

**FISCAL IMPACT OF PROPOSED LEGISLATION**

**Measure: SB 106**

Seventy-Seventh Oregon Legislative Assembly – 2013 Regular Session  
Legislative Fiscal Office

*Only Impacts on Original or Engrossed  
Versions are Considered Official*

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Date: 5/2/2013

**Measure Description:**

Allows State Board of Chiropractic Examiners and State Board of Pharmacy to establish certain fees by rule.

**Government Unit(s) Affected:**

Board of Chiropractic Examiners, Board of Pharmacy

**Local Government Mandate:**

This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

**Analysis:**

Senate Bill 106 removes statutory references and caps relating to the following fees for the Board of Chiropractic Examiners and the Board of Pharmacy:

Board of Chiropractic Examiners

- Application Fee
- Criminal Record Check Fee
- Examination Fee
- Chiropractic License Fee
- Certified Chiropractic Assistant Application Fee
- Certified Chiropractic Assistant Examination Fee
- Certified Chiropractic Assistant Certificate Fee
- Certified Chiropractic Assistant Renewal Fee
- Reciprocity Licensing Fee
- Annual Registration Fee
- Late Renewal Fees

Board of Pharmacy

- Examination Fee
- Pharmacist License Fee
- Reciprocity Licensing Fee
- Licensed Intern Fee
- Duplicate Pharmacist Certificate Fee
- Pharmacist License Late Renewal Fee
- Continuing Education Certification Fee
- Initial Drug Outlet Registration Fee
- Drug Outlet Registration Renewal Fee
- Non-Prescription Drug Outlet Registration Fee
- Re-inspection Fee
- Late Renewal Fees
- Renewal Fees

The bill applies to fees assessed on or after July 1, 2013. Passage of this bill would allow these two Boards to modify fees by administrative rule, subject to legislative approval. According to ORS 291.050 (commonly known as the SB 333 approval process), agencies must obtain legislative approval after administratively changing fees. If the changes are not ratified by the Legislature, the fees must return to their original levels.

Passage of this bill has no immediate direct fiscal impact to the Board of Chiropractic Examiners and the Board of Pharmacy. The Board of Pharmacy reports that it does not anticipate increasing fees during the 2013-15 and 2015-17 biennia. However, included in the 2013-15 budget request for the Board of Chiropractic Examiners is a policy package (#100) proposing four fee increases:

<u>Proposed Fee Increases</u>	<u>Project Revenue</u>
Chiropractic Annual Renewal from \$300 to \$350 (\$50 increase)	\$121,540
Senior Active Renewal from \$225 to \$262.50 (\$37.50 increase)	\$ 18,540
Chiropractic Assistant Application from \$25 to \$50 (\$25 increase)	\$ 21,465
Chiropractic Assistant Renewal from \$50 to \$75 (\$25 increase)	<u>\$ 41,711</u>
TOTAL	<u>\$203,256</u>

The Board of Chiropractic Examiners estimates that these proposed fee increases would generate \$203,256 in revenues. Passage of this bill would remove the caps and allow the proposed fee increases to be adopted. The Board proposes using this additional revenue to fund existing operations and the additional expenditures related to two proposed policy packages: Package #102 establishing a Health Care Investigator/Advisor position [\$83,192 Other Funds and 0.50 FTE]; and package #101 to cover attorney general costs [\$43,491 Other Funds]. The Legislative Fiscal Office notes that without an increase in fee revenue, the Board is projected to have a structural imbalance between revenues and expenditures resulting in an erosion of the Board's ending fund balance.