

Notice of Agency Proposed Rulemaking

AGENCY: **02-041** - Department of Professional and Financial Regulation (PFR), **Office of Professional and Occupational Regulation (OPOR)**

CHAPTER NUMBER AND TITLE: **Ch. 10**, Establishment of License Fees

TYPE OF RULE: Routine Technical

PROPOSED RULE NUMBER: **2019-P252**

BRIEF SUMMARY: The Office of Professional and Occupational Regulation (“OPOR”) proposes fee changes for the following licensing programs: Board of Accountancy; American Sign Language Interpreters; Athletic Trainers; Barbering and Cosmetology Licensing; Boiler and Pressure Vessel Safety Program; Charitable Solicitations; Board of Chiropractic Licensure; Board of Complementary Health Providers; Board of Counseling Professionals Licensure; Electricians’ Examining Board; Board of Licensure of Foresters; Maine Fuel Board; State Board of Funeral Service; State Board of Licensure of Geologists and Soil Scientists; Manufactured Housing Board; Massage Therapists; Nursing Home Administrators Licensing Board; Board of Occupational Therapy Practice; Maine Board of Pharmacy; Plumbers’ Examining Board; Board of Licensure of Podiatric Medicine; Radiologic Technology Board of Examiners; State Board of Social Worker Licensure; Board of Speech, Audiology and Hearing; State Board of Veterinary Medicine.

OPOR proposes to eliminate application fees for the following: Athletic Trainers; Boiler and Pressure Vessel Safety Program; Charitable Solicitations; Board of Counseling Professionals Licensure; Electricians’ Examining Board; Elevator and Tramway Safety Program; Board of Licensure of Foresters, Maine Fuel Board; State Board of Licensure of Geologists and Soil Scientists; Massage Therapists; Nursing Home Administrators Licensing Board; Board of Occupational Therapy Practice; Plumbers’ Examining Board; Board of Licensure of Podiatric Medicine; Radiologic Technology Board of Examiners; State Board of Social Worker Licensure; Board of Speech, Audiology and Hearing.

OPOR proposes to reduce fees for the following: All licenses issued by the Board of Accountancy, Athletic Trainers, Boilers and Pressure Vessels Safety Program; Charitable Solicitations Act licenses; Board of Counselors Professional Licensure; Electricians’ Examining Board Apprentice and Helper Electrical licenses (other than high school or community college students); Manufactured Housing Board Seals; Board of Occupational Therapy Practice Therapist and Therapy Assistant licenses; Maine Board of Pharmacy Inactive Pharmacist licenses; all licenses issued by the Board of Speech, Audiology and Hearing; and all licenses issued by the Board of Veterinary Medicine.

OPOR proposes to establish new license fees pursuant to new statutory authority for the following professional licenses: Conditional Interpreter and Deaf Interpreter, Hair Designer, Temporary Chiropractic Intern, Auricular Acupuncture Detoxification Specialist, Certified Midwife and Certified Professional Midwife, Inactive Counselor and Inactive Conditional Professional Counselor, Counseling qualification review, Inactive Practitioner of Funeral Service, Pharmacy Vending Machine Outlet, Inactive Status License for all licenses issued by the Board of Radiologic Technology and trainee license, qualification review for the State Board of Social Worker License, Inactive Status License for licenses issued by the Board of Speech, Audiology and Hearing.

OPOR proposes to eliminate the following license categories or fees: Barber, Demonstrator, Special Inspection and Special Event Services licenses for Barbering and Cosmetology Program, Temporary Practitioner of Funeral Service, Upgrade of Provisional Residential Care to Residential Care in Nursing Home Administrators, one time renewal fees for Temporary Occupational Therapists and Temporary Occupational Therapy Assistants, Initial Pharmacy Student Intern fee and qualification review fees, and Plumbers' Examining Board corporation fee.

PUBLIC HEARING: None scheduled.

COMMENT DEADLINE: December 6, 2019

CONTACT PERSON FOR THIS FILING / SMALL BUSINESS IMPACT INFORMATION / OPOR RULEMAKING LIAISON: Anne L. Head, Director, Office of Professional and Occupational Regulation, 35 State House Station, Augusta, ME 04333. Telephone: (207) 624-8511. Email: Anne.L.Head@Maine.gov.

FINANCIAL IMPACT ON MUNICIPALITIES OR COUNTIES: None.

STATUTORY AUTHORITY FOR THIS RULE: 10 MRS §8003(2-A)(D); 32 MRS §12203; 32 MRS §1527; 32 MRS §14358; 32 MRS §14238; 32 MRS §15104-C; 9 MRS §5015-A; 32 MRS §558; 32 MRS §§ 12514-A, 12526; 32 MRS §13859; 32 MRS §1203-A; 32 MRS §§ 1501-B, 1504; 10 MRS §§ 9021(2-A), 9065-A; 32 MRS §14306-G; 32 MRS §67; 32 MRS §2285; 32 MRS §13724; 32 MRS §3501-B; 32 MRS §3652; 32 MRS §9859-A; 32 MRS §§ 7056, 7060; 32 MRS §17309; 32 MRS §4863-A; 32 MRS §12538

SUBSTANTIVE STATE OR FEDERAL LAW BEING IMPLEMENTED (*if different*):

OPOR WEBSITE: www.maine.gov/professionallicensing.

PFR WEBSITE: <http://www.maine.gov/pfr/>.

NOTE: Chapter 11 of the Rules of the Office of Professional and Occupational Regulation establishes for all programs a uniform \$50 late fee for licenses renewed up to 90 days after expiration.

11062019**02 DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION****041 OFFICE OF PROFESSIONAL AND OCCUPATIONAL REGULATION (OPOR)****Chapter 10: ESTABLISHMENT OF LICENSE**

Summary: This chapter establishes fees for professional and occupational licenses and registrations issued by the Office of Professional and Occupational Regulation.

1. DEFINITIONS

Unless the context otherwise indicates, the following words have the following meanings:

1. **3d party.** “3d party” refers to a fee for a standardized license examination that is paid directly by the applicant to the organization administering the examination or its designee.
2. **OPOR.** “OPOR” means the Office of Professional and Occupational Regulation.

