

Dear Senators LODGE, Broadsword, Werk, and
Representatives BLOCK, Nielsen, Henbest:

The Legislative Services Office, Research and Legislation, has received the enclosed rules of the Bureau of Occupational Licenses: 24.16.01 Bd of Dentistry.

Pursuant to Section 67-454, Idaho Code, a meeting on the enclosed rules may be called by the cochairmen or by two (2) or more members of the subcommittee giving oral or written notice to Research and Legislation no later than fourteen (14) days after receipt of the rules' analysis from Legislative Services. The final date to call a meeting on the enclosed rules is no later than 9-24-08. If a meeting is called, the subcommittee must hold the meeting within forty-two (42) days of receipt of the rules' analysis from Legislative Services. The final date to hold a meeting on the enclosed rules is 10-22-08.

_____The germane joint subcommittee may request a statement of economic impact with respect to a proposed rule by notifying Research and Legislation. There is no time limit on requesting this statement, and it may be requested whether or not a meeting on the proposed rule is called or after a meeting has been held.

To notify Research and Legislation, call 334-2475, or send a written request to the address or FAX number indicated on the memorandum enclosed.

MEMORANDUM

DATE: September 5, 2008

TO: Subcommittees for Administrative Rules Review of the Senate Health and Welfare Committee and the House Health and Welfare Committee

FROM: Eric Milstead, Principal Research Analyst

SUBJECT: Bureau of Occupational Licenses - IDAPA 24.16.01 Rules of the State Board of Dentistry (Docket No. 24-1601-0801-- Fee Rule)

The Bureau of Occupational Licenses has submitted proposed rules at IDAPA 24.16.01 - Rules of the State Board of Dentistry. The Bureau states that negotiated rulemaking was not conducted because the proposed fee increase is needed to help balance the Board's budget. This proposed fee rule is straightforward: the annual renewal fee is increased from \$450 to \$600. The increase to \$600 reflects the maximum renewal fee permitted in the Board's governing statutes, specifically section 54-3312(c), Idaho Code.

The proposed rule appears to be within the authority granted to the Board under Section 54-3309, Idaho Code.

cc: Tana Cory, Bureau Chief
Cherie Simpson

IDAPA 24 - BUREAU OF OCCUPATIONAL LICENSES

24.16.01 - RULES OF THE STATE BOARD OF DENTURITRY

DOCKET NO. 24-1601-0801 (FEE RULE)

NOTICE OF RULEMAKING - PROPOSED RULE

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Section 54-3309, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than September 17, 2008.

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

This change will increase the annual renewal fee from \$450 to \$600 for the 31 licensees. The statute caps the annual renewal fee at \$600. The Board of Denturitry operates on fees paid by its licensees. The Board's expenses have been exceeding its revenues by about \$5,000 per year. This increase will help balance the Board's annual budget.

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased: This change will increase the annual renewal fee from \$450 to \$600 for the licensees. The fee is authorized pursuant to Section 54-3312, Idaho Code.

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year resulting from this rulemaking:

This fee would have a positive impact on dedicated funds of approximately \$4650 based on 31 licensees.

NEGOTIATED RULEMAKING: Pursuant to IDAPA 04.11.01.811, negotiated rulemaking was not conducted because the increase is needed to help balance the Board's annual budget.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Cherie Simpson at (208) 334-3233.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before September 24, 2008.

DATED this 5th day of August, 2008.

Tana Cory
Bureau Chief
Bureau of Occupational Licenses
1109 Main St. Ste. 220
Boise, ID 83702
(208) 334-3233 Ph.
(208) 334-3945, fax

THE FOLLOWING IS THE TEXT OF DOCKET NO. 24-1601-0801

250. FEES (RULE 250).

The following fees are established by the board:

(7-1-93)

01. License Application and Exam and Re-Examination Fee.

(4-2-03)

a. License application and examination fee -- three hundred dollars (\$300).

(7-1-93)

b. License application and re-examination fee -- three hundred dollars (\$300).

(4-2-03)

02. Intern Application and Permit Fee. Intern application and permit fee -- three hundred dollars (\$300).

(7-1-93)

03. Initial License Fee. Initial license fee -- three hundred dollars (\$300).

(7-1-93)

04. Annual Renewal Fee. Annual renewal fee -- ~~four hundred fifty~~ six hundred dollars (\$~~450~~600). The annual renewal fee must be accompanied with certification of the applicant having met the required continued education set forth in Section 54-3313, Idaho Code, and Section 350.

~~(3-24-05)~~()

05. Inactive License Fee. The fee for a renewal of an inactive license shall be fifty dollars (\$50).

(3-10-00)