

<h1 style="text-align: center;">Regulatory Analysis Form</h1>		<b>This space for use by IRRC</b> RECEIVED 2001 MAR 23 AM 11:44 IRRC Number: 2181	
		(2) I.D. Number (Governor's Office Use) 16A-444	
(3) Short Title			
<b>Fees</b>			
(4) PA Code Cite  49 Pa. Code §29.13 49 Pa. Code §29.83		(5) Agency Contacts & Telephone Numbers  Primary Contact: <b>Roberta L. Silver, Counsel, State Board of Podiatry (717) 783-7200</b>  Secondary Contact: <b>Joyce McKeever, Deputy Chief Counsel, Department of State (717) 783-7200</b>	
(6) Type of Rulemaking (check one)  <input checked="" type="checkbox"/> Proposed Rulemaking <input type="checkbox"/> Final Order Adopting Regulation <input type="checkbox"/> Final Order, Proposed Rulemaking Omitted		(7) Is a 120-Day Emergency Certification Attached?  <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes: By the Attorney General <input type="checkbox"/> Yes: By the Governor	
(8) Briefly explain the regulation in clear and nontechnical language.  <p>The proposal would amend the fee schedule for the State Board of Podiatry by revising fees for the processing of applications for initial license, license by reciprocity, and approval of educational conference, as well as certification of licensure or scores and verification of license. The new fees are needed because the current fees established in 1989 and 1990 no longer reflect the cost of providing the enumerated services.</p> <p>The regulation further would amend the fee schedule by adding a fee for the processing of applications for authorization to perform radiological procedures once the applicant has taken the Podiatry Radiology Examination. The new fee is necessary to offset the identifiable costs incurred by the Board to review and process a request for Radiology authorization and defray a portion of the Board's administrative overhead. Unnecessary regulations regarding examination fees would be deleted, as well.</p>			
(9) State the statutory authority for the regulation and any relevant state or federal court decisions.  <p>The Board has authority to establish fees by regulations to cover its costs under Section 14 of the Podiatry Practice Act, Act of December 20, 1985, P.L. 384, No. 107, <u>as amended</u>, 63 P.S. §42.14.</p>			

## Regulatory Analysis Form

(10) Is the regulation mandated by any federal or state law or court order, or federal regulation? If yes, cite the specific law, case or regulation, and any deadlines for action.

**Yes. The Board is required by statute to adopt regulations setting fees. See Item No. 9 for the specific law.**

(11) Explain the compelling public interest that justifies the regulation. What is the problem it addresses?

**The enabling statute of the Board requires that the Board set fees by regulation so that revenues meet or exceed expenditures over a biennial period. The operating expenses of the Board are generally borne by the licensee population through biennial renewal revenue. Expenses related to services which are provided directly to individual licensees or applicants are excluded from general operating revenues so that only the licensee who uses a particular service pays for a service being provided to him or her. By this regulation, the cost of providing the service will be apportioned to users, rather than burdening the entire licensee population.**

(12) State the public health, safety, environmental or general welfare risks associated with nonregulation.

**Nonregulation could potentially adversely impact the fiscal integrity of the Board. If left unregulated, the costs of providing services would be borne by the general licensing population, some of whom did not or would not receive a benefit from the service.**

(13) Describe who will benefit from the regulation. (Quantify the benefits as completely as possible and approximate the number of people who will benefit.)

**The licensing population generally will benefit by having costs of services which are utilized by only a portion of the licensees or applicants paid by those actually receiving the service.**

## Regulatory Analysis Form

(14) Describe who will be adversely affected by the regulation. (Quantify the adverse effects as completely as possible and approximate the number of people who will be adversely affected.)

**The Board has identified no group of individuals or entities who will be adversely affected by the regulation. Applicants for services or licenses will be required to bear up-to-date costs of providing the services involved.**

(15) List the persons, groups or entities that will be required to comply with the regulation. (Approximate the number of people who will be required to comply.)

**See attached fee report forms.**

(16) Describe the communications with and input from the public in the development and drafting of the regulation. List the persons and/or groups who were involved, if applicable.