2. ESTABLISHMENT OF FEES; EFFECTIVE DATES

OPOR shall charge the license and other fees indicated in §§ 3 and 5 below. For initial licenses, and for applications and examinations, the fees set out below shall become effective upon the effective date of this chapter. For renewal licenses, the fees set out below shall become effective with the first renewal cycle occurring on or after the effective date of this chapter.

The license and other fees of OPOR boards and regulatory functions not listed below are set by the statute and implementing rules governing the particular board or regulatory function.

3. FEES APPLICABLE TO ALL BOARDS AND REGULATORY FUNCTIONS LISTED IN §4

Except as otherwise indicated, the fees listed in this section apply to all boards and regulatory functions listed in §5 below:

- | | | |
|-----|--|---|
| 1. | Replacement license | \$10 |
| 2. | Verification of licensure | \$25 |
| 31. | Photocopies..... | No charge for first 7 pages, 25¢ for each page thereafter |
| 42. | Licensee register list on diskette or CD-ROM | \$25 |

NOTE: Chapter 11 of the Rules of the Office of Professional and Occupational Regulation establishes for all programs a uniform \$50 late fee for licenses renewed up to 90 days after expiration.

4. REFUNDS

If an applicant applies for a license listed in §5 for which a separate application fee is charged, the license fee will be refunded if the license is denied. All other fees listed in §§ 3 and 5 are nonrefundable.

5. FEES TO BE CHARGED FOR PARTICULAR OCCUPATIONAL AND PROFESSIONAL LICENSES AND REGISTRATIONS AND RELATED FEES

The following fees shall be charged for the licenses, registrations, permits and other services listed in subsections 1–40 below. For any given license or registration, the designated fee shall apply to both initial issuance and renewal unless otherwise indicated. The term of a license or registration ends on the uniform expiration or renewal date established for that license or registration by law.

1. Board of Accountancy

Certified Public Accountant	1 yr	\$\$\$ \$35
Public Accountant	1 yr	\$\$\$ \$35
Firm	1 yr	\$\$\$ \$35
Branch	1 yr	\$\$\$ \$35

2. State Board of Alcohol and Drug Counselors

Initial Licensure		
Licensed alcohol and drug counselor (LADC)	1 yr	\$40
Certified alcohol and drug counselor (CADC)	1 yr	\$40
Alcohol and drug counseling aide (ADCA)	1 yr	\$40
Certified clinical supervisor (CCS)	1 yr	\$40
Renewal Licensure		
Licensed alcohol and drug counselor (LADC)	1 yr	\$35
Certified alcohol and drug counselor (CADC)	1 yr	\$35
Alcohol and drug counseling aide (ADCA)	1 yr	\$35
Certified clinical supervisor (CCS)	1 yr	\$35
Inactive Licensure		
Inactive licensed alcohol and drug counselor (LADC)	1 yr	\$25
Inactive certified alcohol and drug counselor (CADC)	1 yr	\$25
Inactive alcohol and drug counselor aide (ADCA)	1 yr	\$25
Inactive certified clinical supervisor (CCS)	1 yr	\$25
LADC, CADC or CCS examination qualification review (per review)	NA	3d party + \$25

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3. American Sign Language, ~~English~~ Interpreters and Transliterators

Limited Interpreter/ Transliterator	1 yr	\$200
Limited Deaf Interpreter	1 yr	\$100
Certified Interpreter/ Transliterator	1 yr	\$200
Certified Deaf Interpreter	1 yr	\$100
<u>Conditional Interpreter</u>	<u>1 yr</u>	<u>\$200</u>
<u>Conditional Deaf Interpreter</u>	<u>1 yr</u>	<u>\$100</u>

4. Board for Licensure of Architects, Landscape Architects and Interior Designers

Architect	1 yr	\$70
Landscape Architect	1 yr	\$70
Certified Interior Designer	1 yr	\$70
Application	NA	\$50
Examination	NA	3d party
Late renewal – 91 days - 2 yrs	NA	\$50

5. (Removed)

6. Athletic Trainers

Athletic trainer	1 yr	\$150 90
Temporary permit (student athletic trainer)	6 mo	\$25
Application	NA	\$25

7. Board of Licensing of Auctioneers

Auctioneer	1 yr	\$200
Application	NA	\$50
Examination	NA	\$150

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8. *Barbering and Cosmetology Licensing*

<i>Individual</i>		
Cosmetologist	1 yr	\$20
Barber	1 yr	\$20
Limited Barber <u>Hair Stylist</u>	1 yr	\$20
Manicurist <u>Nail Technologist</u>	1 yr	\$20
Aesthetician	1 yr	\$20
<u>Hair Designer</u>	<u>1 yr</u>	<u>\$20</u>
Instructor	1 yr	\$20
Demonstrator	1 yr	\$20
Trainee (all categories, limited to two renewals)	1 yr	\$10
Temporary Work Permit (nonrenewable)	6 mo	\$10
Examination	NA	3d party
<i>Businesses Other Than Schools</i>		
<u>Level 1 Establishment*</u>	1 yr	\$20
<u>Level 2 Establishment Booth*</u>	1 yr	\$20
<u>Mobile Shop Establishment*</u>	1 yr	\$20
* separate license fee also payable upon change of location or change of ownership		
Special Inspection	NA	\$100
Reissuance of <u>Level 1 or Level 2 Establishment shop</u> license after ownership change resulting from death or divorce of an owner when at least one owner retains ownership	See 32 MRSA §14224(2-C)	\$10
Special event services permit — per licensee for each — event	NA — permit ends with each event	\$10
<i>Schools</i>		
School*	1 yr	\$500
Branch School*	1 yr	\$500
Off-site (satellite) classroom*	1 yr	\$100
* separate license fee also payable upon change of location or change of ownership		
On-site evaluation	NA	As per See 32 MRSA §14248
<i>All Categories</i>		
Late Renewal More than 90 days	NA	\$25

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9. *Board of Boilers and Pressure Vessels-Safety*

Boiler Engineer (All Classes)	3 yr	\$150
Boiler Operator - High Pressure	3 yr	\$150
Boiler Operator Training Permit	6 mo	\$50
Boiler Inspector	1 yr	\$50
Application	NA	\$25
Examination	NA	\$50
Late renewal:		
91 days - 2 yrs	NA	\$50
Certificate of Inspection:		
Boilers	1 yr	\$8050
Pressure Vessels	3 yr	\$8050
Late Inspection Certificate Fee:		
>60 days after expiration	NA	\$100
>60 days from date of invoice	NA	\$50
Petition for a variance	NA	\$100

