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INDEPENDENT REGULATORY REVIEW COMMISSION
333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

February 17, 2000

Charles D. Hummer, Jr., M.D., Chairman
State Board of Medicine
116 Pine Street
Harrisburg, PA 17105

Re: IRRC Regulation #16A-4911 (#2083)
State Board of Medicine
Requirements of the Health Care Services Malpractice Act

Dear Chairman Hummer:

The Independent Regulatory Review Commission approved the subject regulation at its February 17, 2000 public meeting. Our Order is enclosed and is available on our website at <http://www.irrc.state.pa.us>.

We appreciate the joint effort that went into producing a regulation that met the criteria and intent of the Regulatory Review Act.

Sincerely,


Alvin C. Bush
Vice Chairman

ACB:wbg
Enclosure
cc: Gerald S. Smith
Joyce McKeever
Dorothy Childress
Kim Pizzingrilli

INDEPENDENT REGULATORY REVIEW COMMISSION

14th Floor, 333 Market Street
Harrisburg, PA 17101

Commissioners Voting:

Public Meeting Held February 17, 2000

Alvin C. Bush, Vice Chairman
Arthur Coccodrilli - Proxy
Robert J. Harbison, III
John F. Mizner

State Board of Medicine
Requirements of the Health Care Services
Malpractice Act

Regulation No. 16A-4911

BY ORDER OF THE COMMISSION

On January 18, 2000, the Independent Regulatory Review Commission (Commission) received this rulemaking from the State Board of Medicine (Board). It amends 49 Pa. Code Section 16.32. The authority for this regulation is Section 8 of the Medical Practice Act of 1985 (63 P.S. § 422.8) and Section 701 of the Health Care Services Malpractice Act (Act) (40 P.S. § 1301.701). Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This rulemaking deletes obsolete minimum dollar amounts for malpractice insurance coverage that Board licensees are required to maintain under the Act. To provide guidance to licensees as to coverage requirements, the regulation retains the reference to the professional liability insurance requirements of the Act.

These amendments will have no adverse impact because they do not change anything required of licensees under the Act. The regulation will be clarified and simplified by eliminating outdated provisions and referencing the self-executing malpractice insurance requirements of the Act.

This regulation meets the criteria of the Regulatory Review Act.

THEREFORE, IT IS ORDERED THAT:

1. Regulation No. 16A-4911 from the State Board of Medicine, as submitted to the Commission on January 18, 2000, is approved; and
2. The Commission will transmit a copy of this Order to the Legislative Reference Bureau.


Alvin C. Bush, Vice Chairman

