

Kansas State Board of Technical Professions

Notice of Hearing on proposed Administrative Regulation, K.A.R. 66-15-1

A public hearing will be conducted at 10:30 am on Friday, December 13, 2019 at the Kansas State Board of Technical Professions, 900 SW Jackson, Suite 507, Topeka, Kansas 66612, to consider the adoption of a proposed new regulation, K.A.R. 66-15-1, regarding the fees charged by the Kansas State Board of Technical Professions.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulation. All interested parties may submit comments prior to the hearing to Larry G. Karns, Executive Director, at the Kansas State Board of Technical Professions' above address, or via email to KSBTPadmin@ks.gov. All interested parties will be given a reasonable opportunity to present their views, orally or in writing, concerning the proposed regulation during the public hearing. In order to provide all parties with an opportunity to present their views, it may be necessary to request each participant to limit any oral presentations to ten minutes.

Copies of the proposed regulation as well as the economic impact statement for the proposed regulation may be obtained from the Kansas State Board of Technical Professions, 900 SW Jackson, Suite 507, Topeka, Kansas 66612, by contacting Larry G. Karns at 785-296-3055 or by emailing the agency at KSBTPadmin@ks.gov.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation to be considered and the economic impact statement for the regulation in an

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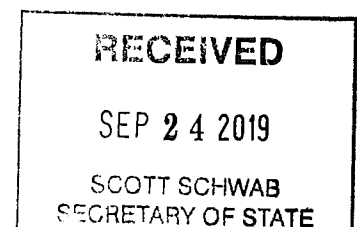
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accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing by contacting Jessica Pierce at 785-296-3052 or at KSBTPadmin@ks.gov. Individuals with hearing and /or speech disabilities may contact the Kansas Relay Center at 800-776-3777 for communication accommodations. Handicapped parking is available at the south end of the Landon State Office Building, 900 SW Jackson, Topeka, Kansas 66612, across the street from the north entrance to the building, and on Ninth Street, just around the corner from the north entrance to the building.

A summary of the proposed new regulation and the economic impact of the regulation follows:

K.A.R. 66-15-1 states the fees historically charged and collected by the KSBTP and establishes two new fees required by the KSA 74-7009 (a)(6) for the untimely renewal of a license or certificate of authorization pursuant to K.S.A. 74-7025 and by KSA 74-7009 (a)(7) for the return of an inactive license to active practice , or for the reinstatement of a cancelled license. The maximum fees for these services allowed by KSA 74-7009 (a) (6) and (a) (7) is not more than \$200.00. The Board proposes to set the appropriate fee for each of these services at \$20.00. The proposed regulation is not anticipated to have a significant economic impact as the maximum cost of the new proposed fees to an individual licensee or an entity with a certificate of authority is limited to \$20.00 and the fees for untimely renewals can be avoided by timely renewal during renewal period.



Article 15. Fees

66-15-1. Fees. The following nonrefundable fees shall be charged to any applicant, licensee, or holder of a certificate of authorization for any of the technical professions and shall be collected by the board:

- (a) Application for original license..... \$60.00
- (b) Application for license by reciprocity..... \$250.00
- (c) Application for certificate of authorization for a business entity..... \$170.00
- (d) Biennial renewal of an active license..... \$70.00
- (e) Biennial renewal of a certificate of authorization for a business entity..... \$95.00
- (f) Late fee for the untimely renewal of a license or certificate of authorization.....\$20.00
- (g) Return from inactive license to active practice license.....\$20.00
- (h) Reinstatement of a cancelled license..... \$100.00
- (i) Replacement of a lost, destroyed, or mutilated license or certificate of authorization..... \$20.00
- (j) Replacement of any revoked or suspended license..... \$100.00
- (k) Replacement of a revoked or suspended certificate of authorization..... \$150.00

(Authorized by K.S.A. 74-7013; implementing K.S.A. 74-7009, 74-7025, and 74-7026; effective