BOILER AND PRESSURE VESSEL INSPECTION FEES

1. POWER BOILERS AND HIGH TEMPERATURE WATER BOILERS (For inspection by a State Inspector).

1.1 Internal Inspections

Boilers less than 2,000 sq. ft. of heating surface \$75.00

Boilers of 2,000 sq. ft. of heating surface or more and less than
4,000 sq. ft. of heating surface \$100.00

Boilers of 4,000 sq. ft. of heating surface or more and less than
10,000 sq. ft. of heating surface \$150.00

Boilers of 10,000 sq. ft. of heating surface or more \$300.00

1.2 External Inspections

Boilers of 50 sq. ft. of heating surface or less \$50.00

Boilers over 50 sq. ft. of heating surface \$100.00

NOTE: For boilers where the only source of heat is electrical energy, the fees shall be based on one kilowatt being equal to one square foot of heating surface.

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- 2. **LOW PRESSURE STEAM, HOT WATER HEATING AND HOT WATER SUPPLY BOILERS** (For inspection by a State Inspector).
 - 2.1 Certificate Inspection..... \$50.00
- 3. **INSPECTION FEES - PRESSURE VESSELS** (For inspection by a State Inspector)

Fees are to be based upon the cross sectional area, which is the product of the maximum length of vessels and their maximum width or diameter:

- 3.1 Certificate inspection of each pressure vessel subject to inspection having a cross sectional area of 50 sq. ft. or less..... \$25.00
- 3.2 For each additional 100 sq. ft. of area in excess of 50 sq. ft. \$25.00
- 3.3 The total cost of inspection for any one vessel will not exceed \$500.00. For example, a group of pressure vessels, such as the rolls of a paper machine or dryer operating as a single machine or unit, shall be considered as one pressure vessel.

- 4. **INSPECTION FEES** (For inspection by a State Inspector)

Special trip or inspection by State employed inspectors will be based on \$50.00 per hour, at a minimum of 4 hours plus travel, lodging and meals.

Minimum \$200.00

Each additional hour \$50.00 plus travel expenses

10. Charitable Solicitations Act

Charitable Organization	1 yr	\$25 <u>\$20</u>
Professional Solicitor	1 yr	\$200 <u>\$20</u>
Application		
Charitable Organization	NA	\$25
Professional Solicitor	NA	\$50

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11. Board of Chiropractic Licensure

Chiropractor —initial licensure	1 yr	\$100
Chiropractor —renewal licensure	1 yr	\$100
Chiropractic Assistant	1 yr	\$15
Temporary Chiropractic Assistant	1 yr	\$15
<u>Temporary Chiropractic Intern</u>	<u>6 mo</u>	<u>\$15</u>
Chiropractic Acupuncture	1 yr	\$15
Continuing educ'n sponsor request for program approval	NA	\$200
Continuing educ'n indiv'l request for program approval	NA	\$75
Late Renewal: 91 days - 2 yrs	NA	\$50

12. Board of Complementary Health Care Providers

Acupuncturist	1 yr	\$180
<u>Auricular Acupuncture Detoxification Specialist</u>	<u>1 yr</u>	<u>\$180</u>
Naturopathic doctor	1 yr	\$180
Formulation and dispensing of custom-made Chinese herbal formulations	1 yr	\$35 additional
Naturopathic doctor acupuncturist specialist	1 yr	\$35 additional
<u>Certified Midwife</u>	<u>1 yr</u>	<u>\$275</u>
<u>Certified Professional Midwife</u>	<u>1 yr</u>	<u>\$275</u>

13. Board of Counseling Professionals Licensure

Licensed Professional Counselor (and Inactive)	2 yr	\$250 <u>200</u>
Licensed Clinical Professional Counselor (and Inactive)	2 yr	\$250 <u>200</u>
Licensed Marriage and Family Therapist (and Inactive)	2 yr	\$250 <u>200</u>
Licensed Pastoral Counselor (and Inactive)	2 yr	\$250 <u>200</u>
Conditional Counselor (and Inactive)	2 yr	\$200
Registered Counselor (and Inactive)	2 yr	\$75
<u>Application</u>	NA	<u>\$25</u>
<u>Examination qualification review (per review)</u>		<u>3d party + \$25.00</u>

14. Board of Licensing of Dietetic Practice

Dietician	1 yr	\$150
Dietetic Technician	1 yr	\$150
Temporary Dietician	1 yr	\$125
Temporary Dietetic Technician	1 yr	\$125
Examination	NA	3d party
Late Renewal: More than 90 days	NA	\$50

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15. Electricians' Examining Board

Master	2 yr	\$150
Master (inactive)	2 yr	\$75
Journeyman	2 yr	\$150
Journeyman (inactive)	2 yr	\$75
Limited	2 yr	\$150
Limited (inactive)	2 yr	\$75
Journeyman-in-training	2 yr	\$150
Helper (other than high school or community college student other than a secondary school career and technical education electrical program, community college electrical program, or vocational electrical program student)	2 yr	<u>\$5025</u>
Apprentice	2 yr	<u>\$5025</u>
Individual licensees 70 years of age or older (all categories)	2 yr	\$20
Application Examination	NA	\$25
Late Renewal		3d party
More than 90 days		\$50

STATE ELECTRICAL PERMITS

(The minimum fee for a permit is \$75.00)

1. Services**Temporary**

1 phase and 3 phase through 800 amperes	\$75.00
1 phase and 3 phase 801 and larger	\$75.00

Permanent

1 phase and 3 phase through 800 amperes	\$75.00
1 phase and 3 phase 801 and larger	\$75.00

- | | | |
|----|--|---------|
| 2. | Panels remote from the main service | \$7.50 |
| | Recreational vehicle park sites | \$7.50 |
| 3. | Receptacles, switches, luminaries, electrical heating units, permanently connected appliances and outside lighting and signs | \$.50 |
| 4. | Transformers - not utility owned | \$20.00 |

