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ROBERT J. HARBISON, III
JOHN F. MIZNER, ESQ.
ROBERT E. NYCE, EXECUTIVE DIRECTOR
MARY S. WYATTE, CHIEF COUNSEL



PHONE: (717) 783-5417
FAX: (717) 783-2664
irrc@irrc.state.pa.us
<http://www.irrc.state.pa.us>

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

May 17, 2001

Gregory Jordan, Chairman
State Board of Funeral Directors
116 Pine Street
Harrisburg, PA 17105

Re: Regulation #16A-482 (IRRC #2167)
State Board of Funeral Directors
Application Fees

Dear Chairman Jordan:

Enclosed are our Comments. They will soon be available on our website at www.irrc.state.pa.us.

Our Comments list objections and suggestions for consideration when you prepare the final version of this regulation. We have also specified the regulatory criteria which have not been met. These Comments are not a formal approval or disapproval of the proposed version of this regulation.

If you would like to discuss these Comments, please contact my office at 783-5417.

Sincerely,

A handwritten signature in black ink that reads "Robert E. Nyce". The signature is written in a cursive style.

Robert E. Nyce
Executive Director

evp

Enclosure

cc: Honorable Mario J. Civera, Jr., Majority Chairman, House Professional Licensure Committee
Honorable William W. Rieger, Democratic Chairman, House Professional Licensure Committee
Honorable Clarence D. Bell, Chairman, Senate Consumer Protection & Professional Licensure Committee
Honorable Lisa M. Boscola, Minority Chairman, Senate Consumer Protection & Professional Licensure Committee
Honorable Kim Pizzigrilli, Secretary of the Commonwealth

Comments of the Independent Regulatory Review Commission

on

State Board of Funeral Directors Regulation No. 16A-482

Application Fees

May 17, 2001

We submit for your consideration the following objections and recommendations regarding this regulation. Each objection or recommendation includes a reference to the criteria in the Regulatory Review Act (71 P.S. § 745.5a(h) and (i)), which have not been met. The State Board of Funeral Directors (Board) must respond to these Comments when it submits the final-form regulation. If the final-form regulation is not delivered by April 16, 2003, the regulation will be deemed withdrawn.

1. Section 13.12. Fees. Reasonableness; Clarity.

There are two inconsistencies between the titles of the fees in this regulation and the supporting materials. These inconsistencies were also identified in the comments of the House Professional Licensure Committee.

First, the Board's description of the fees includes a fee for "Preceptor Registration or Change." However, the fee for "preceptor" is missing from the regulation. The regulation should identify the fee amount that applies to preceptor registration or change.

Second, the regulation includes a fee for "Address change without inspection." The fee report form indicates that this fee is also charged for other services including a change of director or name on an existing funeral establishment license. The fee title should indicate what other services the fee will apply to.