

## **AGENDA ITEM 3**

### **CONSIDERATION AND POSSIBLE ACTION RELATED TO PROPOSED REGULATORY LANGUAGE REVISION TO TITLE 16, CCR SECTION 4130, FEES.**

The following are attached for review:

- Originally Proposed Text
- Proposed Modified Text and Fund condition – Scenario 1
- Proposed Modified Text and Fund condition – Scenario 2

**CALIFORNIA BOARD OF OCCUPATIONAL THERAPY**  
**Title 16, Division 39, California Code of Regulations**

**Proposed Text**

Proposed amendments are shown underlined for new text and ~~strikeout~~ for deleted text.

§ 4130. Fees

Fees are fixed by the board as follows:

(a) ~~On or after July 1, 2014, t~~ The fee for processing an Initial Application for Licensure (Form ILA, Revised 8/2012) shall be fifty dollars (\$50).

(b) The initial license fee for occupational therapists shall be prorated pursuant to Section 4120(a)(1) and based on a biennial fee of ~~one hundred fifty dollars (\$150)~~ two hundred twenty dollars (\$220).

(c) The initial license fee for occupational therapy assistants shall be prorated pursuant to Section 4120(a)(1) and based on a biennial fee of one hundred eighty dollars (\$180).

~~(e) (d)~~ The fee for a limited permit shall be ~~seventy five dollars (\$75)~~ one hundred dollars (\$100).

~~(d) (e)~~ The biennial renewal fee for occupational therapists shall be ~~one hundred fifty dollars (\$150)~~ two hundred twenty dollars (\$220).

(f) The biennial renewal fee for occupational therapy assistants shall be ~~one hundred fifty dollars (\$150)~~ one hundred eighty dollars (\$180).

~~(e) (g)~~ The delinquency fee ~~is one half of the renewal fee~~ shall be one hundred dollars (\$100).

~~(f) (h)~~ The renewal fee for an inactive license shall be ~~twenty five dollars (\$25)~~ fifty dollars (\$50).

~~(g) (i)~~ On or after July 1, 2013, t The fee for an Application for Retired Status (Form ARS, New 7/2012), shall be twenty-five dollars (\$25).

~~(h) (j)~~ The fee for a duplicate license shall be ~~fifteen dollars \$15~~ twenty five dollars (\$25).

(k) The fee for a license verification or endorsement shall be thirty five dollars (\$35).

(l) The fee for a dishonored check shall be thirty five dollars (\$35).

~~(i) (m)~~ The fees for fingerprint services are those charged by the California Department of Justice and the Federal Bureau of Investigation.

Note: Authority cited: Sections 122, 134, 144, 161, 163.5, 462, and 2570.20, Business and Professions Code.  
Reference: Sections 144, 2570.5, 2570.9, 2570.10, 2570.11, and 2570.16, Business and Professions Code.

**CALIFORNIA BOARD OF OCCUPATIONAL THERAPY**  
**Title 16, Division 39, California Code of Regulations**

**Modified Text**

Changes to the originally proposed language are shown by double underline for new text and ~~double strikethrough~~ for deleted text.

The title of Article 4 is added to read as follows:

Article 4. Fees

[Section 4130 is being moved from Article 3.5 to Article 4]

§ 4130. Fees

Fees are fixed by the board as follows:

