

Agenda Item: 7.5
July 17-18, 2014
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**Consideration of Proposed Amendments to 22 Tex. Admin. Code §223.1,
Pertaining to Fees**

Background: The proposed amendments to Rule 223 eliminate unnecessary and obsolete provisions from the rule. The Board no longer issues duplicate or substitute licenses, as licensees are now able to print licensure verification and copies directly from the Board's website¹. Further, the Board no longer utilizes docketing fees in non-disciplinary matters. The proposed amendments remove these provisions from the rule text and re-number the remaining provisions accordingly. A copy of the proposed amendments is attached hereto as Attachment "A".

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.

¹ The Board continues to print replacement 'wall' certificates, which is addressed in proposed amended §223.1(a)(6).

Attachment "A"

§223.1. Fees.

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

(1) - (5) (No change.)

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

(6)~~[(7)]~~ duplicate or substitute permanent certificate: \$25;

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

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

(9)~~[(10)]~~ verification of licensure: \$5;

(10)~~[(11)]~~ verification of records: \$25;

(11)~~[(12)]~~ bad checks: \$30;

(12)~~[(13)]~~ Advanced Practice Nurse initial credentials: \$100;

(13)~~[(14)]~~ declaratory order of eligibility: \$150;

(14)~~[(15)]~~ eligibility determination: \$150;

~~[(16) docketing fee in non-disciplinary matters: \$600;]~~

(15)~~[(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;

~~(16)~~~~(18)~~ Advanced Practice Nurse renewal: \$60;

~~(17)~~~~(19)~~ Initial Prescriptive Authority: \$50;

~~(18)~~~~(20)~~ outpatient anesthesia registry renewal: \$35;

~~(19)~~~~(21)~~ outpatient anesthesia inspection and advisory opinion: \$625;

~~(20)~~~~(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;

~~(21)~~~~(23)~~ Disciplinary monitoring fees as stated in a Board order;

~~(22)~~~~(24)~~ Nursing Jurisprudence Examination fee: not to exceed \$25;

~~(23)~~~~(25)~~ approval of remedial education course: \$300 per course;

~~(24)~~~~(26)~~ renewal of remedial education course: \$100 per course; and

~~(25)~~~~(27)~~ approval of a nursing education program outside Texas' jurisdiction to conduct clinical learning experiences in Texas: \$500.

(b) (No change).