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**Kansas Administrative Regulations
Economic Impact Statement
For the Kansas Division of the Budget**

Kansas State Board of Technical Professions
Agency

Larry Karns
Agency Contact

785-296-3055
Contact Phone Number

K.A.R. 66-15-1
K.A.R. Number(s)

Submit a hard copy of the proposed rule(s) and regulation(s) and any external documents that the proposed rule(s) and regulation(s) would adopt, along with the following to:

Division of the Budget
900 SW Jackson,
Room 504-N
Topeka, Kansas 66612

I. Brief description of the proposed rule(s) and regulation(s).

Regulation to adopt licensing fees for regulated technical professionals.

II. Statement by the agency if the rule(s) and regulation(s) is mandated by the federal government and a statement if approach chosen to address the policy issue is different from that utilized by agencies of contiguous states or the federal government. (If the approach is different, then include a statement of why the Kansas rule and regulation proposed is different)

This regulation is not mandated by the federal government.

III. Agency analysis specifically addressing following:

A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;

The health, safety, property and welfare of the people of Kansas is protected by licensing qualified individual is to practice in areas of technical professions. The legislature by statute,

K.S.A. 74-7001 et seq, has set the maximum technical professions licensing fees. This regulation states the current fees set by the Board of Technical Professions within those statutory maximums and establishes the amount of two fees which were not previously charged but which are required to be charged and collected by the board by K.S.A 74-7009. These additional charges are \$20.00 each for K.A.R. 66-15-1 (f) late fee for the untimely renewal of a license or certificate of authorization and K.A.R. 66-15-1 (g) return from inactive practice to active practice license. The regulation impacts the architects, engineers, geologists, surveyors and landscape architects and related business entities licensed by the Board.

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- B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individual is, and local governments that would be affected by the proposed rule and regulation and on the state economy as a whole;**

The regulation sets fees for license applications, renewals, late fees, reinstatements, replacements, and certifications. The initial fees range from \$0.00 to \$250.00. Once licensed the renewal fee is \$70.00 every two years for individuals and \$95.00 every two years for businesses

- C. Businesses that would be directly affected by the proposed rule and regulation;**

Architects, engineers, geologists, land surveyors and landscape architects and related business entities.

- D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;**

The regulation sets fees within the statutory maximums set by the legislature.

- E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individual is;**

Fees are revised to minimize the impact on licensees.

- F. An estimate, expressed as a total dollar figure, of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to business, local governments, or members of the public.**

License application, late, reinstatement and replacement fees are one time fees as stated in the proposed regulation. These fees range from \$0.00 to \$250.00. Renewal fees are \$70.00 every two years for individual s and \$95.00 every two years for businesses.

- G. Do the above total implementation and compliance costs exceed \$3.0 million over any two-year period?**

YES NO |x|

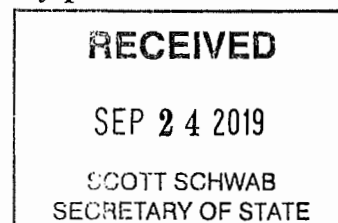
- H. Give a detailed statement of the data and methodology used in estimating the above cost estimate.**

The maximum fee amounts are set by the provisions of the Kansas Technical Professions Act, K.S.A. 74-7001 et seq.

- I. Prior to the submission or resubmission of the proposed rule(s) and regulation(s), did the agency hold a public hearing if the total implementation and compliance costs exceed \$3.0 million over any two-year period to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent**

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- J. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.**

Not Applicable

- K. Describe how the agency consulted and solicited information from businesses, associations, local governments, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s).**

The proposed regulation sets the fees within the maximum fees mandated by the Kansas Legislature. The Board of Technical professions which is representative of the licensed professions has set the fees after consideration equal to or less than those maximums.

- L. For environmental rule(s) and regulation(s) describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, as well as the persons would bear the costs and would be affected by the failure to adopt the rule(s) and regulation(s).**

Not Applicable

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