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History: 5157

By Date Action Description Jt. Res. No. Expiration Date

- 10/28/2022 Proposed Reg Published in SR

- 01/10/2023 Received President of the Senate & Speaker 05/10/2023

S 01/10/2023 Referred to Committee

H 01/11/2023 Referred to Committee

S 03/28/2023 Resolution Introduced to Approve 688

- 05/10/2023 Approved by: Expiration Date

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provided for in the Regulation

Document No. 5157

**DEPARTMENT OF LABOR, LICENSING AND REGULATION**

CHAPTER 10

Statutory Authority: 1976 Code Sections 40‑1‑50 and 40‑1‑70

10‑3. Board of Architectural Examiners.

10‑14. Board of Registration for Professional Engineers and Surveyors.

10‑30. Board of Physical Therapy Examiners.

10‑33. Board of Examiners for the Licensure of Professional Counselors, Marriage and Family Therapists, Addiction Counselors, and Psycho‑Educational Specialists.

10‑40. Soil Classifiers Advisory Council.

10‑41. Board of Examiners in Speech‑Language Pathology and Audiology.

**Synopsis:**

The South Carolina Department of Labor, Licensing and Regulation proposes to add to, amend or repeal fees within the fee schedules for certain boards and commissions whose fees appear in Chapter 10 of the South Carolina Code of Regulations. The affected sections will be Regulations 10‑3, 10‑14, 10‑30, 10‑33, 10‑40, and 10‑41.

The Notice of Drafting was published in the *State Register* on August 26, 2022.

**Instructions:**

Print the regulation as shown below. All other items remain unchanged.

**Text:**

10‑3. Board of Architectural Examiners.

The Board shall charge the following fees:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|  | (1) | Individual Fees | |  |
|  |  | (a) | Application fee | $90 |
|  |  | (b) | Initial licensure fee | $75 |
|  |  | (c) | Biennial renewal fee | $100 |
|  |  | (d) | Penalty late fees | $50 |
|  |  | (e) | Reinstatement application fee | $105 |
|  |  | (f) | Reinstatement licensure fee | $85 |
|  | (2) | Firm Fees | |  |
|  |  | (a) | Application and licensure fee | $100 |
|  |  | (b) | Biennial renewal fee | $185 |
|  |  | (c) | Penalty late fees | $50 |
|  |  | (d) | Reinstatement application and licensure fee | $100 |
|  | (3) | Other Fees | |  |
|  |  | (a) | File transfer fee | $50 |
|  |  | (b) | Electronic list of licensees | $10 |

Note: The penalty for late fees is $50 during first month after the expiration date with a cap of $150 being charged for the remainder of the year after expiration. Late penalty fees are assessed in addition to the renewal fee.

10‑14. Board of Registration for Professional Engineers and Surveyors.

The Board shall charge the following fees:

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
|  | (1) | Application Fee, Individual License: | | |  |
|  |  | (a) | Engineer‑in‑Training: |  | NO FEE |
|  |  | (b) | Professional Engineer by Comity: |  | $60 |
|  |  | (c) | Professional Engineer by Exam: |  | $55 |
|  |  | (d) | Temporary License: |  | $80 |
|  |  | (e) | Surveyor‑in‑Training: |  | NO FEE |
|  |  | (f) | Tier A Professional Surveyor by examination: |  | $55 |
|  |  | (g) | Tier A Professional Surveyor by Comity: |  | $60 |
|  |  | (h) | Tier B Surveyor:‑ |  | $60 |
|  |  |  | education evaluation fees may be assessed by independent evaluators when required for licensure. | | |
|  | (2) | Application Fee, Firms | | |  |
|  |  | (a) | Firm (Certificate of Authorization): |  | $115 |
|  |  | (b) | Temporary Certificate of Authorization: |  | $150 |
|  | (3) | Biennial Renewal Fee, Individual: | | | $70 |
|  |  | (a) | Biennial Renewal Fee, Individuals dually licensed: |  | $135 |
|  | (4) | Biennial Renewal Fee, Firm: | | | $75 |
|  | (5) | Temporary Permits | | |  |
|  |  | (a) | Individuals: |  | $100 |
|  |  | (b) | Firms: |  | $150 |
|  | (6) | Reinstatements Individuals: | | Governed by Section 40‑22‑240 | |
|  | (7) | Reinstatements Firms: | | $115 Governed by Regulation 49‑106 (B), authorized by Section 40‑22‑240 | |

10‑30. Board of Physical Therapy Examiners.

The Board shall charge the following fees:

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
|  | (1) | Application fee: | |  | $110 |
|  | (2) | Biennial license renewal: | |  |  |
|  |  | (a) | physical therapist: |  | $80 |
|  |  | (b) | physical therapist assistant: |  | $70 |
|  | (3) | Late Renewal Processing Fee: | |  | $150 |
|  | (4) | Deactivation: | |  | $50 |
|  | (5) | Reactivation (inactive to active): | | $150 + renewal fee | |
|  | (6) | Reinstatement (lapsed to active): | | $300 + renewal fee | |
|  | (7) | Miscellaneous Fees | |  | |
|  |  | (a) Name Change and New License | | $10 | |
|  |  | (b) Duplicate License | | $10 | |
|  |  | (c) Duplicate Certificate | | $10 | |

10‑33. Board of Examiners for the Licensure of Professional Counselors, Marriage and Family Therapists, Addiction Counselors, and Psycho‑Educational Specialists.