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5.	Motors and generators	
	Motors - fractional	\$2.00
	Motors - 1 horsepower and larger	\$4.00
	Generators (emergency, required standby, optional)	\$30.00
6.	Electrical alarm systems	\$75.00
7.	Energy management systems	\$75.00
8.	Alternative energy systems (photovoltaic, wind, Micro-hydro, fuel cell)	\$75.00
9.	Systems control wiring (HVAC)	\$75.00

CERTIFICATIONS OF DWELLINGS BY STATE ELECTRICAL INSPECTORS

1.	All single family dwellings	\$75.00
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16. Board of Elevator and Tramway Safety

Elevator Mechanic	1 yr	\$50
Lift Mechanic	1 yr	\$50
Elevator Inspector	1 yr	\$50
Tramway Inspector	1 yr	\$50
Wire Rope Inspector	1 yr	\$50
Elevator Contractor	1 yr	\$50
Application	NA	\$25
Examination	NA	\$100
Late renewal:		
More than 90 days	NA	\$50
Certificate of Inspection	1 yr	\$70
Late Inspection Certificate Fee	NA	\$50

ELEVATOR AND TRAMWAY INSPECTION FEES

1. VARIANCE AND PLAN REVIEW

- 1.1 Petition for a variance..... \$100.00
- 1.2 Plan Reviews is \$5.00 per \$1000.00 of valuation of the installation as covered by the blueprints. The minimum fee is \$35.00 and the maximum fee is \$100.00.

2. INSPECTION - ELEVATOR (for Inspection by a State Inspector)

- 2.1 Initial Inspection\$250.00 plus travel expenses

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- 2.2 Annual Inspection \$100.00 plus \$10.00 per landing
- 2.3 Follow-up inspection \$100.00 plus \$10.00 per landing
3. **INSPECTION - TRAMWAY** (For Inspection by a State Inspector)
- 3.1 Initial Inspection\$250.00 plus travel expenses
- 3.2 Annual Inspection..... \$200.00
- 3.3 Annual Wire Rope.. \$30.00 per each 500 feet of length, sheave to sheave
- 3.4 Follow-up Inspection\$100.00 plus expenses

17. Board of Licensure of Foresters

Forester	1 yr	\$70
Intern Forester	1 yr	\$70
Late Renewal: 91 days - 2 yrs	NA	\$50
Application	NA	\$30
Examination	NA	3d party

17-A. Maine Fuel Board

Master Oil and Solid Fuel Burner ing Technician	2 yr	\$200
Journeyman Oil and Solid Fuel Burner ing Technician	2 yr	\$100
Apprentice Oil and Solid Fuel Burner ing Technician	2 yr	\$40
Propane and Natural Gas Technician	2 yr	\$100
Propane and Natural Gas Helper	2 yr	\$20
Temporary License: Plant Operator or Delivery Technician	1 yr	\$20
Limited Oil Energy Auditor	2 yr	\$50
Limited Propane and Natural Gas Energy Auditor	2 yr	\$50
Limited Tank Installer	2 yr	\$50
Limited Wood Pellet Technician	2 yr	\$50
Dispensing Station	2 yr	\$130
Aboveground and underground propane and natural gas storage facilities and rooftop installations	NA	\$50
Application	NA	\$25
Examination	NA	3d party
Late renewal: 91 days - 2 yrs	NA	\$50

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18. State Board of Funeral Service

Practitioner of funeral service <u>(and Inactive)</u>	1 yr	\$230
Temporary practitioner of funeral service	6 mo	\$80
Funeral director	1 yr	\$230
Trainee	1 yr	\$80
Attendant	1 yr	\$80
Funeral home <u>Establishment</u>	1 yr	\$230
State practical examination	NA	\$75
State written examination	NA	3d party
Re-inspection of home <u>Establishment</u> (payable in advance)	NA	\$200 + expenses

19. State Board of ~~Certification~~ for Licensure of Geologists and Soil Scientists

Geologist	1 yr	\$170
Soil Scientist	1 yr	\$170
Application	NA	\$25
ASBOG examination (geologists)	NA	3d party
CSSE examination (soil scientists)	NA	3d party
Maine-administered examination (geologists)	NA	\$100
Maine-administered examination (soil scientists)	NA	\$50

20. (Removed)**21. Board of Licensure for Professional Land Surveyors**

Professional Land Surveyor	2 yr	\$275
Land Surveyor-in-Training	2 yr	\$175
Examinations		
Professional Land Surveyor Essay	NA	\$150
Professional Land Surveyor Maine Multiple Choice	NA	3d Party
Professional Land Surveyor Principles & Practice	NA	3d Party
Land Surveyor-in-Training	NA	3d Party
Late Renewal:		
More than 90 days	NA	\$50

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22. Manufactured Housing Board

Manufactured Housing Community	1 yr	\$50 plus \$5 per lot
Manufacturer	1 yr	\$100
Dealer	1 yr	\$100
Developer Dealer	1 yr	\$100
Dealer branch location	1 yr	\$100
Mechanic	1 yr	\$100
Installer	1 yr	\$100
State of Maine warranty seal	NA	\$150 <u>110</u> per HUD & modular home
State-certified modular home seal	NA	\$150 <u>110</u> per modular home
Installation warranty seal	NA	\$150 <u>110</u> per HUD & modular home
Fee for each section of a HUD home manufactured in Maine (fee charged directly by HUD)	NA	\$2.50 per section
Fee for each section of a HUD home whose first location after leaving manufacturing plant is within Maine (fee charged directly by HUD)	NA	\$9 per section
Application — Manufactured Housing Community (initial — applications and expansions)	NA	\$100

MANUFACTURED HOUSING INSPECTION FEES**1. STATE-CERTIFIED MODULAR HOMES****1.1 Initial complaint inspection, order of correction and re-inspection**

If no violation was found upon initial inspectionNo charge

If a violation was found upon initial inspection and an
order of correction was issued, but the violation was
found to be corrected in its entirety upon re-inspectionNo charge

If a violation was found upon initial inspection and an
order of correction was issued, but the violation was not
found to be corrected in its entirety upon re-inspection Actual cost
of re-inspection,
to be divided equally
among all licensees

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who were initially
in violation