- (a) ~~On or after July 1, 2014, t~~ The fee for processing an Initial Application for Licensure (Form ILA, Revised ~~8/2012~~ 1/2016) shall be fifty dollars (\$50).
- (b) The initial license fee for occupational therapists shall be prorated pursuant to Section 4120(a)(1) and based on ~~a the biennial renewal fee set forth below. of one hundred fifty dollars (\$150) two hundred twenty dollars (\$220).~~ a the biennial renewal fee set forth below.
- (c) The initial license fee for occupational therapy assistants shall be prorated pursuant to Section 4120(a)(1) and based on a the biennial renewal fee set forth below of one hundred eighty dollars (\$180).
- (e) ~~(d)~~ The fee for a limited permit shall be ~~seventy five dollars (\$75)~~ one hundred dollars (\$100).
- (d) ~~(e)~~ The biennial renewal fee for occupational therapists shall be ~~one hundred fifty dollars (\$150) two hundred twenty dollars (\$220).~~ one hundred eighty dollars (\$180).
- (f) The biennial renewal fee for occupational therapy assistants shall be ~~one hundred fifty dollars (\$150) one hundred eighty dollars (\$180).~~ one hundred eighty dollars (\$180).
- ~~(e)~~ (g) The delinquency fee is ~~one half of the renewal fee~~ shall be one hundred dollars (\$100).
- (f) ~~(h) The renewal fee for an inactive license shall be ~~twenty five dollars (\$25) fifty dollars (\$50).~~ twenty five dollars (\$25).~~ The biennial renewal fee for an inactive license shall be the same as the biennial renewal fee for an active license.
- (g) ~~(i) On or after July 1, 2013, t~~ The fee for an Application for Retired Status (Form ARS, New 7/2012), shall be ~~twenty-five dollars (\$25).~~ twenty-five dollars (\$25).
- (h) ~~(j)~~ The fee for a duplicate license shall be ~~fifteen dollars \$15~~ twenty five dollars (\$25).
- ~~(k) The fee for a license verification or endorsement shall be ~~thirty five dollars (\$35).~~ thirty five dollars (\$35).~~
- ~~(l) The fee for a dishonored check shall be ~~thirty five dollars (\$35).~~ thirty five dollars (\$35).~~
- (i) ~~(m)~~ (k) The fees for fingerprint services are those charged by the California Department of Justice and the Federal Bureau of Investigation.

Note: Authority cited: Sections 122, 134, 144, 161, 163.5, 462, 703, 2570.17, and 2570.20, Business and Professions Code. Reference: Sections 144, 2570.5, 2570.9, 2570.10, 2570.11, and 2570.16, Business and Professions Code.

### 3017 - Board of Occupational Therapy Analysis of Fund Condition

Prepared 6/10/2016

*Fee increases effective 1/1/2018:
-OT Renewal and Initial License Fees \$150 to \$220;
OTA Renewal and Initial License Fees \$150 to \$180
-Delinquent Fee from \$75 to \$100
-Limited Permit Fee from \$75 to \$100
-OT Inactive Renewal from \$25 to \$220; OTA Inactive Renewal from \$25 to \$180