**These regulations do not place requirements on licensees concerning their conduct or compliance with state law regarding the performance of a licensing duty under licensing statutes. The regulation embodies the fees which capture the cost of providing the service an applicant or licensee requests. Therefore, the information requested in this item is not applicable.**

(17) Provide a specific estimate of the costs and/or savings to the regulated community associated with compliance, including any legal, accounting or consulting procedures which may be required.

**See attached fee report forms. Only those requesting the services will be affected. No legal, accounting or consulting procedures will be implicated in complying with the regulatory amendments.**

## Regulatory Analysis Form

(18) Provide a specific estimate of the costs and/or savings to local governments associated with compliance, including any legal, accounting or consulting procedures which may be required.

**Local governments would not be affected by this regulation.**

(19) Provide a specific estimate of the costs and/or savings to state government associated with the implementation of the regulation, including any legal, accounting, or consulting procedures which may be required.

**The Board will not incur an increase in administrative cost by implementing the regulation. Indeed, the regulatory amendments will permit the Board to recoup the costs of providing the enumerated services.**

## Regulatory Analysis Form

(20) In the table below, provide an estimate of the fiscal savings and costs associated with implementation and compliance for the regulated community, local government, and state government for the current year and five subsequent years.

	Current FY	FY +1	FY +2	FY +3	FY +4	FY +5
<b>SAVINGS:</b>	\$	\$	\$	\$	\$	\$
Regulated						
Local Government						
State Government						
<b>Total Savings</b>						
<b>COSTS:</b>						
Regulated	7,6650.50	7,6650.50	7,6650.50	7,6650.50	7,6650.50	7,6650.50
Local Government						
State Government						
<b>Total Costs</b>						
<b>REVENUE LOSSES:</b>	N/A	N/A	N/A	N/A	N/A	N/A
Regulated						
Local Government						
State Government						
<b>Total Revenue Losses</b>						

(20a) Explain how the cost estimates listed above were derived.

The cost estimates are based upon the number of persons which the Board estimates will avail themselves of the specified service over a fiscal year (one-half biennium) period multiplied by the savings or additional cost to the applicant for the services. See attached fee report forms for details.

## Regulatory Analysis Form

(20b) Provide the past three year expenditure history for programs affected by the regulation.

Program	FY -3	FY -2	FY -1	Current FY
See attached fee report forms				

(21) Using the cost-benefit information provided above, explain how the benefits of the regulation outweigh the adverse effects and costs.

**The amendments to the existing regulations will assure that the costs of providing the specified services to certain applicants and licensees will be borne by individuals who receive the service.**

(22) Describe the nonregulatory alternatives considered and the costs associated with those alternatives. Provide the reasons for their dismissal.

**No nonregulatory alternatives were considered because the Board's enabling statute requires the Board to promulgate regulations to establish fees or changes thereto.**

(23) Describe alternative regulatory schemes considered and the costs associated with those schemes. Provide the reasons for their dismissal.

**See No. 22 above.**

## Regulatory Analysis Form

(24) Are there any provisions that are more stringent than federal standards? If yes, identify the specific provisions and the compelling Pennsylvania interest that demands stronger regulation.

**No federal licensure standards apply.**

(25) How does this regulation compare with those of other states? Will the regulation put Pennsylvania at a competitive disadvantage with other states?

**See the Comparison of Podiatry Fees on page 9. It should be noted that Pennsylvania's fees are generally much less than surrounding states. However, the fees established by the regulation represent the Board's actual costs in providing the services requested.**

(26) Will the regulation affect existing or proposed regulations of the promulgating agency or other state agencies? If yes, explain and provide specific citations.

**This regulation will have no affect on other regulations of the Board or other agencies.**

(27) Will any public hearings or informational meetings be scheduled? Please provide the dates, times, and locations, if available.

**The Board reviews its regulatory proposals at regularly scheduled public meetings bi-monthly. Meetings are held in the Board's offices at 116-124 Pine Street, Harrisburg, Pennsylvania. The meeting dates are posted on the internet at [www.dos.state.pa.us](http://www.dos.state.pa.us) and are available by calling the Board office at (717) 783-1400.**

## Regulatory Analysis Form

(28) Will the regulation change existing reporting, record keeping, or other paperwork requirements? Describe the changes and attach copies of forms or reports which will be required as a result of implementation, if available.

