

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL**No. 1528** Session of
1977

INTRODUCED BY MESSRS. IRVIS, BENNETT, POLITE, WARGO, OLIVER,
RENWICK, WHITE, RHODES, BARBER, A. K. HUTCHINSON, JOHNSON,
CAPUTO, MRS. KELLY AND MR. BRANDT, JULY 25, 1977

AS REPORTED FROM COMMITTEE ON PROFESSIONAL LICENSURE, HOUSE
OF REPRESENTATIVES, AS AMENDED, DECEMBER 14, 1977

AN ACT

1 Fixing annual license and other fees for activities regulated by
2 the Bureau of Professional and Occupational Affairs of the
3 Department of State.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Short title.

7 This act shall be known and may be cited as the "Bureau of
8 Professional and Occupational Affairs Fee Act."

9 Section 2. Fees.

10 (A) FEE SCHEDULE.--The annual and biennial license and
11 renewal fees for activities regulated by the Bureau of
12 Professional and Occupational Affairs shall be as follows:

13	Activity	Fee
14	(1) Architecture	
15	(i) Examination	50.00
16	(ii) Renewal, biennial	25.00
17	(2) Auctioneer	

1	(i) Auctioneer's registration certifi-	
2	cate	50.00
3	(ii) Auctioneers, biennial renewal	50.00
4	(iii) Special license, specific auction	100.00
5	(3) Barbers	
6	(i) Apprentice, student permit	5.00
7	(ii) Teachers, registration fee	25.00
8	(iii) Teachers, biennial renewal	25.00
9	(iv) Barber shop, registration fee	10.00
10	(v) Barber shop, biennial renewal	10.00
11	(4) Chiropractic	
12	(i) Standard examination	40.00
13	(ii) Renewal, biennial	20.00
14	(5) Cosmetology	
15	(i) Student and apprentice permits	5.00
16	(ii) Operators and manicurists,	
17	original	10.00
18	(iii) Operators and manicurists,	
19	biennial renewal	10.00
20	(iv) Shop owners, managers, teachers,	
21	original	25.00
22	(v) Shop owners, managers, teachers,	
23	biennial renewal	25.00
24	(6) Dentist	
25	(i) Dentist, biennial registration	25.00
26	(ii) Dental hygienists, biennial	
27	registration	10.00
28	(7) Professional engineering	
29	(i) Engineers, biennial renewal	25.00
30	(ii) Surveyors, biennial renewal	25.00

1	(8) Landscape architecture		
2	(i) Examination and initial	100.00	<—
3		75.00	
4	(ii) Renewal, biennial	50.00	
5	(9) Motor vehicle manufacturers, dealers		
6	and salesmen		
7	(i) Motor vehicle manufacturers,		
8	biennial renewal	25.00	
9	(ii) Motor vehicle wholesalers AND		<—
10	DISTRIBUTORS biennial renewal	25.00	
11	(iii) Distributor's license, biennial		<—
12	 renewal	15.00	
13	(iv)		<—
14	(III) Distributor branch representative		<—
15	license, biennial renewal	15.00	
16	(v)		<—
17	(IV) Motor vehicle factory represen-		<—
18	tative license, biennial renewal	15.00	
19	(vi)		<—
20	(V) Motor vehicle dealers license,		<—
21	biennial renewal	25.00	
22	(vii)		<—
23	(VI) Motor vehicle dealers branch		<—
24	office, biennial renewal	25.00	
25	(viii)		<—
26	(VII) Motor vehicle salesmen license,		<—
27	biennial renewal	15.00	
28	(ix)		<—
29	(VIII) Used car lots, biennial renewal	25.00	<—
30	(10) Nurse Board		