2016-17 Governor's Budget  
w/fee increases eff. 1/1/2018

	CY 2015-16	Gov Budget BY 2016-17	BY+1 2017-18	BY+2 2018-19	BY+3 2019-20	BY+4 2020-21	BY+5 2021-22	BY+6 2022-23	BY+7 2023-24	BY+8 2024-25	BY+9 2025-26
<b>BEGINNING BALANCE</b>	\$ 2,983	\$ 2,889	\$ 1,953	\$ 1,399	\$ 1,221	\$ 994	\$ 718	\$ 392	\$ 15	\$ -414	\$ -896
Prior Year Adjustment	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Adjusted Beginning Balance	\$ 2,983	\$ 2,889	\$ 1,953	\$ 1,399	\$ 1,221	\$ 994	\$ 718	\$ 392	\$ 15	\$ -414	\$ -896
<b>REVENUES AND TRANSFERS</b>											
Revenues:											
125600 Other regulatory fees	\$ 33	\$ 35	\$ 33	\$ 35	\$ 35	\$ 35	\$ 35	\$ 35	\$ 35	\$ 35	\$ 35
Duplicate lic fee increase from \$15 to \$25			\$ 1	\$ 2	\$ 2	\$ 2	\$ 2	\$ 2	\$ 2	\$ 2	\$ 2
125700 Other regulatory licenses and permits	\$ 242	\$ 254	\$ 254	\$ 254	\$ 254	\$ 254	\$ 254	\$ 254	\$ 254	\$ 254	\$ 254
Increases eff 1/1/2018*			\$ 88	\$ 153	\$ 153	\$ 153	\$ 153	\$ 153	\$ 153	\$ 153	\$ 153
125800 Renewal fees	\$ 983	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033
Increases eff 1/1/2018*			\$ 337	\$ 688	\$ 688	\$ 688	\$ 688	\$ 688	\$ 688	\$ 688	\$ 688
125900 Delinquent fees	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15
Increase from \$75 to \$100 eff 1/1/2018			\$ 3	\$ 6	\$ 6	\$ 6	\$ 6	\$ 6	\$ 6	\$ 6	\$ 6
141200 Sales of documents	-	-	-	-	-	-	-	-	-	-	-
142500 Miscellaneous services to the public	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21
150300 Income from surplus money investments	\$ 8	\$ 8	\$ 8	\$ 9	\$ 8	\$ 8	\$ 8	\$ 8	\$ 8	\$ 8	\$ 8
150500 Interest income from interfund loans	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
160400 Sale of fixed assets	-	-	-	-	-	-	-	-	-	-	-
161000 Escheat of unclaimed checks and warrants	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1
161400 Miscellaneous revenues	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
164300 Penalty Assessments	\$ 20	\$ 16	\$ 16	\$ 16	\$ 16	\$ 16	\$ 16	\$ 16	\$ 16	\$ 16	\$ 16
<b>Totals, Revenues</b>	\$ 1,323	\$ 1,383	\$ 1,810	\$ 2,233	\$ 2,232	\$ 2,232	\$ 2,232	\$ 2,232	\$ 2,232	\$ 2,232	\$ 2,232
Transfers from Other Funds											
Transfers to Other Funds											
Totals, Revenues and Transfers	\$ 1,323	\$ 1,383	\$ 1,810	\$ 2,233	\$ 2,232	\$ 2,232	\$ 2,232	\$ 2,232	\$ 2,232	\$ 2,232	\$ 2,232
<b>Totals, Resources</b>	\$ 4,306	\$ 4,272	\$ 3,763	\$ 3,632	\$ 3,453	\$ 3,226	\$ 2,950	\$ 2,624	\$ 2,247	\$ 1,818	\$ 1,336
<b>EXPENDITURES</b>											
Disbursements:											
0840 SCO (State Operations)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
8880 Financial Information System for California (State Opera	\$ 2	\$ 1	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
1110 Program Expenditures (State Operations)	\$ 1,415	\$ 2,318	\$ 2,364	\$ 2,411	\$ 2,459	\$ 2,508	\$ 2,558	\$ 2,609	\$ 2,661	\$ 2,714	\$ 2,768
	\$ 1,417	\$ 2,319	\$ 2,364	\$ 2,411	\$ 2,459	\$ 2,508	\$ 2,558	\$ 2,609	\$ 2,661	\$ 2,714	\$ 2,768
<b>FUND BALANCE</b>											
Reserve for economic uncertainties	\$ 2,889	\$ 1,953	\$ 1,399	\$ 1,221	\$ 994	\$ 718	\$ 392	\$ 15	\$ -414	\$ -896	\$ -1,432
Months in Reserve	14.9	9.9	7.0	6.0	4.8	3.4	1.8	0.1	-1.8	-3.9	-6.1

**CALIFORNIA BOARD OF OCCUPATIONAL THERAPY**  
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[Section 4130 is being moved from Article 3.5 to Article 4]