**No changes to reporting, record keeping or other paperwork is required by this regulation.**

(29) Please list any special provisions which have been developed to meet the particular needs of affected groups or persons including, but not limited to, minorities, elderly, small businesses, and farmers.

**The Board has perceived no special needs of any subset of its licensees for whom special provisions should be made.**

(30) What is the anticipated effective date of the regulation; the date by which compliance with the regulation will be required; and the date by which any required permits, licenses or other approvals must be obtained?

**The regulation will be effective upon publication in the Pennsylvania Bulletin.**

(31) Provide the schedule for continual review of the regulation.

**The Board reviews its revenues and costs of its programs on a fiscal year and biennial basis.**



FEE COMPARISON							
PODIATRY							
bold = proposed	PA	NJ	NY	MD	OH	DE	
Renewal (biennial)	175	250	210 (tri)	750	305		
Initial License App	30	125(1)	345	575-750	257	25	
Reciprocal(or Endorsement)App	95	150(1)	n/a	750	350		
Rad Tech App	25		thru Bd. Of H.th	n/a	thru Bd of Hlth		
Temp/Limited Permit			105	50	n/a		
C.E. Program App	75			0	n/a		
Dup. Lic.	5		10	25	35		
Certification of Lic	25		20	55	35		
Verification of Lic	15		20	10	35		
Reinstatement/Restoration (in addition to other fee(s) due			n/a	200-750	100*		
Late Renewal Fee	\$5 per mo		\$10 per mo	25	50		
Reg. Corp. Name			90	50			
Fee to place on inactive *after 1 year	0		0	150 + 25 annually	emeritus-\$100		
Unable to contact DE for information about Pd. Previous contact for other prof. revealed that fees are set by Agency head depending on needs at beg. of fiscal year.							

FACE SHEET  
FOR FILING DOCUMENTS  
WITH THE LEGISLATIVE REFERENCE BUREAU

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(Pursuant to Commonwealth Documents Law)

LEGISLATIVE COUNCIL  
REVIEW COMMISSION

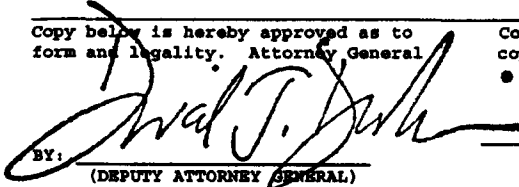
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# 2181

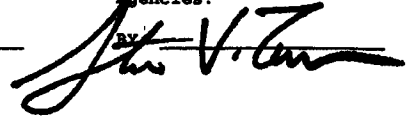
Copy below is hereby approved as to form and legality. Attorney General

Copy below is hereby certified to be a true and correct copy of a document issued, prescribed or promulgated by:

Copy below is approved as to form and legality. Executive or Independent Agencies.

BY:   
(DEPUTY ATTORNEY GENERAL)

State Board of Podiatry  
(AGENCY)

BY: 

FEB 13 2001

DATE OF APPROVAL

DOCUMENT/FISCAL NOTE NO. 16A-444

DATE OF ADOPTION:

2/7/01

DATE OF APPROVAL

BY:

  
Jeffrey S. Gerland, D.P.M.

(Deputy General Counsel  
(Chief Counsel,  
Independent Agency  
(Strike inapplicable  
title)

TITLE:

Chairman

(EXECUTIVE OFFICER, CHAIRMAN OR SECRETARY)

[ ] Check if applicable  
Copy not approved.  
Objections attached.

[ ] Check if applicable. No Attorney General approval or objection within 30 day after submission.

NOTICE OF PROPOSED RULEMAKING  
COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS  
STATE BOARD OF PODIATRY  
49 PA. CODE, CHAPTER 29  
FEES

The State Board of Podiatry ("Board") proposes to amend 49 Pa. Code §29.13 and §29.83 as set forth in Annex A, by revising those fees which are not related to license renewals but rather to applications and specific services so as to accurately reflect the cost of processing applications and providing services, and by omitting reference to the examination fees for the national licensing examination and podiatry radiology examination.

