

(A) ESTABLISHMENT OF FEES.

(1) THE BOARD MAY SET REASONABLE FEES FOR THE ISSUANCE AND RENEWAL OF LICENSES AND ITS OTHER SERVICES.

(2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO APPROXIMATE THE COST OF MAINTAINING THE BOARD.

(B) PUBLICATION OF FEES.

THE BOARD SHALL PUBLISH IN ITS RULES AND REGULATIONS THE FEES THAT IT SETS.

(C) DISPOSITION OF FUNDS.

THE BOARD SHALL PAY ALL FUNDS COLLECTED UNDER THIS TITLE INTO THE GENERAL FUND OF THIS STATE.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 43, § 294(a)(9) and the sixth sentence of (d).

Subsection (a) of this section is revised to clarify the authority of the Board -- under its broad rulemaking powers -- to set reasonable fees for the services for which a fee is not set in the present law. The incorporation of the power of the Board to set fees that relate to a license to practice midwifery reflects the broad general power of the Board under § 7-205(1) of this subtitle to adopt rules and regulations to carry out the provisions of this title. Also, although present Art. 43, § 294(a)(9) refers only to the establishment of fees for "registration & licenses" and "renewal of licenses", it should not be read to preclude the Board from imposing fees in other appropriate instances. See, e.g., the second sentences of present Art. 43, §§ 295(d) and 296(e), which refer to an "additional fee" for each reexamination.

In subsection (a) of this section, "license" is substituted for "registration" to clarify that the authorization process in this title is a process of licensing and licensing renewal.

As to subsection (c) of this section, the last sentence of present Art. 43, § 294(d) -- which requires that disbursement of funds be in accordance with Art. III, §§ 32 and 52 of the State Constitution or Art. 15A, §§ 1 through 15 of the Code, which relate to disbursements from the General Fund of this State -- is deleted as implicit in the requirement that the funds are part of the General Fund of this State.