



ARIZONA STATE SENATE

Fifty-Seventh Legislature, First Regular Session

FACT SHEET FOR S.B. 1037

health boards; fund balances; fees

Purpose

Requires a health profession regulatory board (health board) to temporarily reduce or eliminate licensing or application fees if its fund balance exceeds a prescribed amount.

Background

To practice or perform a regulated occupation or profession or use certain occupational or professional titles in Arizona, a person must meet certain qualifications and apply to the designated regulatory entity for the license, certificate or authorization. The initial application and renewal processes, including initial and renewal licensing or certification fees, vary across professions and occupations (A.R.S. [Title 32](#) and [Title 36](#)).

A *health board* is any board that regulates one or more health professionals in Arizona. A *health professional* includes a person who is certified or licensed by the following health boards: 1) Arizona State Board of Podiatry Examiners; 2) Arizona State Board of Chiropractic Examiners; 3) Arizona State Board of Dental Examiners; 4) Arizona Medical Board; 5) Arizona Naturopathic Physicians Medical Board; 6) Arizona Board of Nursing; 7) Arizona State Board of Dispensing Opticians; 8) Arizona State Board of Optometry; 9) Arizona Board of Osteopathic Examiners in Medicine and Surgery; 10) Arizona State Board of Pharmacy; 11) Arizona State Board of Physical Therapy; 12) Arizona State Board of Psychologist Examiners; 13) Arizona State Veterinary Medical Examining Board; 14) Arizona Regulatory Board of Physician Assistants; 15) Arizona Board of Homeopathic and Integrated Medicine Examiners; 16) Arizona State Board of Behavioral Health Examiners; 17) Arizona Board of Occupational Therapy Examiners; 18) Arizona State Board of Respiratory Care Examiners; 19) Arizona Acupuncture Board of Examiners; 20) Arizona State Board of Athletic Training; 21) Arizona State Board of Massage Therapy; and 22) Arizona Board of Examiners of Nursing Care Institution Administrators and Assisted Living Facility Managers ([A.R.S. § 32-3201](#)).

If temporarily reducing or eliminating licensing or application fees results in a change in revenues collected from fees that are otherwise directed to the state General Fund, there may be a fiscal impact to the state General Fund.

Provisions

1. Requires each health board to review, in a public hearing at least once each fiscal year and before establishing the amount of any fee for the subsequent fiscal year, the amount of each fee authorized in the health board's statutes.
2. Requires the health board to ascertain and disclose its fund balance in the public meeting.

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3. Prohibits the fund balance from being more than two years of the health board's annual operating expenses plus five percent (allowable amount).
4. Requires the health board, if the fund balance is more than the allowable amount, to reduce or eliminate licensing or application fees, or both, that are being charged to the health professional under its jurisdiction until the fund balance is below the allowable amount.
5. Allows a health board to maintain additional monies in the fund in the amount of the last operational funding request if the Legislature did not approve its operational funding request in that fiscal year's state budget.
6. Becomes effective on the general effective date.

Prepared by Senate Research

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