A. Effective Date

The amendments would be effective upon publication of the final form regulations in the Pennsylvania Bulletin.

B. Statutory Authority

The amendments are authorized under Section 14 of the Podiatry Practice Act, Act of December 20, 1985, P.L. 384, No. 107, as amended, 63 P.S. §42.14.

C. Background and Purpose

Section 14 of the Podiatry Practice Act requires the Board to set fees by regulation so that revenues meet or exceed expenditures over a biennial period. General operating expenses of the Board are funded through biennial license renewal fees. Expenses related to applications or services which are provided directly to individual licensees or applicants are excluded from general operating revenues and are funded through fees in which the cost of providing the service forms the basis for the fee.

In a recent systems audit of the operations of the Board within the Bureau of Professional and Occupational Affairs, the fees for services for licensees and applicants were analyzed to determine if the fees reflected the actual cost of providing the services. Actual cost calculations are based upon the following formula:

Number of minutes to perform the function

x

Pay rate for the classification of the personnel performing the function

+

A proportionate share of administrative overhead

As a result of the audit, the Board proposes to increase four (4) existing fees, to decrease one

(1) fee and to add one (1) additional fee. The analysis determined that current fees do not accurately reflect the actual cost of processing applications and providing other services.

In this proposal, fees for the services identified would be adjusted to allocate costs to those who use the service or submit an application. The Board would continue to apportion its enforcement and operating costs to the general licensing population when the Board makes its biennial reconciliation of revenues and expenditures.

### **Administrative Overhead**

During reviews of other Bureau proposed fee regulations, IRRC requested that the Bureau and the Boards: (1) itemize the overhead cost to be recouped by the fees; and (2) re-examine the method that is used to determine the administrative overhead factor for each fee.

IRRC commented that although the Bureau's method was reasonable, there was no assurance that the fees would recover the actual overhead cost because the charge was not related to the service, and because the charge was based on the actual rather than the projected expenditures. IRRC also commented that there was no certainty that the projected revenues would meet or exceed projected expenditures, as required under the Board's enabling statutes.

In computing overhead charges, the Boards and the Bureau include expenses resulting from service of support staff operations, equipment, technology initiatives or upgrades, leased office space and other sources not directly attributable to a specific Board. Once determined, the Bureau's total administrative charge is apportioned to each Board based upon that Board's share of the total active licensee population. In turn, the Board's administrative charge is divided by the number of active licensees to calculate a "per application" charge which is added to direct personnel cost to establish the cost of processing. The administrative charge is consistently applied to every application regardless of how much time the staff spends processing the application.

This method of calculating administrative overhead to be apportioned to fees for services was first included in the biennial reconciliation of fees and expenses conducted in 1988-89. In accordance with the regulatory review, the method was approved by the Senate and House Standing Committees and IRRC as reasonable and consistent with the legislative intent of statutory provisions which require the Board to establish fees which meet or exceed expenses.

IRRC suggested that within each Board, the administrative charge should be determined by the amount of time required to process each application. For example, an application requiring one-half hour of processing time would pay one-half as much overhead charge as an application requiring one hour of processing time. The Bureau concurs with IRRC that by adopting this methodology the Bureau and the Boards would more nearly and accurately accomplish their objective of setting fees

that cover the cost of the service. Therefore, in accordance with IRRC's suggestions, the Bureau conducted a test to compare the resulting overhead charges obtained by applying IRRC's suggested time factor versus the current method.

This review of Board operations showed that approximately 25% of staff time was devoted to providing services described in the regulations. The current method recouped 22% to 28% of the administrative overhead charges versus the 25% recouped using a ratio-based time factor. However, when the time factor is combined with the licensing population for each Board, the resulting fees vary widely even though different licensees may receive the same services. For example, using the time-factor method to issue a verification of licensure would cost \$34.58 for a landscape architect as compared with a cost of \$10.18 for a cosmetologist. Conversely, under the Bureau method the administrative overhead charge of \$9.76 represents the cost of processing a verification application for all licensees in the Bureau. Also, the Bureau found that employing a time factor in the computation of administrative overhead would result in a different amount of overhead charge being made for each fee proposed.