2. **MANUFACTURED HOUSING COMMUNITIES**

2.1 Initial license inspection, inspection for cause or periodic inspection;
order of correction and re-inspection

If no violation was found upon initial inspectionNo charge

If a violation was found upon initial inspection, an
order of correction was issued, the owner certified to
correction within 90 days, and the violation was
found to be corrected in its entirety upon re-inspectionNo charge

If a violation was found upon initial inspection, an
order of correction was issued, and the owner failed to
correct the violation in its entirety and certify to
correction within 90 days
Actual cost
of re-inspection

3. **HUD CODE MANUFACTURED HOMES**

3.1 Initial complaint inspection, order of correction and re-inspection

If no violation was found upon initial inspectionNo charge

If a violation was found upon initial inspection and an
order of correction was issued, but the violation was
found to be corrected in its entirety upon re-inspectionNo charge

If a violation was found upon initial inspection and an
order of correction was issued, but the violation was not
found to be corrected in its entirety upon re-inspection Actual cost
of re-inspection,
to be divided equally
among all licensees
who were initially
in violation

3.2 Preoccupancy inspection fee actual cost
of inspection,
to be paid by dealer

23. Massage Therapists

Massage Therapist	1 yr	\$40
Application	NA	\$25

24. Nursing Home Administrators Licensing Board

Nursing Home Administrator	1 yr	\$200
Residential Care Administrator	1 yr	\$200
Multi-Level Long-Term Care Facility Administrator	1 yr	\$200
Administrator-in-Training	1 yr	\$125
Temporary Administrator	3 mo	\$125
Upgrade of Provisional Residential Care to — Residential Care	NA	\$200
Application	NA	\$75

25. Board of Occupational Therapy Practice

Occupational Therapist	2yr (1yr)*	\$80 (\$40)* \$35
Occupational Therapy Assistant	2-yr (1yr)*	\$70 (\$35)* \$30
*—APA Office Note: The changes in terms and fees for Occupational Therapist and Occupational Therapy Assistant take effect on March 31, 2013. The newer items are in parentheses.		
Temporary Occupational Therapist	6 mo	\$25
Temporary Occupational Therapy Assistant	6 mo	\$20
One-Time Renewal:		\$60
— Temporary Occupational Therapist	6 mo	\$25
— Temporary Occupational Therapy Assistant	6 mo	\$20
Application	NA	\$60
Examination	NA	3d Party

26. (Removed)**27. Maine Board of Pharmacy**

Pharmacist — <u>initial licensure by examination (Includes certification of administration of drugs and immunizations and certification for collaborative drug therapy management)</u>	1 yr	\$75
Pharmacist — initial licensure by score transfer	1-yr	\$75
Pharmacist — initial licensure by reciprocity	1-yr	\$75
Pharmacist — renewal	1-yr	\$75
Inactive pharmacist age 65 or older	1 yr	\$15 \$10
Inactive pharmacist under age 65	1-yr	\$50
Late renewal of inactive status licensure	NA	Current inactive renewal fee + back fees

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Inactive pharmacist to active pharmacist licensure	1 yr	\$75 + 15 CE hours
Certificate of administration of drugs and immunizations		
—Initial application (current licensees only; no application fee payable by persons seeking certificate at time of application for initial licensure)	NA	\$20
—Renewal (all certificate holders, w/ annual lic renewal)	1 yr	\$10
<u>Drug Outlet:</u>		
<u>Pharmacy Classifications:</u>		
Retail	1 yr	\$200
Mail Order Prescription	1 yr	\$200
Mail Order Contact Lens Supplier	1 yr	\$200
Wholesale	1 yr	\$200
Rural Health Center	1 yr	\$200
Free Clinic	1 yr	\$0
<u>Vending Machine Outlet</u>	<u>1 yr</u>	<u>\$200</u>
Manufacturer	1 yr	\$200
Pharmacy Technician	1 yr	\$20
Initial Pharmacy Student Intern	1 yr	\$200
Pharmacy students may be renewed for successive 1-year periods at no additional cost upon certification that the licensee continues to be enrolled in a professional academic degree program. The pharmacy student intern license automatically expires on the second renewal subsequent to the licensee's graduation and may not be further renewed.		
NABPLEX examination qualification review (per review)	NA	3d party + \$25
MPJE examination qualification review (per review)	NA	3d party + \$25
Pharmacist in charge—initial license or modification to business license	per occurrence	\$100
Late Renewal 91 days - 2 yrs	NA	\$50

28. Board of Examiners in Physical Therapy

Initial Licensure		
Physical Therapist	1 yr	\$30
Physical Therapist Assistant	1 yr	\$30
Renewal Licensure		
Physical Therapist	1 yr	\$25
Physical Therapist Assistant	1 yr	\$25
PT or PTA Examination qualification review (per review)	NA	3d party + \$25

NOTE: Chapter 11 of the Rules of the Office of Professional and Occupational Regulation establishes for all programs a uniform \$50 late fee for licenses renewed up to 90 days after expiration.

29. Plumbers' Examining Board

Master	2 yr	\$200
Journeyman	2 yr	\$200
Journeyman-in-Training	4 yr	\$100
Trainee <u>(other than individuals enrolled in technical college or community college or in a career and technical education program)</u>	2 yr	\$100
Corporation	2-yr	\$200
Application	NA	\$25
Late renewal: More than 90 days	NA	\$50

30. Board of Licensure of Podiatric Medicine

Podiatrist	1 yr	\$500
Podiatrist in Residency	1 yr	\$500
Application	NA	\$50
Examination	NA	3d party
Late renewal: 91 days - 2 yrs	NA	\$50

31. (Removed)**32. State Board of Examiners of Psychologists**

Initial Licensure		
Psychologist	1 yr	\$200
Psychological Examiner	1 yr	\$200
Renewal Licensure		
Psychologist	1 yr	\$125
Psychological Examiner	1 yr	\$125
Temporary Licensure		
Psychologist	1 yr	\$200
Psychological Examiner	1 yr	\$200
Conditional Licensure		
Psychologist	1 yr	\$200
Psychological Examiner	1 yr	\$200
EPPP examination qualification review (per review)	NA	3d party + \$50
Jurisprudence examination qualification review (per review)	NA	\$50
Continuing education sponsor program approval	1 yr	\$75
Continuing education individual program approval	NA	\$20 per program or workshop subject to approval

NOTE: Chapter 11 of the Rules of the Office of Professional and Occupational Regulation establishes for all programs a uniform \$50 late fee for licenses renewed up to 90 days after expiration.

