



Fifty-first Legislature - First Regular Session

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REFERENCE TITLE: homeopathic board; fees

State of Arizona  
Senate  
Fifty-first Legislature  
First Regular Session  
2013

# SB 1244

Introduced by  
Senator Barto

## AN ACT

**AMENDING SECTIONS 32-2913, 32-2914 AND 32-2915, ARIZONA REVISED STATUTES; RELATING TO THE BOARD OF HOMEOPATHIC AND INTEGRATED MEDICINE EXAMINERS.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

Be it enacted by the Legislature of the State of Arizona:

Section 1. Section 32-2913, Arizona Revised Statutes, is amended to read:

32-2913. ~~Examination; reexamination~~

A. An applicant for licensure shall successfully pass an examination prescribed by the board.

B. Examination for a license to practice under this chapter shall include all subjects that are generally accepted as necessary for a thorough knowledge of the practice of homeopathic medicine. The board shall prescribe rules for conducting the examination and shall set the passing grade. If a person is seeking licensure pursuant to section 32-2912, subsection A, the examination may include subjects that are unique to that scope of practice.

C. The board shall review the examination of any applicant on the applicant's request. A grade on an examination reviewed by the board may be changed only by the majority vote of the members of the board. A person who fails to pass the initial licensure examination may be reexamined within one year after the date of the receipt of the original application fee ~~without payment of additional fees.~~ **HOWEVER, ON PAYMENT OF THE READMINISTRATION OF EXAMINATION FEE PRESCRIBED BY SECTION 32-2914.** The applicant shall pay all additional fees associated with board prescribed investigatory examinations such as the special purpose licensing examination.

D. In a written examination, applicants shall be designated by numbers only and the corresponding names shall be kept secret until after the grading of the examinations.

Sec. 2. Section 32-2914, Arizona Revised Statutes, is amended to read:

32-2914. ~~Fees~~

A. The board by formal vote at its annual meeting shall establish fees and penalties that do not exceed the following:

1. ~~Five hundred~~ SEVEN HUNDRED fifty dollars for an application for a license to practice homeopathic medicine pursuant to section 32-2912, subsection G, paragraph 1.

2. Two hundred fifty ONE THOUSAND THREE HUNDRED dollars for issuance of an initial license.

3. Fifty dollars for issuance of a duplicate license.

4. One thousand THREE HUNDRED dollars for annual renewal of a license.

5. Three hundred fifty dollars for late renewal of a license.

6. Two FIVE hundred dollars for initial and annual renewal of a permit to dispense drugs and devices.

7. Five SEVEN hundred FIFTY dollars for an application for a locum tenens registration.

8. Two hundred fifty ONE THOUSAND THREE HUNDRED dollars for issuance of a locum tenens registration.

9. Two THREE hundred dollars for annual renewal of a homeopathic medical assistant registration.

10. ONE HUNDRED FIFTY DOLLARS FOR LATE RENEWAL OF A HOMEOPATHIC MEDICAL ASSISTANT REGISTRATION.

11. Twenty-five cents per page for copying board records, documents, letters, minutes, applications and files.

12. Thirty-five dollars for a copy of an audiotape.

13. One hundred dollars for the sale of computerized tapes or diskettes that do not require programming.

14. Two THREE hundred dollars for supervising a homeopathic medical assistant.

15. ~~Three hundred dollars for each initial application and annual renewal of a registration to conduct a practical educational program for supervised medical assistants.~~

16. FOUR HUNDRED DOLLARS FOR READMINISTRATION OF EXAMINATION.

17. TEN DOLLARS FOR EACH CONTINUING EDUCATION CREDIT HOUR TO REVIEW THE SPONSORSHIP OF A CONTINUING EDUCATION COURSE.

18. THIRTY DOLLARS FOR AN APPLICATION FOR CERTIFICATION OF A LICENSEE'S OR REGISTRANT'S STATUS.

B. The board may charge a licensee with the board's costs to administer a special purpose licensing examination related to its investigation of the licensee's competence.

C. The board may charge the actual cost of completing a professional conduct investigation to the licensee who is the subject of the investigation if the board determines that the licensee violated this chapter or a board rule.

D. The board shall charge additional fees for services that it is not required to provide under this chapter but that it determines are necessary to carry out its purpose. The board shall charge only the actual cost of providing these services.

Sec. 3. Section 32-2915, Arizona Revised Statutes, is amended to read:

32-2915. ~~Licensure; issuance; duplicate licenses; renewal; continuing education; expiration; cancellation~~

A. The board shall issue a license to practice homeopathic medicine in this state if the applicant meets all board requirements for licensure and pays the licensure fee.

B. The board may issue a duplicate license to a person who holds a license under this chapter on payment of the duplicate license fee.

~~C. Until January 1, 2009, by December 1 of each year the executive director shall notify each licensee of the renewal date and provide the current renewal form. The executive director shall send this notice by first class mail to the address the licensee most recently provided to the board.~~

~~D. Except as provided in section 32-4301, until January 1, 2009, a licensee shall renew the license on or before January 1 of each year by submitting a completed renewal form and the renewal fee. A licensee who fails to do this by February 1 shall also submit the late fee prescribed in this article. A license expires if it is not renewed as prescribed by this subsection on or before May 1.~~

E. C. Beginning January 1, 2009, At least thirty days before the first day of the month in which a license was initially issued, the executive director shall notify the licensee of the renewal date and provide a renewal form. The executive director shall send this notice by first class mail to the address the licensee most recently provided to the board.

F. D. Beginning January 1, 2010, Each licensee shall include with the renewal form a statement that the licensee has completed at least twenty hours of board approved continuing education in the preceding year. The board shall not renew a license if the licensee does not fully document compliance with this subsection. The board may waive the continuing education requirements of this subsection for a period prescribed by the board if the licensee's noncompliance was due to disability, military service, absence from the United States or circumstances beyond the control of the licensee. If a licensee fails to complete the continuing education requirements of this subsection for any other reason, the board may grant an extension of not more than sixty days. A licensee who fails to comply with the continuing education requirements of this subsection and who has not been granted a waiver pursuant to this subsection commits an act of unprofessional conduct and is subject to probation or licensure suspension or revocation.

G. E. Beginning January 1, 2009, A licensee shall submit a completed application for license renewal and the renewal fee each year on or before the last day of the month in which the license was initially issued. A license expires if it is not renewed within sixty days. A licensee who fails to do this by the first day of the following month must also submit a late fee as prescribed by the board. A person who practices homeopathic medicine after a license has expired is in violation of this chapter.

H. F. The board may issue a license to a person whose license has expired only if that person applies for a license as prescribed in sections 32-2912 and 32-2913.

I. G. With each application for licensure renewal, the licensee shall include a report of disciplinary actions, restriction and any other action placed on or against the license or practice by any other state regulatory board or agency of the federal government, including the denial of a license for failing a special purpose licensing examination. The report shall include the name and address of the sanctioning agency, the nature of the action taken and a general statement of the charges leading to the action taken.

J. H. On request of a licensee the board shall cancel that person's license to practice homeopathic medicine if the licensee is not the subject of a board investigation or disciplinary proceeding. The board may cancel the license of a person under investigation for violating this chapter or board rules if the licensee admits to the violations in writing and on the board record.

Sec. 4. ~~Requirements for enactment; two-thirds vote~~

Pursuant to article IX, section 22, Constitution of Arizona, this act is effective only on the affirmative vote of at least two-thirds of the members of each house of the legislature and is effective immediately on the signature of the governor or if the governor vetoes this act, on the subsequent affirmative vote of at least three-fourths of the members of each house of the legislature.