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- (b) The initial license fee for occupational therapists shall be prorated pursuant to Section 4120(a)(1) and based on a the biennial renewal fee set forth below. ~~of one hundred fifty dollars (\$150) two hundred twenty dollars (\$220).~~
- (c) The initial license fee for occupational therapy assistants shall be prorated pursuant to Section 4120(a)(1) and based on a the biennial renewal fee set forth below of one hundred eighty dollars (\$180).
- ~~(c)~~ (d) The fee for a limited permit shall be seventy five dollars (\$75) one hundred dollars (\$100).
- ~~(d)~~ (e) The biennial renewal fee for occupational therapists shall be one hundred fifty dollars (\$150) two hundred twenty dollars (\$220). For licenses that expire on or after January 1, 2021, the biennial renewal fee shall be two hundred seventy dollars (\$270).
- ~~(f)~~ The biennial renewal fee for occupational therapy assistants shall be one hundred fifty dollars (\$150) one hundred eighty dollars (\$180). For licenses that expire on or after January 1, 2021, the biennial renewal fee shall be two hundred ten dollars (\$210).
- ~~(e)~~ (g) The delinquency fee is one-half of the renewal fee shall be one hundred dollars (\$100).
- ~~(f)~~ (h) The renewal fee for an inactive license shall be twenty five dollars (\$25) fifty dollars (\$50). The biennial renewal fee for an inactive license shall be the same as the biennial renewal fee for an active license.
- ~~(g)~~ (i) On or after July 1, 2013, t The fee for an Application for Retired Status (Form ARS, New 7/2012), shall be twenty-five dollars (\$25).
- ~~(h)~~ (j) The fee for a duplicate license shall be fifteen dollars \$15 twenty five dollars (\$25).
- ~~(k) The fee for a license verification or endorsement shall be thirty five dollars (\$35).~~
- ~~(l) The fee for a dishonored check shall be thirty five dollars (\$35).~~
- ~~(i)~~ (m) (k) The fees for fingerprint services are those charged by the California Department of Justice and the Federal Bureau of Investigation.

Note: Authority cited: Sections 122, 134, 144, 161, 163.5, 462, 703, 2570.17, and 2570.20, Business and Professions Code. Reference: Sections 144, 2570.5, 2570.9, 2570.10, 2570.11, and 2570.16, Business and Professions Code.

**3017 - Board of Occupational Therapy**  
**Analysis of Fund Condition**

Prepared 6/10/2016

<b>*Fee increases effective 1/1/2018:</b>
-OT Renewal and Initial License Fees \$150 to \$220; OTA Renewal and Initial License Fees \$150 to \$180
-Delinquent Fee from \$75 to \$100
-Limited Permit Fee from \$75 to \$100
-OT Inactive Renewal from \$25 to \$220; OTA Inactive Renewal from \$25 to \$180

<b>**Fee increases effective 1/1/2021:</b>
-OT Renewal and Initial License Fees \$220 to \$270; OTA Renewal and Initial License Fees \$180 to \$220
-OT Inactive Renewal from \$220 to \$270; OTA Inactive Renewal from \$180 to \$220