33. Radiologic Technology Board of Examiners

Radiologic Technologist	2 yr	\$100
Limited Radiographer	2 yr	\$100
Special Permit	1 yr	\$100
Temporary License	NA	\$75
<u>Trainee License (non-renewable)</u>	<u>1 yr</u>	<u>\$30</u>
<u>Inactive Status License</u>	<u>2 yr</u>	<u>\$100</u>
Application	NA	\$50
Examination	NA	3d party
Limited license examination	NA	3d party
Late Renewal:		
More than 90 days	NA	\$50

34. Board of Real Estate Appraisers

Certified General Real Property Appraiser	1 yr	\$380
Certified Residential Real Property Appraiser	1 yr	\$380
Licensed Real Property Appraiser	1 yr	\$380
Trainee Real Property Appraiser	1 yr	\$380
Temporary License	6 mo	\$90
Application	NA	\$30
Examination	NA	3d party
Late Renewal		
91 days - 2 yrs	NA	\$50
Application for Continuing Education Program Approval	NA	\$175
<u>Appraisal Management Company</u>	<u>1 yr</u>	<u>\$450</u>

35. Real Estate Commission

Real Estate Agency	2 yr	\$100
Real Estate Broker	2 yr	\$100
Associate Real Estate Broker	2 yr	\$100
Real Estate Sales Agent	Limited 2 yr	\$100
Real Estate Sales Agent Extension	Limited 1 yr	\$100
Inactive License	2 yr	\$100
Examination	NA	3d party
Continuing Education Course Application	NA	\$50
Continuing Education Late Filing	NA	\$100
Continuing Education Distance Education Course		
Application (per clock hour)	NA	\$25
Continuing Education Individual Request	NA	\$20
Pre-license Syllabus Application	NA	\$80
Pre-license Late Filing	NA	\$100
Record Modification (address, employer, name, etc)	NA	\$20

NOTE: Chapter 11 of the Rules of the Office of Professional and Occupational Regulation establishes for all programs a uniform \$50 late fee for licenses renewed up to 90 days after expiration.

36. Board of Respiratory Care Practitioners

Therapist	1 yr	\$65
Technician	1 yr	\$65
Temporary Associate license	1 yr	\$50
	Limited to 30 days per calendar year	\$65
Trainee registration	Expires 30 days after graduation	\$50

37. State Board of Social Worker Licensure

Licensed Social Worker	2 yr	\$70
Licensed Social Worker - Conditional	2 yr	\$70
Licensed Master Social Worker	2 yr	\$70
Licensed Master Social Worker - Conditional Clinical	2 yr	\$70
Licensed Clinical Social Worker	2 yr	\$70
Certified Social Worker - Independent Practice	2 yr	\$70
Inactive Status License	1 yr	\$35
Application	NA	\$25
Examination <u>qualification review (per review)</u>	NA	3d party + \$25

38. Board of Speech, Audiology and Hearing

Speech-Language Pathologist	1 yr	\$11050
Audiologist	1 yr	\$11050
Combined Speech-Language Pathologist/Audiologist	1 yr	\$11050
Temporary Speech-Language Pathologist or Audiologist	1 yr	\$11050
Hearing Aid Dealer and Fitter	1 yr	\$11050
Trainee Hearing Aid Dealer and Fitter	18 months	\$11050
<u>Inactive Speech-Language Pathologist, Audiologist, or Hearing Aid Dealer and Fitter</u>	<u>1 yr</u>	<u>\$50</u>
Application	NA	\$50
Examination	NA	3d party

39. Regulation of Transient Sales

Transient seller of home repair services	1 yr	\$30
Transient seller of consumer merchandise	1 yr	\$30
Employee of transient seller of consumer merchandise	1 yr	\$10

NOTE: Chapter 11 of the Rules of the Office of Professional and Occupational Regulation establishes for all programs a uniform \$50 late fee for licenses renewed up to 90 days after expiration.

40. State Board of Veterinary Medicine

Veterinarian	1 yr	<u>\$9575</u>
Veterinarian (age 70 or older)	1 yr	<u>\$2510</u>
Veterinary technician	1 yr	<u>\$3520</u>
Veterinary technician (age 70 or older)	1 yr	<u>\$2510</u>
Relief veterinarian service permit	see law	<u>\$9575</u>
Temporary permit	see law	<u>\$3520</u>
Veterinary clinical competency test	NA	3d party
Veterinary technician examination	NA	3d party
Late Renewal:		
91 days - 2 yrs	NA	\$50

NOTE: Chapter 11 of the Rules of the Office of Professional and Occupational Regulation establishes for all programs a uniform \$50 late fee for licenses renewed up to 90 days after expiration.

STATUTORY AUTHORITY

General Authority of OPOR director	
Fee-Setting Authority for All OPOR Licensing Programs	10 MRSA §8003(2-A)(D)
Program-Specific Fee-Setting Authority	
Accountants	32 MRSA §12203
Alcohol and Drug Counselors	32 MRSA §6215
American Sign Language	32 MRSA §1527
Architects, Landscape Architects and Interior Designers	32 MRSA §222
Athletic Trainers	32 MRSA §14358
Auctioneers	32 MRSA §287-A
Barbering and Cosmetology	32 MRSA §14238
Boilers and Pressure Vessels	32 MRSA §15104-C
Charitable Solicitations	9 MRSA §5015-A
Chiropractors	32 MRSA §558
Complementary Health Care Providers	32 MRSA §§ 12514-A, 12526
Counseling Professionals	32 MRSA §13859
Dieticians	32 MRSA §9911
Electricians	32 MRSA §§ 1102-B(4), 1203-A
Elevators and Tramways	32 MRSA §15225-A
Foresters	32 MRSA §5507
Fuel Board	32 MRSA §18143
Funeral Service	32 MRSA §§ 1501-B, 1504
Geologists and Soil Scientists	32 MRSA §4912
Land Surveyors	32 MRSA §18229
Manufactured Housing	10 MRSA §§ 9021(2-A), 9065-A
Massage Therapists	32 MRSA §14306-G
Nursing Home Administrators	32 MRSA §67
Occupational Therapists	32 MRSA §2285
Pharmacy	32 MRSA §13724
Physical Therapists	32 MRSA §3116-A
Plumbers	32 MRSA §3501-B
Podiatrists	32 MRSA §3652
Psychologists	32 MRSA §3833-A
Radiologic Technologists	32 MRSA §9859-A
Real Estate Appraisers	32 MRSA §14012-A
Real Estate Brokers	32 MRSA §13007
Respiratory Care Practitioners	32 MRSA §9710
Social Workers	32 MRSA §§ 7056, 7060
Speech, Audiology and Hearing	32 MRSA §17309
Transient Sellers	32 MRSA §§ 14509, 14708
Veterinarians	32 MRSA §4863-A
Program-Specific Authority for Additional Late Fee	
Architects, Landscape Architects and Interior Designers	32 MRSA §224
Barbering and Cosmetology	32 MRSA §14235