With regard to IRRC's suggestions concerning projected versus actual expenses, the Boards note that the computation of projected expenditures based on amounts actually expended has been the basis for biennial reconciliations for the past ten years. During these five biennial cycles, the experience of both the Boards and the Bureau has been that using established and verifiable data which can be substantiated by collective bargaining agreements, pay scales and cost benefit factors, provides a reliable basis for fees. Also, the fees are kept at a minimum for licensees, but appear adequate to sustain the operations of the Boards over an extended period. Similarly, accounting, record keeping and swift processing of applications, renewals and other fees were the primary basis for "rounding up" the actual costs to establish a fee. This rounding up process has in effect resulted in the necessary but minimal cushion or surplus to accommodate unexpected needs and expenditures.

In the past, questions have arisen as to the difference between certification and verification fees. The certification of a score is made at the request of a licensee when the licensee is seeking to obtain licensure in another state based upon licensure in Pennsylvania which was issued on the basis of a uniform national or regional examination which was taken in Pennsylvania. Generally, the state of original licensure is the only source of the score of the licensee, as testing agencies do not maintain this information. The licensure laws of many states include provisions that licensure by reciprocity or endorsement based on licensure in another state will be granted only if the board or agency determines that the qualifications are the same or substantially similar. Many state agencies have interpreted this provision to require that licensees have attained a score equal to or exceeding the passing rate in that jurisdiction at the time of original licensure. For this reason, these states require that the Pennsylvania Board and other Board's certify the examination score the applicant achieved on the licensure examination.

The difference between the verification and certification fees is the amount of time required to produce the document requested by the licensee. As noted above, states request different information when making a determination as to whether to grant licensure based on reciprocity or endorsement from another state. The Bureau has been able to create two documents from its records that will meet all of the needs of the requesting state. The licensee, when she applies to the other state, receives information as to what documentation and form is acceptable in the requesting state. The Bureau then advises the licensee of the type of document the Bureau can provide and the fee.

In the case of a "verification", the staff produces the requested documentation by a letter, usually computer-generated, which contains the license number, date of original issuance and current expiration date, and status of the license. The letters are printed for the Bureau's central computer records and sent to the Board staff responsible for handling the licensee's application. The letters are sealed, folded and mailed in accordance with the directions of the requestor. The Bureau estimates the average time to prepare this document to be five minutes.

The Bureau uses the term "certification fee" to describe the fee for a request for a document, again generally to support reciprocity or endorsement applications to other states, territories, or countries, or for employment or training in another state. A certification document contains information specific to the individual requestor. It may include dates or locations where examinations were taken, or scores achieved or hours and location of training. The information is entered onto a document which is usually supplied by the requestor. The average time to prepare a certification is 45 minutes. This is because a number of resources, such as files, microfilm and rosters must be retrieved and consulted in order to provide the information requested. The Board staff then seals and issues this document.

The Board is also taking this opportunity to eliminate references to the National Board of Podiatric Medical Examiners examination fee over which the Board has no control or involvement. Currently, candidates take the National Board examination and the PM Lexis examination sequentially. Both examinations are recognized uniform examinations used throughout the United States. The General Assembly has indicated its preference for the recognition of national uniform examinations and grading services in accordance with Section 812.1 of the Administrative Code of 1929, Act of April 9, 1929, P.L. 177, as amended, 71 P.S. §279.3a. The fee for the examination is established by the national examiner and communicated directly to the applicants. Applicants for the exam pay the examination fee directly to the national examiner. Thus, it is unnecessary and impractical for the Board to continue to publish the national examiner's examination fee in the Board's regulations. Therefore, the Board is eliminating reference to the examination fee. Moreover, since examination fees are no longer established by the Board, Sections 4, 8 and 14 of the Podiatry Practice Act are inapplicable as to national uniform examinations.

