

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

**Background:** In its budget request for the 2016-2017 biennium, the Texas Legislature approved the Texas Board of Nursing (BON) to hire 15 new staff, \$100,000 for Expert Witness costs, \$200,000 for staff merit salary increases and additional costs to fund the Health Professions Council. The Texas Legislature increased the BON budget by \$1,682,744 for the 2016-17 biennium and removed a contingency revenue rider from the BON appropriations. As a result, the BON's appropriations are limited to the revenue collected and must cover the cost of their appropriation, direct and indirect costs, and employee benefits and debt service.

The BON will be required to raise \$25,475,937 to fund their budget for fiscal years 2016 and 2017. Using current fees, the BON anticipates that it will raise approximately \$27,151,000 for fiscal years 2016 and 2017 (excess of \$1,675,063).

The proposed amendments in Attachment "A" will decrease the renewal fee for the LVN license level by \$5, resulting in a new renewal fee of \$40 for licensed vocational nurses. The proposed amendments will also decrease the fee for examination by \$25, resulting in a new examination fee of \$75.

If this proposal is approved, the BON anticipates a decrease in revenue of \$1,467,500. This will still leave an approximate excess revenue of \$207,563.

**Board Action:** Move to approve the proposed amendments to 22 Tex. Admin. Code §223.1, pertaining to *Fees*, as set out in Attachment "A", 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: \$75 [~~\$100~~];

(2) (No change.)

(3) Licensure renewal (each biennium):

(A) (No change).

(B) Licensed Vocational Nurse (LVN): \$40 [~~\$45~~];

(4) - (26) (No change.)

(b) (No change.)