NOTE: Chapter 11 of the Rules of the Office of Professional and Occupational Regulation establishes for all programs a uniform \$50 late fee for licenses renewed up to 90 days after expiration.

Boilers and Pressure Vessels	32 MRSA §15109(3)
Chiropractors	32 MRSA §553-A
Dieticians	32 MRSA §9909(1)
Electricians	32 MRSA §1204
Elevators and Tramways	32 MRSA §15216-C
Foresters	32 MRSA §5515(8)
Fuel Board	32 MRSA §18144
Land Surveyors	32 MRSA §18228
Pharmacy	32 MRSA §13734(1)
Plumbers	32 MRSA §3504
Podiatrists	32 MRSA §3652
Radiologic Technologists	32 MRSA §9859
Real Estate Appraisers	32 MRSA §14025
Veterinarians	32 MRSA §4863

RULE HISTORY

EFFECTIVE DATE:

October 25, 2000

NON-SUBSTANTIVE CORRECTIONS:

November 26, 2000 - removal of stray period in history notes

AMENDED:

July 25, 2001 - Board of Respiratory Care Practitioners added
 August 28, 2001 - Board of Complementary Health Care Providers added
 Massage Therapists registration program added
 State Board of Veterinary Medicine amended

REPEALED AND REPLACED:

November 24, 2001

AMENDED:

January 30, 2002 - American Sign Language, English Interpreters and Translitterators amended
 August 5, 2002 - details on Real Estate Commission added
 January 15, 2003, filing 2003-17 -
 Board of Boilers & Pressure Vessels amended
 Board of Elevator and Tramway Safety amended
 Oil and Solid Fuel Board amended
 Board of Licensure for Professional Land Surveyors added

EFFECTIVE DATE FOR REPEAL OF §4(2)(A) AND REPLACEMENT BY §4(2)(B) (STATE BOARD OF ALCOHOL AND DRUG COUNSELORS):

November 1, 2004

ALL OTHER AMENDMENTS IN SAME FILING:

September 22, 2003, filing 2003-325

NOTE: Chapter 11 of the Rules of the Office of Professional and Occupational Regulation establishes for all programs a uniform \$50 late fee for licenses renewed up to 90 days after expiration.

AMENDED:

March 7, 2004, filing 2004-76 -

details on Board of Counseling Professionals Licensure added
details on Board of Licensing of Dietetic Practice added
details on Radiologic Technology Board of Examiners added
Board of Respiratory Care Practitioners amended
details on State Board of Social Worker Licensure added

December 1, 2004, filing 2004-550 –

Section 3 (3) and (4) added
details on Board for Licensure of Architects, Landscape Architects and
Interior Designers added
details on Board of Barbering and Cosmetology added
Charitable Solicitations amended
Massage Therapists amended
Oil and Solid Fuel Board amended
Board of Pharmacy amended
Real Estate Commission amended

November 14, 2005, filing 2005-451 –

Sub-section 12, Board of Complementary Health Care Providers
Sub-section 21, Board of Licensure for Professional Land Surveyors

February 10, 2007, filing 2007-41 –

Section 4:

Sub-section 2, State Board of Alcohol and Drug Counselors
Sub-section 8, Board of Barbering and Cosmetology
Sub-section 9, Board of Boilers and Pressure Vessels
Sub-section 11, Board of Chiropractic Licensure
Sub-section 14, Board of Licensing of Dietetic Practice
Sub-section 15, Electricians' Examining Board
Sub-section 16, Board of Elevator and Tramway Safety
Sub-section 21, Board of Licensure for Professional Land Surveyors
Sub-section 25, Board of Occupational Therapy Practice
Sub-section 26, Oil and Solid Fuel Board
Sub-section 27, Board of Pharmacy
Sub-section 29, Plumbers' Examining Board
Sub-section 30, Board of Licensure of Podiatric Medicine
Sub-section 31, Propane and Natural Gas Board
Sub-section 33, Radiological Technology Board of Examiners
Sub-section 34, Board of Real Estate Appraisers
Sub-section 40, Board of Veterinary Medicine

NOTE: Chapter 11 of the Rules of the Office of Professional and Occupational Regulation establishes for all programs a uniform \$50 late fee for licenses renewed up to 90 days after expiration.

October 3, 2007, filing 2007-421 –

Sections 2, 3 amended

New Section 4 inserted, former Section renumbered to Section 5

Section 5:

Sub-section 3, American Sign Language, English Interpreters and Translitterators

Sub-section 7, Board of Licensing of Auctioneers

Sub-section 22, Manufactured Housing Board

Sub-section 32, State Board of Examiners of Psychologists

Sub-section 34, Board of Real Estate Appraisers

Sub-section 39, Transient Sellers

Old Section 5 (Refunds) repealed

November 6, 2007, filing 2007-470 -

Section 5:

Sub-section 26, Oil and Solid Fuel Board

Sub-section 31, Propane and Natural Gas Board

June 23, 2008, filing 2008-261 –

Section 5:

Sub-section 18, State Board of Funeral Service

Sub-section 33, Radiologic Technology Board of Examiners

September 7, 2008, filing 2008-389 –

Section 5:

Sub-section 7, Board of Licensing of Auctioneers

Sub-section 34, Board of Real Estate Appraisers

December 23, 2008, filing 2008-585 -

Section 5:

Sub-section 4, Board of Licensure of Architects, Landscape Architects and Interior Designers

Sub-section 5, Maine Athletic Commission (repealed)

Sub-section 9, Board of Boilers and Pressure Vessels

Sub-section 11, Board of Chiropractic Licensure

Sub-section 20, Board of Hearing Aid Dealers and Fitters (repealed)

Sub-section 22, Manufactured Housing Board

Sub-section 29, Plumbers' Examining Board

Sub-section 35, Real Estate Commission

Sub-section 36, Board of Respiratory Care Practitioners

Sub-section 38, Board of Examiners on Speech-Language Pathology, Audiology and Hearing Aid Dealing and Fitting

January 1, 2009- filing 2008-585

Section 5:

Sub-section 8, Board of Barbering and Cosmetology

NOTE: Chapter 11 of the Rules of the Office of Professional and Occupational Regulation establishes for all programs a uniform \$50 late fee for licenses renewed up to 90 days after expiration.