In addition, the Board is also taking this opportunity to eliminate references to the

examination fee for the Podiatry Radiology examination over which the Board has no control or involvement. A person may, within the practice of podiatric medicine, perform radiologic procedures on the premises of a podiatrist and under the direct supervision of the podiatrist if the person has passed an examination approved and administered by the Board. 49 Pa. Code §29.82(a)(3). Recently, through a competitive bidding process, the Board has contracted with Professional Credential Service (PCS) to develop and administer the Podiatry Radiology examination for a period of five years, beginning September 1, 2000. The examination is administered twice a year. During the past year, thirty-three candidates have take the examination. Candidates for the exam pay the examination fee directly to PCS. Because this contract has been secured by PCS through a competitive bidding process, it is unnecessary and impractical for the Board to continue to publish the fee for this examination in the Board's regulations. Therefore, the Board is eliminating reference to the examination fee.

The Board, moreover, proposes a new fee which will be charged to all applicants who take the radiology technician examination. This fee, which will be charged only once per applicant, is in addition to the examination fee and will be paid directly to PCS prior to the applicant taking the examination. This proposed fee, which will be forwarded back to the Bureau, will cover the administrative costs to the Bureau of providing an authorization form permitting each person who passes the examination to perform radiologic procedures on the premises of a podiatrist and under the direct supervision of a podiatrist. It is presumed that any applicant who fails the examination will retake the examination until he/she passes and that this "one-time only" fee will be applied toward the authorization form subsequent to the applicant passing the examination.

**D. Description of Proposed Amendments**

The following table outlines the affected application fees, proposed changes and date the indicated fee was last changed:

<b>FeeType</b>	<b>Current Fee</b>	<b>Effective Date</b>	<b>Proposed Fee</b>
<b>1. Initial License</b>	<b>25.00</b>	<b>03/17/90</b>	<b>30.00</b>
<b>2. License By Reciprocity</b>	<b>105.00</b>	<b>02/18/89</b>	<b>95.00</b>
<b>3. Application For Approval of Educational Conference</b>	<b>50.00</b>	<b>02/18/89</b>	<b>75.00</b>
<b>4. Certification of Licensure or Scores</b>	<b>15.00</b>	<b>02/18/89</b>	<b>25.00</b>
<b>5. Verification of License</b>	<b>10.00</b>	<b>02/18/89</b>	<b>15.00</b>
<b>6. Application for Authorization to Perform Radiologic Procedures</b>	<b>0.00</b>		<b>25.00</b>

**E. Compliance with Executive Order 1996-1**

In accordance with the requirements of Executive Order 1996-1 (February 6, 1996), in drafting and promulgating the regulation the Board considered the least restrictive alternative to regulate costs for services requested by licensees and applicants.

**F. Fiscal Impact and Paperwork Requirements**

The proposed amendments will have no adverse fiscal impact on the Commonwealth or its political subdivisions. The fees will have a modest fiscal impact on those members of the private sector who apply for services from the Board. The amendments will impose no additional paperwork requirements upon the Commonwealth, political subdivisions or the private sector.

**G. Sunset Date**

The Board continuously monitors the cost effectiveness of its regulation. Therefore, no sunset date has been assigned.



H. Regulatory Review

Pursuant to Section 5(a) of the Regulatory Review Act, the Act of June 30, 1989 (P.L. 73, No. 19), as amended, 71 P.S. §745.5(a), the Board submitted a copy of this proposed regulation on 3/23/01, to the Independent Regulatory Review Commission ("Commission") and the Chairmen of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee ("Committees"). In addition to submitting the regulation, the Board has provided the Commission and the Committees with a copy of a detailed regulatory analysis form prepared by the Board in compliance with Executive Order 1996-1, "Regulatory Review and Promulgation". A copy of this material is available to the public upon request.

Pursuant to Section 5(g) of the Regulatory Review Act, if the Commission has any objections to any portion of the proposed regulation, it will notify the Board within 10 days of the close of the Committees' review period. Such notification shall specify the regulatory review criteria which have not been met by that portion. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the regulation, by the Board, the General Assembly and the Governor, of objections raised.

