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## Draft Rule on Fees

**Title of Rule:** Rule on Fees

**Drafted:** November 1, 2024

**Meeting at which the Rule will be discussed and voted on:** February 12, 2025, at 9:00 a.m., ET.

**Public Comment:** Interested persons may electronically submit written comments on the proposed rule to [gsearls@clear-ams.org](mailto:gsearls@clear-ams.org) with the subject line “Counseling Compact Commission Rule Comment” or by attending the meeting at which the rule will be discussed and voted on. Written comments on the proposed rule must be submitted by **August 11, 2024, 11:59 p.m. MT.**

**Effective:** 30 days after Full Commission Approval.

**History:** November 1, 2024 Rule introduced at Rules Committee Meeting.  
February 22, 2024 Rule adopted by the Rules Committee for proposal to Executive Committee  
April 3, 2024 Rule Adopted by Executive Committee for public comment and proposal to Full Commission  
June 18, 2024 Rule posted to the website for public comment  
January 23, 2025 Non-substantive changes recommended by Rule Committee based upon public comment. Changes are shown in red underline and blue strike-through below.

**Chapter 7:** Rulemaking on Fees

**Authority:** Section 3: State Participation in the Compact

Section 4: Privilege to Practice

Section 9: Establishment of the Counseling Compact Commission

Section 11: Rulemaking

**7.0 Purpose:** Pursuant to Section 3.C, 4.A.6, **4.B**, and Section 9, Member States may charge a fee for granting the Privilege to Practice. Section 4.A.6 requires the licensee to pay any applicable fees, including any State fee, for the Privilege to Practice.

The Counseling Compact Commission shall promulgate reasonable and lawful uniform rules to facilitate and coordinate the implementation and administration of the Counseling Compact. This rule will become effective upon passage by the Counseling Compact Commission as provided in Section 9 of the Counseling Compact.

### 7.1 Definitions:

“Administrative Fee” means a recurring, non-refundable fee paid as part of a privilege to practice request and paid to the Counseling Compact Commission in accordance with 4.A.6, 4.B, and 9.F.3 of the Compact Language.

“State Fee” means a recurring, non-refundable fee established by each individual Member State as part of a privilege to practice request. The fee is collected by the Counseling Compact Commission and forwarded to the Member State in accordance with 4.A.6, 4.B and 9.F.3 of the Compact Language.

### 7.2 Administrative Fees:

1. An A non-refundable Administrative Fee of \$30.00 (thirty dollars) shall be paid by the applicant to the Commission for each state in which a privilege to practice is requested in addition to the State Fee.
2. The fee is subject to change through the rule-making authority of the Commission.

### 7.3 State Fees:

1. Member States may establish a fee in accordance with the Member State’s required processes to be paid by the applicant to the Commission for each state in which a privilege to practice is requested in addition to the Administrative Fee.
2. State fees may be changed by the Member State with 30 (thirty) days notice of intent to change the fee in accordance with the Member State’s required processes. The notice shall be posted to the Member State’s website and Commission website.
3. The Commission shall remit to the member board 100 percent (one hundred percent) of the State Fee to the Member Board on a basis as established in this Rule.

### 7.4 Delegation of collection and disbursement of fees

1. On its behalf and on behalf of Member State boards, the Commission shall provide and administer a process to collect administrative fees and state fees from applicants. The Commission shall remit collected fees to the Member State boards in accordance with the provisions of this rule.
2. The Commission shall provide an itemization sufficient to permit the member board to reconcile the fees.
3. The Commission shall effectuate fund disbursement of collected State fees starting on the 15<sup>th</sup> of the month after which the fee was collected.

### 7.5 Insufficient funds; Failed payments

1. A non-refundable service fee of \$100.00 shall be imposed on an individual who submits a payment to the Commission for service or application fees without sufficient funds in the payer's account. 100 percent of the fee shall be deposited in the Commission's general fund to cover costs incurred in attempting to process failed payment transaction(s).