2016-17 Governor's Budget

w/fee increases eff 1/1/2018 and subsequent increases eff 1/1/2021

	CY 2015-16	Gov Budget BY 2016-17	BY+1 2017-18	BY+2 2018-19	BY+3 2019-20	BY+4 2020-21	BY+5 2021-22	BY+6 2022-23	BY+7 2023-24	BY+8 2024-25	BY+9 2025-26
<b>BEGINNING BALANCE</b>	\$ 2,983	\$ 2,889	\$ 1,953	\$ 1,401	\$ 1,223	\$ 996	\$ 943	\$ 1,064	\$ 1,134	\$ 1,152	\$ 1,117
Prior Year Adjustment	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Adjusted Beginning Balance	\$ 2,983	\$ 2,889	\$ 1,953	\$ 1,401	\$ 1,223	\$ 996	\$ 943	\$ 1,064	\$ 1,134	\$ 1,152	\$ 1,117
<b>REVENUES AND TRANSFERS</b>											
Revenues:											
125600 Other regulatory fees	\$ 33	\$ 35	\$ 35	\$ 35	\$ 35	\$ 35	\$ 35	\$ 35	\$ 35	\$ 35	\$ 35
Duplicant license fee increase from \$15 to \$25			\$ 1	\$ 2	\$ 2	\$ 2	\$ 2	\$ 2	\$ 2	\$ 2	\$ 2
125700 Other regulatory licenses and permits	\$ 242	\$ 254	\$ 254	\$ 254	\$ 254	\$ 254	\$ 254	\$ 254	\$ 254	\$ 254	\$ 254
Fee increases eff 1/1/2018*			\$ 88	\$ 153	\$ 153	\$ 153	\$ 153	\$ 153	\$ 153	\$ 153	\$ 153
Fee increases eff 1/1/2021**					\$ 35	\$ 70	\$ 70	\$ 70	\$ 70	\$ 70	\$ 70
125800 Renewal fees	\$ 983	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033	\$ 1,033
Fee increases eff 1/1/2018*			\$ 337	\$ 688	\$ 688	\$ 688	\$ 688	\$ 688	\$ 688	\$ 688	\$ 688
Fee increases eff 1/1/2021**					\$ 188	\$ 377	\$ 377	\$ 377	\$ 377	\$ 377	\$ 377
125900 Delinquent fees	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15	\$ 15
Fee increase from \$75 to \$100 eff 1/1/2018			\$ 3	\$ 6	\$ 6	\$ 6	\$ 6	\$ 6	\$ 6	\$ 6	\$ 6
141200 Sales of documents	-	-	-	-	-	-	-	-	-	-	-
142500 Miscellaneous services to the public	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21	\$ 21
150300 Income from surplus money investments	\$ 8	\$ 8	\$ 8	\$ 9	\$ 8	\$ 8	\$ 8	\$ 8	\$ 8	\$ 8	\$ 8
150500 Interest income from interfund loans	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
160400 Sale of fixed assets	-	-	-	-	-	-	-	-	-	-	-
161000 Escheat of unclaimed checks and warrants	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1	\$ 1
161400 Miscellaneous revenues	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
164300 Penalty Assessments	\$ 20	\$ 16	\$ 16	\$ 16	\$ 16	\$ 16	\$ 16	\$ 16	\$ 16	\$ 16	\$ 16
Totals, Revenues	\$ 1,323	\$ 1,383	\$ 1,812	\$ 2,233	\$ 2,232	\$ 2,455	\$ 2,679	\$ 2,679	\$ 2,679	\$ 2,679	\$ 2,679
Transfers from Other Funds											
Transfers to Other Funds											
Totals, Revenues and Transfers	\$ 1,323	\$ 1,383	\$ 1,812	\$ 2,233	\$ 2,232	\$ 2,455	\$ 2,679	\$ 2,679	\$ 2,679	\$ 2,679	\$ 2,679
Totals, Resources	\$ 4,306	\$ 4,272	\$ 3,765	\$ 3,634	\$ 3,455	\$ 3,451	\$ 3,622	\$ 3,743	\$ 3,813	\$ 3,831	\$ 3,796
<b>EXPENDITURES</b>											
Disbursements:											
0840 SCO (State Operations)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
8880 Financial Information System for California (State Operations)	\$ 2	\$ 1	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
1110 Program Expenditures (State Operations)	\$ 1,415	\$ 2,318	\$ 2,364	\$ 2,411	\$ 2,459	\$ 2,508	\$ 2,558	\$ 2,609	\$ 2,661	\$ 2,714	\$ 2,768
	\$ 1,417	\$ 2,319	\$ 2,364	\$ 2,411	\$ 2,459	\$ 2,508	\$ 2,558	\$ 2,609	\$ 2,661	\$ 2,714	\$ 2,768
<b>FUND BALANCE</b>											
Reserve for economic uncertainties	\$ 2,889	\$ 1,953	\$ 1,401	\$ 1,223	\$ 996	\$ 943	\$ 1,064	\$ 1,134	\$ 1,152	\$ 1,117	\$ 1,028
Months in Reserve	14.9	9.9	7.0	6.0	4.8	4.4	4.9	5.1	5.1	4.8	4.4