

NURSES: Examination fee determined by law as of date applicant takes examination.

July 7, 1939

7-8

Miss Laura Layher, R. N.
Secretary, Mo. State Board of Nurse Examiners
State Office Building
Jefferson City, Missouri



Dear Miss Layher:

We are in receipt of your request for an opinion under date of July 1st, as follows:

"The Board in meeting June 28th instructed me to obtain an opinion from you concerning the amount of the examination fee to be charged for the October examination.

Under the old law, which expires September 22nd, the examination fee is \$15.00 and under the new law which goes into effect on September 22nd, the fee is \$10.00. The applications will be received throughout August, September and October.

The Board desires an opinion from you as to the proper fee to be charged for all applications."

Section 13488, R. S. Mo. 1929, provides in part that:

"The board shall admit to examination for license to practice as a nurse any applicant who shall pay a fee of \$15.00 and who shall submit to the board satisfactory evidence * * *."

July 7, 1939

The above section has been amended by the Laws of Missouri, 1939, providing for a fee of \$10.00.

The fee required for examination for license to practice as a nurse is to be determined not by the law on the date the application is received by the board but by the law on the date the applicant is to take the examination. We fail to see how any other possible interpretation could be reached.

We therefore are of the opinion that applications now being received by the Missouri State Board of Nurse Examiners for examinations to be given in October require only a payment of a \$10.00 fee.

Respectfully submitted,

MAX WASSERMAN
Assistant Attorney General

Approved:

J. E. TAYLOR
(Acting) Attorney General