

1 GENERAL GOVERNMENT CABINET

2 Board of Nursing

3 (Amendment)

4 201 KAR 20:240. Fees for applications and services.

5 RELATES TO: KRS 61.874(3), 314.027(2), 314.041(11), (13)(c), (7) [~~(3)~~], (10) [~~(6)~~], (17)
6 [~~(14)~~](b)4., 314.051(2), (13)(c), 314.071(1), (2), (4), 314.073(8) [~~(7)~~], 314.075(1), 314.101(4),
7 314.142(1)(b), 314.161, 314.171(4)

8 STATUTORY AUTHORITY: KRS 314.041(11), (13)(c), 314.042(7) [~~(3)~~], (10) [~~(6)~~], (17) [~~(14)~~](b)4.,
9 314.051(2), (13)(c), 314.071(1), (2), (4), 314.073(8) [~~(7)~~], 314.131(1), 314.142(1)(b), 314.161

10 NECESSITY, FUNCTION, AND CONFORMITY: KRS 314.131 authorizes the board to promulgate
11 administrative regulations necessary to carry out the provisions of KRS Chapter 314. KRS
12 314.142(1)(b) requires the board to establish an application fee for a registered nurse who
13 applies to the board to be credentialed as a "sexual assault nurse examiner". KRS 314.161
14 authorizes the board to establish fees necessary to implement KRS Chapter 314. KRS
15 314.041(11), (13)(c), 314.042(7) [~~(3)~~], (10) [~~(6)~~], (17) [~~(14)~~](b)4., 314.051(2), (13)(c), 314.071(1),
16 (2), and 314.073(8) [~~(7)~~] require the board to establish fees for licensure, examination, renewal,
17 reinstatement, and continuing education. This administrative regulation establishes those fees.

18 Section 1. Fees for Licensure Applications. (1) The board shall collect a fee for:

19 (a) An application for licensure; and

20 (b) Licensure renewal or reinstatement.

- 1 (2) The fee for an application shall be:
- 2 (a) Licensure by endorsement as a registered nurse - \$165;
- 3 (b) Licensure by endorsement as a licensed practical nurse - \$165;
- 4 (c) Licensure by examination as a registered nurse - \$125;
- 5 (d) Licensure by examination as a licensed practical nurse - \$125;
- 6 (e) Renewal of license - fifty-five (55) dollars;
- 7 (f) Retired status - twenty-five (25) dollars;
- 8 (g) Reinstatement of license - \$135;
- 9 ~~[(h) Paper copy of an application - forty (40) dollars;]~~
- 10 (h)~~[(i)]~~ Full verification of licensure, credential or registration history - fifty (50) dollars;
- 11 (i)~~[(j)]~~ Licensure as an advanced practice registered nurse - \$165;
- 12 (j)~~[(k)]~~ Renewal of licensure as an advanced practice registered nurse - fifty-five (55) dollars;
- 13 (k)~~[(l)]~~ Reinstatement of licensure as an advanced practice registered nurse - \$135;
- 14 (l)~~[(m)]~~ Name change - twenty-five (25) dollars;
- 15 (m)~~[(n)]~~ Application to establish a registered nurse or licensed practical nurse prelicensure
- 16 program of nursing pursuant to 201 KAR 20:280 - \$2,000;
- 17 (n)~~[(o)]~~ Information submitted to establish an advanced practice registered nurse program
- 18 pursuant to 201 KAR 20:062 - \$2,000; or
- 19 (o)~~[(p)]~~ Information submitted to establish an additional track pursuant to 201 KAR 20:062 -
- 20 \$500.
- 21 (3) In addition to the renewal application fees under this section, the board shall assess and
- 22 collect the fees established in KRS 314.027(2) and 314.171(4).

1 ~~(4)~~~~(3)~~ An application or information submitted under this section shall not be evaluated by
2 the board unless the current fee is submitted.

3 Section 2. Fees for Applications for Continuing Education Approvals. The fee for an
4 application for approval of a provider of continuing education or for a renewal or reinstatement
5 of the approval shall be:

- 6 (1) Initial provider approval - \$400;
- 7 (2) Reinstatement of provider approval - \$400;
- 8 (3) Renewal of approval - \$100; or
- 9 (4) Individual review of continuing education offerings - ten (10) dollars.

10 Section 3. Fees for Services. (1) The fee for a service shall be:

11 (a) ~~[Validation of the current status of a temporary work permit, provisional license, license,~~
12 ~~or credential;~~

13 ~~1. If requested in writing in individual nurse format - fifty (50) dollars; or~~

14 ~~2. If requested in writing in list format - fifty (50) dollars for the first name and twenty (20)~~
15 ~~dollars for each additional name;~~

16 ~~(b)~~ Copy of a~~[an examination result or]~~ transcript - twenty-five (25) dollars;

17 ~~(b)~~~~(c)~~ Nursing certificate - thirty (30) dollars;

18 ~~[(d) Release of NCLEX results to another state board of nursing - seventy five (75) dollars;] or~~

19 ~~(e)~~~~(c)~~ Review a request from an advanced practice nurse to be exempt from the

20 Collaborative Agreement for the Advanced Practice Registered Nurse's Prescriptive Authority for
21 Controlled Substances - fifty (50) dollars.

22 (2) An applicant for licensure who takes or retakes the licensure examination shall pay:

1 (a) The current examination fee required by the national council of state boards of nursing;
2 and

3 (b) Application for licensure fee pursuant to Section 1 of this administrative regulation.