The Board shall charge the following fees:

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
|  | A. | Application Fee ‑ Application and fee go to Center for Credentialing Education (CCE) to be reviewed and approved. | | | |
|  | B. | Initial License Fee: | | | |
|  |  | 1. | Associate: |  | $150 |
|  |  | 2. | Professional Counselors: |  | $150 |
|  |  | 3. | Marriage and Family Therapists: |  | $150 |
|  |  | 4. | Psycho‑educational Specialists: |  | $150 |
|  |  | 5. | Addiction Counselors: |  | $150 |
|  |  | 6. | Professional Counselor Supervisors: |  | $100 |
|  |  | 7. | Marriage and Family Therapy Supervisors: |  | $100 |
|  |  | 8. | Addiction Counselor Supervisors: |  | $100 |
|  | C. | Biennial license renewal | |  |  |
|  |  | 1. | Professional Counselors: |  | $150 |
|  |  | 2. | Marriage and Family Therapists: |  | $150 |
|  |  | 3. | Addiction Counselors: |  | $150 |
|  |  | 4. | Psycho‑educational Specialists: |  | $150 |
|  |  | 5. | Professional Counselor Supervisors: |  | $100 |
|  |  | 6. | Marriage and Family Therapy Supervisors: |  | $100 |
|  |  | 7. | Addiction Counselor Supervisors: |  | $100 |
|  | D. | Reinstatement Fee: | | $300 + renewal fee | |
|  | E. | Examination Fee: | |  |  |
|  |  | 1. | Professional Counselors: paid to provider |  |  |
|  |  | 2. | Marriage and Family Therapists: paid to provider |  |  |
|  | F. | License Verification: | |  | $5 |
|  | G. | License verification to another state: | |  | $5 |
|  | H. | Name change and new license card: | |  | $10 |
|  | I. | Copy of file: | |  | $10 |
|  | J. | Duplicate license: | |  |  |
|  |  | 1. | Wall certificate: |  | $25 |
|  |  | 2. | License card: |  | $10 |
|  | K. | Returned check charge: | | $30 (or as otherwise established by law as administrative costs for returned checks) | |

10‑40. Soil Classifiers Advisory Council.

The Board shall charge the following fees:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|  | A. | Initial Application Fee: | | $40 |
|  | B. | License: | |  |
|  |  | 1. | Soil Classifier‑in‑Training: | $40 |
|  |  | 2. | Professional Soil Classifier: | $300 |
|  | C. | Biennial License Renewal ‑ Certificate of Licensure: | | $300 |
|  | D. | Late Payment Penalty: | | $60 |
|  | E. | Reinstatement Fee: | | $375 |

10‑41. Board of Examiners in Speech‑Language Pathology and Audiology.

The Board shall charge the following fees:

A. Initial License Fees:

|  |  |  |  |
| --- | --- | --- | --- |
|  | 1. | Audiologist and Speech‑Language Pathologist License Fee: | $200 |
|  | 2. | Audiologist and Speech‑Language Pathologist Intern Fee: | $100 |
|  | 3. | Audiologist and Speech‑Language Pathologist Inactive License Status | $90 |
|  | 4. | Speech‑Language Pathologist Assistant: | $40 |

B. Renewal Fees:

|  |  |  |  |
| --- | --- | --- | --- |
|  | 1. | Audiologist and Speech‑Language Pathologist Biennial License Fee: | $140 |
|  | 2. | Annual Intern License Fee: | $100 |
|  | 3. | Audiologist and Speech‑Language Pathologist Biennial Inactive |  |
|  |  | License Status: | $90 |
|  | 4. | Biennial Speech‑Language Pathologist Assistant: | $30 |

C. Reinstatement Fee: $50 for renewals received after 3/31 but before 5/1

|  |  |  |  |
| --- | --- | --- | --- |
|  | 1. | Audiologist and Speech‑Language Pathologist Licensee: | $210 |
|  | 2. | Speech‑Language Pathology Assistant: | $90 |
| D. Reactivation of Inactive License: | | | $120 |

E. Fee for change in supervising Speech‑Language Pathologist or Audiologist

|  |  |  |
| --- | --- | --- |
|  | Intern during internship while completing the Supervised Professional |  |
|  | Employment program: | $25 |

F. Miscellaneous Fees:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|  | 1. | Replacement Fee: | $10 for replacing a license or wallet card |  |
|  | 2. | Roster or List Fee: |  | $10 |
|  | 3. | Returned check fee: | $30 or amount provided by statute |  |

**Fiscal Impact Statement:**

There will be no cost incurred by the State or any of its political subdivisions for the promulgation of these regulations.

**Statement of Rationale:**

The updated regulation will comport with the statutory requirement that the Agency director assess and adjust fees of the professional and occupational licensing boards to ensure that fees are sufficient but not excessive to cover the expenses, including the total of the direct and indirect costs to the State, for the operations of each respective board. Agency fees are also consolidated and scrivener’s errors are corrected.