September 27, 2009 – filing 2009-496

Section 3, Fees Applicable to All Boards and Regulatory Functions Listed in §4

Section 5:

- Sub-section 2, State Board of Alcohol and Drug Counselors
- Sub-section 8, Barbering and Cosmetology Program
- Sub-section 11, Board of Chiropractic Licensure
- Sub-section 15, Electricians' Examining Board
- Sub-section 22, Manufactured Housing Board
- Sub-section 27, Board of Pharmacy
- Sub-section 28, Board of Examiners in Physical Therapy

October 1, 2009 – filing 2009-496

Section 5 Sub-section 34, Board of Real Estate Appraisers

December 16, 2009 (date received; varying effective dates noted below) – filing 2009-655

Adoption of Section 5(17-A) (Maine Fuel Board) – January 1, 2010

Repeal of Section 5(26) (Oil and Solid Fuel Board) – January 1, 2010

Repeal of Section 5(31) (Propane and Natural Gas Board) – January 1, 2010

All other provisions – December 21, 2009 (five days after filing with Secretary of State)

November 20, 2010 – filing 2010-578

Section 5:

- Sub-section 1, Board of Accountancy
- Sub-section 2, State Board of Alcohol and Drug Counselors
- Sub-section 6, Athletic Trainers
- Sub-section 11, Board of Chiropractic Licensure
- Sub-section 12, Board of Complementary Health Care Providers
- Sub-section 13, Board of Counseling Professionals Licensure
- Sub-section 15, Electricians' Examining Board
- Sub-section 18, State Board of Funeral Service
- Sub-section 19, State Board of Certification for Geologists and Soil Scientists
- Sub-section 28, Board of Examiners in Physical Therapy
- Sub-section 30, Board of Licensure of Podiatric Medicine
- Sub-section 33, Radiologic Technology Board of Examiners
- Sub-section 36, Board of Respiratory Care Practitioners
- Sub-section 39, Transient Sellers
- Sub-section 40, State Board of Veterinary Medicine

February 4, 2012 (except as noted below) – filing 2012-8

Section 5

Section 5(8) (barbering and cosmetology), 5(27) (pharmacy), 5(34) (real estate appraisers) and 5(38) (speech, audiology and hearing) of this chapter are amended.

March 1, 2012 is the effective date of the amendment to Section 5(38) as it affects speech-language pathologists, audiologists and combined speech-language pathologists/audiologists. This effective date is contingent upon the timing of the Board of Speech, Audiology and Hearing's adoption of a rule change heard on September 19, 2011 that reduces the

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license term for these licensees from 2 years to 1 year with respect to license terms beginning on or after March 1, 2012. The contingency was satisfied by that board's adoption of such rule change on November 21, 2011, effective December 24, 2011.

The license term for temporary speech-language pathologists and audiologists is currently 1 year. The effective date of the amendment of Section 5(38) as it affects temporary speech-language pathologists and audiologists is **not** contingent upon rulemaking by the Board of Speech, Audiology and Hearing, and is therefore February 4, 2012.

All other provisions of this chapter remain unchanged.

August 29, 2012 (except as noted below) – filing 2012-241

Section 5

Section 5(8) (barbering and cosmetology) of this chapter is amended.

Section 5(25) (occupational therapy) is amended March 31, 2013. This was contingent on actions that occurred after the 2012-241 filing, and were announced by memo to the APA Office on November 8, 2012.

All other provisions of the chapter remain unchanged.

October 23, 2012 – filing 2012-292

Section 2 (State Board of Alcohol and Drug Counselors)

Section 4 (Board for Licensure of Architects, Landscape Architects and Interior Designers)

Section 8 (Barbering and Cosmetology Licensing)

Section 11 (Board of Chiropractic Licensure)

Section 27 (Maine Board of Pharmacy)

Section 28 (Board of Examiners in Physical Therapy)

Section 32 (State Board of Examiners of Psychologists)

Section 34 (Board of Real Estate Appraisers)

Section 39 (Regulation of Transient Sales)

March 23, 2014 – filing 2014-049

Section 10 (Charitable Solicitations)

Section 22 (Manufactured Housing Board)

January 16, 2016 – filing 2016-003

Section 5(1) (Board of Accountancy)

Section 5(3) (American Sign Language, English Interpreters and Transliterators)

Section 5(10) (Charitable Solicitations)

Section 5(11) (Board of Chiropractic Licensure),

Section 5(12) (Board of Complementary Health Care Providers)

Section 5(17) (Board of Licensure of Foresters)

Section 5(18) (State Board of Funeral Service)

Section 5(21) (Board of Licensure for Professional Land Surveyors)

Section 5(22) (Manufactured Housing Board)

Section 5(27) (Maine Board of Pharmacy)

Section 5(36) (Board of Respiratory Care Practitioners)

Section 5(37) (State Board of Social Worker Licensure)

Section 5(40) (State Board of Veterinary Medicine)

NOTE: Chapter 11 of the Rules of the Office of Professional and Occupational Regulation establishes for all programs a uniform \$50 late fee for licenses renewed up to 90 days after expiration.

STATUTORY AUTHORITY TABLE CORRECTED: February 5, 2016

NOTE: Chapter 11 of the Rules of the Office of Professional and Occupational Regulation establishes for all programs a uniform \$50 late fee for licenses renewed up to 90 days after expiration.