

Introduced by

Industry, Business and Labor Committee

(At the request of the North Dakota Board of Podiatric Medicine)

1 A BILL for an Act to amend and reenact sections 43-05-15 and 43-05-16.8 of the North Dakota
2 Century Code, relating to podiatrist license renewal.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 43-05-15 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **43-05-15. Renewal of license - Fee - Established by board - Failure to pay -**
7 **Reinstatement.**

8 Each licensed and practicing podiatrist shall pay the annual renewal license fee established
9 by the board. The license fee may be increased in accordance with the number of years
10 licensed and practicing in North Dakota, but may not exceed ~~five hundred~~ one thousand seven
11 hundred fifty dollars. The fee must be paid on or before the renewal date established by the
12 board. The person is entitled to an annual certificate or license upon payment of the fee. If the
13 renewal fee is not paid within six months after the date established by the board, the license of
14 the delinquent licensee must be considered expired and may be revoked and may not be
15 reissued except upon a new application and the payment of the renewal fee established by the
16 board plus the late fee established by the board not to exceed two hundred fifty dollars and the
17 costs of any hearing held concerning revocation of a license for nonpayment.

18 **SECTION 2. AMENDMENT.** Section 43-05-16.8 of the North Dakota Century Code is
19 amended and reenacted as follows:

20 **43-05-16.8. Loan for litigation expenses.**

21 Subject to approval by the emergency commission, the board may borrow funds sufficient
22 to pay for attorney's fees and costs incurred in investigations, administrative proceedings, and
23 litigation resulting from the board performing its duties. Notwithstanding section 43-05-15, the
24 board may establish an annual renewal license fee for each year following the issuance of a

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1 loan under this section, and the fee must be maintained until the loan is fully repaid, including
2 any accrued interest. The amount of the annual renewal license fee assessed under this section
3 may not exceed one thousand five hundred dollars. Once the loan is paid in full, the annual
4 renewal license fee must revert to the amount established by the board before the issuance of
5 the loan. The notice of a proposed rule to assess the fee in this section or revert to the previous
6 license fee may be sent by certified mail to each individual licensed by the board in lieu of the
7 publication requirements for the notice in chapter 28-32.