

**Consideration of Proposed Amendments to 22 Tex. Admin. Code §223.1,  
Pertaining to Fees**

**Background:** Staff is recommending amendments to the Board's rule regarding Fees. A copy of the proposed amendments is attached hereto as Attachment "A".

First, Staff is recommending that the licensure renewal fee for registered nurses be reduced from \$73 to \$70. Beginning September 1, 2013, the Board will no longer collect a pass-through fee for criminal background checks, as these fees will be paid by the applicants directly to the Texas Department of Public Safety. The Board originally collected a \$5 pass-through fee on both registered and vocational nurse renewals to cover the costs of criminal background checks. Although Staff is recommending a slight reduction in the renewal fees for registered nurses, Staff is not recommending reducing the renewal fees for vocational nurses at this time, nor is Staff recommending a reduction of \$5 per renewal, because the Board must still raise enough revenue to cover the additional staff (2 FTEs) approved by the Legislature for the next biennium.

Second, Staff is recommending a new \$500 fee associated with the Board's approval of a nursing education program outside of Texas' jurisdiction to conduct clinical learning experiences in Texas. This new fee implements the proposed amendments to Board Rules 214.3(e) and 215.3(e), which are described in Agenda Items 7.6 and 7.7.

**Board Action:** Move to approve the proposed amendments to 22 Tex. Admin. Code §223.1, Pertaining to *Fees*, with authority for the General Counsel to make editorial changes as necessary to clarify rule and Board intent and to comply with the formatting requirements of the *Texas Register*. If no negative comments and no request for a public hearing are received, move to adopt the proposed amendments to 22 Tex. Admin. Code §223.1, Pertaining to *Fees*, as proposed.

## Attachment "A"

### §223.1. Fees.

(a) The Texas Board of Nursing has established reasonable and necessary fees for the administration of its functions.

(1) Examination: \$100;

(2) Endorsement: \$161;

(3) Licensure renewal (each biennium):

(A) Registered Nurse (RN): \$70 [~~\$73~~]; and

(B) Licensed Vocational Nurse (LVN): \$55;

(4) reactivating from inactive status:

(A) less than four years--\$10 plus current renewal fee;

(B) more than four years--\$20 plus current renewal fee;

(5) late fee for reactivation from delinquent status:

(A) less than 90 days--\$60 plus current licensure renewal fee;

(B) more than 90 days--\$120 plus current licensure renewal fee;

(6) duplicate or substitute license: \$25;

(7) duplicate or substitute permanent certificate: \$25;

(8) issuance of a temporary permit for completing a refresher course, a temporary permit under §301.258, or an accustomation permit: \$25;

(9) approval of new nursing education programs: \$2,500;

- (10) verification of licensure: \$5;
- (11) verification of records: \$25;
- (12) bad checks: \$30;
- (13) Advanced Practice Nurse initial credentials: \$100;
- (14) declaratory order of eligibility: \$150;
- (15) eligibility determination: \$150;
- (16) docketing fee in non disciplinary matters: \$600;
- (17) Licensed Vocational Nurse, Retired; Registered Nurse, Retired; Volunteer Retired Vocational Nurse (VR-VN); Volunteer Retired Registered Nurse (VR-RN); Volunteer Retired Registered Nurse (VR-RN) with qualifications in a given advanced practice nurse role and specialty (e.g., VR-RN, FNP): \$10;
- (18) Advanced Practice Nurse renewal: \$60;
- (19) Initial Prescriptive Authority: \$50;
- (20) outpatient anesthesia registry renewal: \$35;
- (21) outpatient anesthesia inspection and advisory opinion: \$625;
- (22) fee for Federal Bureau of Investigations (FBI) and Department of Public Safety (DPS) criminal background check for licensees, initial licensure applicants and endorsement applicants as determined by fees imposed by the Criminal Justice Information Services (CJIS) Division and the Texas Department of Public Safety;
- (23) Disciplinary monitoring fees as stated in a Board order;
- (24) Nursing Jurisprudence Examination fee: not to exceed \$25;

(25) approval of remedial education course: \$300 per course; ~~and~~

(26) renewal of remedial education course: \$100 per course; and [-]

(27) approval of a nursing education program outside Texas' jurisdiction to conduct clinical learning experiences in Texas: \$500.

(b) All fees are non-refundable.