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FISCAL IMPACT REPORT

SPONSOR: Fidel DATE TYPED: 02/03/03 HB

SHORT TITLE: Attach Licensing Boards to RLD SB 101/aSPAC

ANALYST: Martinez

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY03	FY04	FY03	FY04		
			NFI		

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From

Regulation and Licensing Department (RLD)

SUMMARY

Synopsis of SPAC Amendment

The Senate Public Affairs Committee Amendment to Senate Bill 101 adds and includes the real estate appraisers board to the intent of the entire bill.

Synopsis of Bill

Senate Bills 101 amends several professional and occupational licensing acts to specify that the boards are administratively attached to the Regulation and Licensing Department (RLD). The bill further amends these acts to delete any reference to these boards independent authority to hire or fire personnel.

Significant Issues

Twenty-eight (28) professional and occupational licensing boards reside within the Boards and Commissions Division of RLD. Some of these boards existed as independent state agencies prior to the creation of RLD by the legislature in 1983. Others have been established since the creation of RLD. Although administrative control of these licensing boards was transferred to RLD through a series of Executive Orders issued subsequent to the creation of RLD, the ir ad-

ministrative attachment to RLD has never been codified. Similarly, many of these board statutes still reflect authority over personnel matters dating from their origins as independent state agencies, and do not reflect the current reality that the RLD Superintendent is the hiring authority for all personnel attached to the department.

Boards included in SB101 are Optometry, Chiropractic, Dental Health Care, Dental Hygienists Committee, Podiatry, Psychologist Examiners, Osteopathic Medical Examiners, Board of Pharmacy, Occupational Therapy, Physical Therapy, Respiratory Care, Nursing Home Administrators, Acupuncture and Oriental Medicine, Speech Language Pathology, Audiology and Hearing Aid Dispensing Practices, Landscape Architects, Interior Design, Public Accountancy, Real Estate Commission, Real Estate Appraisers, and Social Work Practice.

All of the other RLD board statutes either already include language administratively attaching them to RLD, or do not include language giving the boards authority over personnel matters.

ADMINISTRATIVE IMPLICATIONS

Senate Bill 101 allows for consistency and clarity in administration and operation of the agency relating to the boards and commissions. While reasonable autonomy of the boards is necessary, this legislation supports the intent of the creation of RLD.

MM/ls:njw