

NOTICES OF EXEMPT RULEMAKING

The Administrative Procedure Act requires the *Register* publication of the rules adopted by the state's agencies under an exemption from all or part of the Administrative Procedure Act. Some of these rules are exempted by A.R.S. §§ 41-1005 or 41-1057; other rules are exempted by other statutes; rules of the Corporation Commission are exempt from Attorney General review pursuant to a court decision as determined by the Corporation Commission.

NOTICE OF EXEMPT RULEMAKING

TITLE 4. PROFESSIONS AND OCCUPATIONS

CHAPTER 18. NATUROPATHIC PHYSICIANS BOARD OF MEDICAL EXAMINERS

PREAMBLE

1. **Sections Affected**

R4-18-107	<u>Rulemaking Action</u>
R4-18-107	Repeal
	New Section
2. **The specific authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**

Authorizing statute: A.R.S. §§ 32-1527, 41-1001(26)

Implementing statutes: A.R.S. §§ 32-1527, 41-1001(26)
3. **The effective date of the rules:**

July 28, 1999
4. **A list of all previous notices appearing in the Register addressing the exempt rule:**

None
5. **The name and address of agency personnel with whom persons may communicate regarding the rules:**

Name:	Dr. John Brewer, Executive Director
Address:	1400 West Washington, Room 230 Phoenix, Arizona 85007
Telephone:	(602) 542-8242
Fax:	(602) 542-3093
6. **An explanation of the rule, including the agency's reasons for initiating the rules, including the statutory citation to the exemption from the regular rulemaking process:**

The Board is currently establishing its fees at an open public meeting as required by A.R.S. § 32-1527. Consequently, the fees contained in R4-18-107 no longer accurately reflect the amount of the required fees. Additionally, R4-18-107 contains only 3 of the fees authorized by A.R.S. § 32-1527 and collected by the Board. A.R.S. § 41-1001(26) provides an exemption from the requirements of Title 41, Chapter 6, Arizona Revised Statutes.
7. **A showing of good cause why the rules are necessary to promote a statewide interest if the rule will diminish a previous grant of a political subdivision of the state:**

Not applicable.
8. **The summary of the economic, small business, and consumer impact:**

Not Applicable.
9. **A description of the changes between proposed rules, including supplemental notices, and final rules (if applicable):**

Not applicable.
10. **A summary of the principal comments and the agency response to them:**

Not applicable.
11. **Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:**

None.

12. Incorporation by reference and their location in the rules:

None.

13. Was the rule previously adopted as an emergency rule?

No.

14. The full text of the rules follows:

TITLE 4. PROFESSIONS AND OCCUPATIONS

CHAPTER 18. NATUROPATHIC PHYSICIANS BOARD OF MEDICAL EXAMINERS

ARTICLE 1. GENERAL PROVISIONS

Sections

~~R9-18-107. Fees Repealed~~

~~R4-18-107. Fees~~

ARTICLE 1. GENERAL PROVISIONS

~~R4-18-107. Fees Repealed~~

Fees authorized are established as follows:

- ~~1. For application for a license to practice naturopathy, \$300.~~
- ~~2. For application for a license by reciprocity, \$200.~~
- ~~3. For annual license registration, \$300.~~

R4-18-107. Fees

A. Application fees are as follows:

- | | |
|---|---------------|
| 1. <u>Medical license</u> | <u>\$300</u> |
| 2. <u>Specialist license</u> | <u>\$300</u> |
| 3. <u>Certificate to dispense</u> | <u>\$300</u> |
| 4. <u>Medical assistant certificate</u> | <u>\$100</u> |
| 5. <u>Certificate to engage in a clinical training program</u> | <u>\$100</u> |
| 6. <u>Certificate to engage in an internship program</u> | <u>\$100</u> |
| 7. <u>Certificate to engage in a preceptorship program</u> | <u>\$100</u> |
| 8. <u>Certificate to conduct a clinical training program</u> | <u>\$100</u> |
| 9. <u>Certificate to conduct an internship program</u> | <u>\$100</u> |
| 10. <u>Certificate to conduct a preceptorship program</u> | <u>\$100</u> |
| 11. <u>Certificate to conduct a postdoctoral program</u> | <u>\$100</u> |
| 12. <u>Certificate to conduct a school of naturopathic medicine</u> | <u>\$1000</u> |
| 13. <u>Application to take examination</u> | <u>\$100</u> |

