301.02**

<p>1. Agency Name & Address: Office of Licensed Allied Health Professional c/o Office of Professional Licensure & Certification 7 Eagle Square Concord, NH 03301</p>	<p>2. RSA Authority: <u> RSA 541-A:16, I(b) </u> 3. Federal Authority: <u> n/a </u> 4. Type of Action: Adoption <u> </u> Repeal <u> </u> Readoption <u> </u> Readoption w/amendment <u> X </u></p>
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5. Short Title: **Fees**

6. (a) Summary of what the rule says and of any proposed amendments:

Ahp 301.02 describes the fees for the Board’s under the Office of Licensed Allied Health Professionals and is being readopted with amendment to:

- **Clarify the fee table is for all the professions covered by the Office of Professional Licensure and Certification;**
- **Remove the application fees;**
- **Change the licensure fees from \$110.00 to \$165.00;**
- **Change the certification fee from \$55.00 to \$65.00; and**
- **Remove the fees for late renewal, replacement of pocket card, transcribing of records for physical therapy exam, verification of licensure, and lists of license and certificate holders; and**
- **Make all fees non-refundable.**

6. (b) Brief description of the groups affected:

These rules affect those individuals becoming licensed or who are licensed by the Board’s encompassed by the Office of Licensed Allied Health Professionals.

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

Rule	Statute Implemented
Ahp 301.2	RSA 541-A:16, I(b)

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name: **Tina M. Kelley** Title: **Program Specialist IV**
Address: **Office of Professional Licensure and Certification** Phone #: **(603) 271-5247**
7 Eagle Square Fax#: **None**
Concord, NH 03301 E-mail: **OPLC-Rules@oplc.nh.gov**

TTY/TDD Access: Relay NH 1-800-735-2964 or dial 711 (in NH)

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **Monday, November 7, 2022 at 4:00 p.m.**

Fax E-mail Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Thursday, October 27, 2022 at 8:45 a.m.**

Place: **Office of Professional Licensure and Certification**
7 Eagle Square, Concord NH 03301

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

FIS # 22:147, dated 8-17-2022

1. **Comparison of the costs of the proposed rule(s) to the existing rule(s):**
When compared to the existing rules, the proposed rules will have an indeterminable impact on State revenues and expenditures, and an indeterminable cost or benefit to certain State citizens and independently owned businesses.

2. **Cite the Federal mandate. Identify the impact on state funds:**
No federal mandate, no impact on state funds.

3. **Cost and benefits of the proposed rule(s):**

When compared to the current rules, the proposed rules:

- Increase the initial license fee and the renewal license fee from \$110 to \$165, a \$55 increase.
- Increase the initial certification fee and the renewal of certificate from \$55 to \$65, a \$10 increase.
- Decrease the licensee reinstatement fee from \$200 to \$165, a \$55 decrease.
- Decreases the certification reinstatement fee from \$110 to \$65, a \$55 decrease.

In 2021, the Office of Professional Licensure (OPLC) states there were 18 certifications and 139 renewed or reinstated certifications. There were 2,755 license renewals and 745 applications for new or reinstated licenses. Because the OPLC is unable to break out reinstatements from renewals there is no way to determine the impact of this change on State revenues or the cost or benefit to licensees.

The OPLC states that although they are removing some of the fees from the following list, there will be no impact as they have already stopped charging the fees and are changing the rules to reflect the current practice.

The following is a comparison of the fee changes proposed by the rules:

Description	Old Rule Fee	New Rule Fee	Difference
Application processing fee for initial licensure (removed).	\$60.00	\$0	-\$60.00
Application processing fee for initial certification (removed)	\$20.00	\$0	-\$20.00
Initial license fee	\$110.00	\$165.00	+\$55.00
Initial certification fee	\$55.00	\$65.00	+\$10.00
Replacement of initial license or certificate (removed).	\$35.00	\$0	-\$35.00
Replacement of pocket card (removed).	\$5.00	\$0	-\$5.00
PT privilege to practice under compact	\$65.00	\$65.00	\$0
Temporary license fee	\$100.00	\$100.00	\$0
Renewal of license	\$110.00	\$165.00	+\$55.00
Renewal of certificate	\$55.00	\$65.00	+\$10.00
Late filing fee for renewal of license (removed).	\$110.00	\$0	-\$110.00
Late filing fee for renewal of certificate (removed).	\$55.00	\$0	-\$55.00
Licensee reinstatement fee (removed).	\$220.00	\$165.00	-\$55.00
Certification reinstatement fee (removed).	\$110.00	\$65.00	-\$55.00
Transcribing eligibility records for PT Exam (removed).	\$1.00	\$0	-\$1.00
Verification of license or certificate (removed).	\$25.00	\$0	-\$25.00
E-mail list of licensees (removed).	\$20.00	\$0	-\$20.00
Paper list of licensees (removed).	\$25.00	\$0	-\$25.00
Hearing aid dealer registration	\$300.00	\$300.00	\$0

- A. **To State general or State special funds:**
There will be an indeterminable impact on the OPLC fund as some fees will be increased, and some fees will be decreased. Pursuant to RSA 310-A:1-e, after paying all costs and salaries associated with the office, moneys in this fund shall lapse to the general fund at the close of each biennium. Therefore, it is unknown if, at the close of the biennium, the lapse from the OPLC fund to the general fund will decrease or increase.
- B. **To State citizens and political subdivisions:**
To the extent a state citizen is subject to the fees as an allied health professional, there will be an indeterminable cost or benefit attributable to the change in fees. There will be cost to political subdivisions.
- C. **To independently owned businesses:**

To the extent an independently owned business pays professional fees for its employees, the business will experience an indeterminable cost or benefit from the change in fees.

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

This rule does not violate Part I, Article 28-a of the New Hampshire Constitution. The rule does not mandate or assign this program or responsibility to any political subdivision in any way.