1	(i)	Practical nurse examination	18.00	
2	(ii)	Professional nurse examination	24.00	
3	(iii)	Practical nurse, biennial renewal	5.00	
4	(iv)	Professional nurse, biennial		
5		renewal	10.00	
6	(11)	Nursing Home Administration		
7	(i)	Examination and initial		
8		registration	50.00	
9	(ii)	Nursing Home Administrator,		
10		biennial renewal	50.00	
11	(iii)	Nursing Home Administrator,		
12		license by endorsement	50.00	
13	(12)	Optometry		
14	(i)	Optometrists, biennial renewal	25.00	
15	(ii)	Optometrists branch office,		
16		original license	20.00	
17	(iii)	Optometrists branch office,		
18		biennial renewal	20.00	
19	(13)	Osteopathy		
20	(i)	Examination, original license	40.00	
21	(ii)	Biennial renewal	25.00	
22	(14)	Pharmacy		
23	(i)	Pharmacist examination fee	25.00	
24	(ii)	Pharmacist, original license	30.00	<—
25			25.00	
26	(iii)	Pharmacist, biennial renewal	30.00	<—
27			25.00	
28	(iv)	Pharmacy, biennial renewal	50.00	
29	(15)	Physical Therapy		
30	(i)	Physical therapist license,		

1	biennial renewal	25.00
2	(16) Podiatry	
3	(i) Examination	50.00
4	(17) Real Estate	
5	(i) Brokers examination and registra-	
6	tion	25.00
7	(ii) Salesman's examination and regis-	
8	tration	20.00
9	(iii) Brokers license, biennial renewal	25.00
10	(iv) Corporations, biennial renewal	25.00
11	(v) Partnership, biennial renewal	25.00
12	(vi) Associate broker, biennial renewal	25.00
13	(vii) Certification of license of Pa.	
14	broker applying for licensure	
15	in another state	5.00
16	(viii) New license for new location for	
17	unexpired period - place of	
18	business	5.00
19	(ix) Salesman, biennial renewal	20.00
20	(x) Salesman, change of employer	5.00
21	(xi) Certifications, all licenses	5.00

22 (B) COLLECTION.--The Bureau of Professional and Occupational Affairs shall collect the fees for which this act provides; however, nothing in this act shall prevent the collection of fees by the bureau not inconsistent with the provisions of this act.

27 Section 3. ~~Late renewal fee; duplicate license fee.~~ <—

28 FEES FOR LATE RENEWALS AND DUPLICATES. <—

29 (A) LATE RENEWALS.--Where a license is renewed beyond the date specified for renewal by the bureau, a fee of \$5.00 for

1 each month or part of a month beyond the renewal date shall be
2 charged in addition to the prescribed fee.

3 (B) DUPLICATES.--The fee for the issuance of a duplicate
4 license shall be \$5.00 in all cases.

5 Section 4. Additional funds for ~~bureau~~ operation.

6 ~~As~~ (A) APPROPRIATION.--FOR FISCAL YEAR 1978-1979 AND
7 THEREAFTER, AS much of the fees fixed by this act and ALL OTHER
8 FEES collected by the Bureau of Professional and Occupational
9 Affairs as are necessary for payment of the cost of processing
10 of licenses and renewals thereof AS WELL AS THE OTHER GENERAL
11 ADMINISTRATION COSTS FOR BUREAU OPERATIONS is hereby

12 appropriated to the Bureau of Professional and Occupational
13 Affairs. ~~Any portion of the fees not necessary for payment of
14 the cost of processing of licenses and renewals thereof shall be
15 paid into the General Fund.~~ AFTER REVIEW AND APPROVAL OF THE

16 BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS' BUDGET BY THE
17 SECRETARY OF THE COMMONWEALTH, THE SECRETARY OF THE BUDGET, THE
18 CHAIRMAN OF THE HOUSE APPROPRIATIONS COMMITTEE AND THE CHAIRMAN
19 OF THE SENATE APPROPRIATIONS COMMITTEE. THIS SECTION SHALL NOT
20 BE CONSTRUED TO AFFECT SECTION 30 OF THE ACT OF SEPTEMBER 29,
21 1961 (P.L.1745, NO.708), KNOWN AS "THE AUCTIONEERS' LICENSE
22 ACT," OR SECTION 907 OF THE ACT OF OCTOBER 15, 1975 (P.L.390,
23 NO.111), KNOWN AS THE "HEALTH CARE SERVICES MALPRACTICE ACT."