4 (3) A graduate of a foreign school of nursing shall be responsible for:

5 (a) Costs incurred to submit credentials translated into English;

6 (b) Immigration documents; and

7 (c) Other documents needed to verify that the graduate has met Kentucky licensure
8 requirements.

9 (4) A program of nursing that requires a site visit pursuant to 201 KAR 20:360, Section 5, shall
10 pay the cost of the site visit to the board.

11 Section 4. An application shall lapse and the fee shall be forfeited if the application is not
12 completed as follows:

13 (1) For an application for licensure by endorsement, within one (1) year from the date the
14 application form is filed with the board office;

15 (2) For an application for licensure by examination, within one (1) year from the date the
16 application form is filed with the board office;

17 (3) For an application for reinstatement of license, within one (1) year from the date the
18 application form is filed with the board office; or

19 (4) For all other applications, except for renewal of license applications, within one (1) year
20 from the date the application form is filed with the board office.

21 Section 5. An applicant who meets all requirements for approval, licensure, or credential
22 shall be issued the appropriate approval, license, or credential without additional fee.

1 Section 6. Fees for Sexual Assault Nurse Examiners. (1) The application fee shall be \$120.

2 (2) The credential renewal fee shall be fifty (50) dollars.

3 (3) The credential reinstatement fee shall be \$120.

4 Section 7. A payment for an application fee that is in an incorrect amount shall be returned
5 and the application shall not be posted until the correct fee is received.

6 Section 8. Bad Transaction Fee. Any transaction, including paper or electronic, submitted to
7 the board for payment of a fee which is returned for nonpayment shall be assessed a bad
8 transaction fee of thirty-five (35) dollars.

Amended Administrative Regulation

201 KAR 20:240. Fees for applications and services.

Adopted: February 20, 2025

Audria Denker, DNP, RN, FAAN

Audria Denker, President
Kentucky Board of Nursing

February 20, 2025

Date

PUBLIC HEARING AND PUBLIC COMMENT PERIOD

A public hearing on this administrative regulation shall be held on May 27, 2025, at 10:00 AM at Kentucky Board of Nursing, 312 Whittington Parkway, Ste 300, Louisville, KY 40222. Individuals interested in being heard at this hearing shall notify this agency in writing by May 20, 2025, five workdays prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing was received by that date, the hearing may be cancelled. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through May 31, 2025. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person or submit a comment at: <https://secure.kentucky.gov/formservices/Nursing/PendReg>.

CONTACT PERSON:

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REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

201 KAR 20:240

Contact Person: Jeffrey Prather

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Email: Jeffrey.prather@ky.gov

(1) Provide a brief summary of:

(a) What this administrative regulation does: This administrative regulation sets fees.

(b) The necessity of this administrative regulation: This regulation is required by statute.

(c) How this administrative regulation conforms to the content of the authorizing statutes: By setting fees.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: By setting fees.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation: The amendments update statutory references and remove obsolete fees.

(b) The necessity of the amendment to this administrative regulation: Amendment is needed to conform with statutes and to remove obsolete language.

(c) How the amendment conforms to the content of the authorizing statutes: By removing fees that are no longer required.

(d) How the amendment will assist in the effective administration of the statutes: By clarifying existing fees and removing obsolete fees.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: Board licensees and credential holders, approximately \$100,000.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment: None.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): No additional cost beyond the existing fees.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3): Some fees have been eliminated due to electronic processing.

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially: There is no additional cost.

(b) On a continuing basis: There is no additional cost.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: Agency funds.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment: Neither a fee increase nor funding will be required to implement this administrative regulation.

(8) State whether or not this administrative regulation established any fees or directly or indirectly increased any fees: This regulation with not directly or indirectly increase fees.

(9) TIERING: Is tiering applied? Tiering is not applicable.

FISCAL IMPACT STATEMENT

201 KAR 20:240

Contact Person: Jeffrey Prather

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(1) Identify each state statute, federal statute, or federal regulation that requires or authorizes the action taken by the administrative regulation. KRS 314.041(11), (13)(c), 314.042(7), (10), (17)(b)4., 314.051(2), (13)(c), 314.071(1), (2), (4), 314.073(8), 314.131(1), 314.142(1)(b), 314.161.

(2) Identify the promulgating agency and any other affected state units, parts, or divisions:
The Kentucky Board of Nursing.

(a) Estimate the following for the first year:

Expenditures: No expenditures to estimate.

Revenues: No revenues to estimate.

Cost Savings: No cost savings.

(b) How will expenditures, revenues, or cost savings differ in subsequent years?

(3) Identify affected local entities (for example: cities, counties, fire departments, school districts):

(a) Estimate the following for the first year:

Expenditures: No expenditures to estimate.

Revenues: No revenues to estimate.

Cost Savings: No cost savings.

(b) How will expenditures, revenues, or cost savings differ in subsequent years? There will be no difference in subsequent years.

(4) Identify additional regulated entities not listed in questions (2) or (3):

(a) Estimate the following for the first year:

Expenditures: N/A.

Revenues: N/A.

Cost Savings: N/A.

(b) How will expenditures, revenues, or cost savings differ in subsequent years? There will be no difference to expenditures, revenues, or cost savings. N/A.

(5) Provide a narrative to explain the:

(a) Fiscal impact of this administrative regulation: None.

(b) Methodology and resources used to determine the fiscal impact: N/A.

(6) Explain:

(a) Whether this administrative regulation will have an overall negative or adverse major economic impact to the entities identified in questions (2) - (4). (\$500,000 or more, in aggregate) This administrative regulation will not have a major economic impact.

(b) The methodology and resources used to reach this conclusion: N/A.