B. Examination fees are as follows:

- | | |
|---|--------------|
| 1. For a regular medical license | |
| a. Part 1- Basic medical science subjects | <u>\$175</u> |
| b. Part 2 - Clinical medical science subjects | <u>\$175</u> |
| c. Part 3 - Clinical medical competency subjects | <u>\$175</u> |
| 2. For a medical license by endorsement, Part 3 -
Clinical medical competency subjects | <u>\$175</u> |

C. Initial issuance fees for a license or a certificate are as follows:

- | | |
|---|-------------|
| 1. <u>Medical license</u> | <u>\$20</u> |
| 2. <u>Specialty certificate</u> | <u>\$20</u> |
| 3. <u>Certificate to dispense</u> | <u>\$20</u> |
| 4. <u>Medical assistant certificate</u> | <u>\$20</u> |
| 5. <u>Certificate to engage in a clinical training program</u> | <u>\$20</u> |
| 6. <u>Certificate to engage in an internship training program</u> | <u>\$20</u> |
| 7. <u>Certificate to engage in a preceptorship program</u> | <u>\$20</u> |
| 8. <u>Certificate to conduct a clinical training program</u> | <u>\$25</u> |
| 9. <u>Certificate to conduct an internship training program</u> | <u>\$25</u> |

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10. <u>Certificate to conduct a preceptorship training program</u>	\$25
11. <u>Certificate to conduct a postdoctoral training program</u>	\$25
12. <u>Certificate to conduct a school of naturopathic medicine</u>	\$35
D. Annual renewal fees are as follows:	
1. <u>Medical license</u>	\$300
2. <u>Certificate to dispense</u>	\$300
3. <u>Medical assistant certificate</u>	\$60
4. <u>Certificate to engage in a clinical training program</u>	\$120
5. <u>Certificate to engage in an internship training program</u>	\$120
6. <u>Certificate to engage in a preceptorship program</u>	\$120
7. <u>Certificate to conduct a clinical training program</u>	\$396
8. <u>Certificate to conduct an internship training program</u>	\$396
9. <u>Certificate to conduct a preceptorship training program</u>	\$396
10. <u>Certificate to conduct a postdoctoral training program</u>	\$396
11. <u>Certificate to conduct a school of naturopathic medicine</u>	\$396
E. Late renewal fees are as follows:	
1. <u>Medical license</u>	\$150
2. <u>Certificate to dispense</u>	\$150
3. <u>Medical assistant certificate</u>	\$30
4. <u>Certificate to engage in a clinical training program</u>	\$60
5. <u>Certificate to engage in an internship training program</u>	\$60
6. <u>Certificate to engage in a preceptorship program</u>	\$60
7. <u>Certificate to conduct a clinical training program</u>	\$200
8. <u>Certificate to conduct an internship training program</u>	\$200
9. <u>Certificate to conduct a preceptorship training program</u>	\$200
10. <u>Certificate to conduct a postdoctoral training program</u>	\$200
11. <u>Certificate to conduct a school of naturopathic medicine</u>	\$200
F. Other fees and charges are as follows:	
1. <u>For a duplicate license or certificate</u>	\$12.50
2. <u>For endorsement of an Arizona license</u>	\$25
3. <u>For a copy of Board meeting minutes</u>	\$25
4. <u>For photocopying Board records, documents, letters, applications and files</u>	\$.25 per page
5. <u>For each audio tape containing information requested</u>	\$25
6. <u>For each computer diskette containing information requested, not requiring programming</u>	\$25
7. <u>For written verification of a license or a certificate</u>	\$5
8. <u>For each inspection of a naturopathic medical school</u>	<u>Actual cost incurred by the Board</u>
9. <u>For Board costs in locating a person licensed or certified</u>	<u>Actual cost incurred by the Board</u>
10. <u>For a copy of the Official Annual Directory of Naturopathic Medicine</u>	\$25

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11. For submitting a fingerprint card to the department of public safety \$24

12. For each insufficient fund check \$25

G. Civil penalties are as follows:

1. As stated in A.R.S. § 32-1553, for each violation of the Board's statutes or rules

\$1,000 per violation to a maximum of \$10,000 for all violations

2. As stated in A.R.S. § 32-1581(B), for dispensing without a certificate to dispense

\$300 to \$1000 per transaction