24 (B) BUDGET ESTIMATE.--PRIOR TO MARCH 1 OF EACH YEAR, THE
25 SECRETARY OF THE COMMONWEALTH SHALL SUBMIT AN ESTIMATE OF THE
26 TOTAL EXPENDITURES AND REVENUES OF THE BUREAU OF PROFESSIONAL
27 AND OCCUPATIONAL AFFAIRS FOR THE NEXT SUCCEEDING FISCAL YEAR.
28 SUCH ESTIMATE SHALL BE SUBMITTED TO THE SECRETARY OF THE BUDGET
29 AND TO THE CHAIRMEN OF THE HOUSE AND SENATE APPROPRIATION
30 COMMITTEES FOR THEIR RESPECTIVE APPROVALS OF SUCH ESTIMATE IN

1 THE AMOUNT SUBMITTED OR SUCH LESSER AMOUNT AS EACH OF THEM MAY
2 DETERMINE: PROVIDED, THAT IF THE SECRETARY OF THE BUDGET OR
3 EITHER CHAIRMAN SHALL FAIL TO NOTIFY THE BUREAU OF PROFESSIONAL
4 AND OCCUPATIONAL AFFAIRS IN WRITING OF HIS APPROVAL WITHIN 45
5 DAYS AFTER SUCH ADMISSION, THE ESTIMATE AS SUBMITTED SHALL BE
6 DEEMED APPROVED BY HIM.

7 (C) ADDITIONAL FUNDS.--NO ADDITIONAL GENERAL FUND
8 APPROPRIATION SHALL BE MADE OVER AND ABOVE THE FEES FIXED BY
9 THIS ACT, EXCEPT THOSE CURRENTLY BUDGETED.

10 (D) TRANSITIONAL PROVISIONS.--FOR THE REMAINDER OF FISCAL
11 YEAR 1977-1978, SUCH ADDITIONAL MONEYS AS ARE ATTRIBUTABLE TO
12 THE INCREASED FEES PROVIDED BY THIS ACT ARE HEREBY APPROPRIATED
13 TO THE DEPARTMENT OF STATE FOR THE OPERATION OF THE DEPARTMENT,
14 BUT SUCH MONEYS SHALL NOT BE SPENT UNTIL SUCH EXPENDITURES ARE
15 APPROVED BY THE SECRETARY OF THE BUDGET AND THE CHAIRMEN OF THE
16 HOUSE AND SENATE APPROPRIATIONS COMMITTEES. IF ANY OF SUCH
17 MONEYS REMAIN UNAPPROVED ON JULY 1, 1978, SUCH MONEYS SHALL BE
18 USED FOR THE PURPOSE OF FEE REDUCTIONS AS PROVIDED IN SUBSECTION
19 (E). THAT PORTION OF THE MONEYS GENERATED BY THIS ACT FOR THE
20 REMAINDER OF FISCAL YEAR 1977-1978 WHICH IS NOT ATTRIBUTABLE TO
21 ANY INCREASE IN FEES SHALL BE PAID INTO THE GENERAL FUND.

22 (E) REDUCTION OF FEES.--ANY PORTION OF THE FEES NOT
23 NECESSARY FOR THE PROGRAM ACTIVITIES OR UNAPPROVED AS PROVIDED
24 IN SUBSECTION (D) SHALL BE USED TO REDUCE THE APPROPRIATE
25 LICENSE FEES IN SUBSEQUENT YEARS, ON AN AUTOMATIC BASIS, WITHOUT
26 THE NEED FOR ADDITIONAL LEGISLATION, AFTER APPROVAL BY THE
27 SECRETARY OF THE BUDGET.

28 The bureau may promulgate rules and regulations consistent
29 with this section.

30 Section 5. Repeals.

1 All acts or parts of acts are repealed insofar as they are
2 inconsistent herewith.

3 Section 6. Savings clause.

4 The provisions of this act shall not affect any act done,
5 liability incurred or right accrued or vested, or affect any
6 suit or prosecution pending or to be instituted to enforce any
7 right or penalty or punish any offense under the authority of
8 any act or part thereof repealed by this act.

9 Section 7. Effective date.

10 This act shall take effect January 1, 1978.