I. Public Comment

Interested persons are invited to submit written comments, suggestions or objections regarding the proposed amendments to Roberta L. Silver, Counsel, State Board of Podiatry, 116 Pine Street, Post Office Box 2649, Harrisburg, Pennsylvania 17105-2649, within 30 days of publication of this proposed rulemaking. Please reference No.16A-444 (Fees), when submitting comments.

ANNEX A  
TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS  
PART I. DEPARTMENT OF STATE  
SUBPART A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS  
CHAPTER 29. STATE BOARD OF PODIATRY  
SUBCHAPTER A. FEES

\* \* \*

**§29.12. Adoption of National Board Examination.**

(a) The Board adopts as part of its examination the [National Board Examination] examination given by the National Board of Podiatric Medical Examiners. Candidates who have passed this examination under the standards set forth in Section 8 of the act (63 P.S. §42.8) will be considered as having passed this portion of the Board's examination.

(b) Applicants who have passed the National Board will be permitted to take the [State portion of the] PM Lexis examination or an examination given by its current provider or successor provided they meet the other requirements for examination imposed by the act or by this chapter.

(c) The State Board of Podiatry has adopted nationally recognized examinations for both of the above examinations. Fees are established by the national owners/providers of the examinations. Candidates for examination shall obtain applications directly from the provider and pay the fee for the examination directly to the provider.

**§29.13. Fees.** (a) The schedule of fees charged by the Board is as follows:

[Examination or reexamination.....	\$345
Effective June 1996.....	\$395]
Initial License.....	[\$ 25] \$30
Biennial renewal of license.....	\$175
License by reciprocity.....	[\$105] \$95
Branch office certificate.....	\$ 20
Application for approval of educational conference.....	[\$ 50] \$75
Certification of licensure or scores.....	[\$ 15] \$25
Verification of licensure.....	[\$ 10] \$15
<u>Application for authorization to perform radiologic procedures.....</u>	<u>\$25</u>

[(b) Fees for examination or reexamination and initial license shall accompany the application. Refunds of fees for examination or reexamination and initial license shall be as specified in the application for examination.]

(b) [Other] Fees shall accompany applications and be made payable to the "Commonwealth of Pennsylvania" by personal check or money order. These fees will not be refunded.

\* \* \*

#### SUBCHAPTER B. EXAMINATIONS

\* \* \*

#### **§29.83. Examinations.**

(a) An examination in radiology shall cover the subjects of anatomy, physiology and physics for technicians and radiographers, with emphasis being placed on the scope of the practice of podiatric medicine.

(b) Applications for examination shall be completed on forms furnished by the Board and submitted at least 60 days prior to the scheduled date of the examination [to the State Board of Podiatry, Post Office Box 2649, Harrisburg, Pennsylvania 17105-2649.] to the address indicated on the application materials with the fee as required by the examination administrator.

[(c) The fee for examination is \$87.]



COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS  
STATE BOARD OF PODIATRY

LEGAL OFFICE  
Counsel Division  
(717) 783-7200  
FAX: (717) 787-0251

116 PINE STREET  
P.O. BOX 2649  
HARRISBURG, PA  
17105-2649

March 23, 2001

The Honorable John R. McGinley, Chairman  
INDEPENDENT REGULATORY REVIEW COMMISSION  
14th Floor, Harrisburg 2  
333 Market Street  
Harrisburg, PA 17120

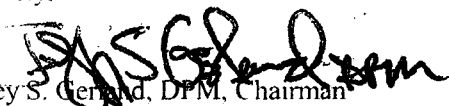
**RE: Proposed Regulations of the State Board of Podiatry  
Pertaining to Fees (16A-444)**

Dear Chairman McGinley:

Enclosed is a copy of a proposed rulemaking package of the State Board of Podiatry.

The State Board of Podiatry, as always, will be pleased to provide your committee with any assistance it may require during the course of its review of this regulation.

Sincerely,

  
Jeffrey S. Germond, DPM, Chairman  
State Board of Podiatry

JSG/RLS/dn

c: John T. Henderson, Jr., Chief Counsel  
Department of State  
Albert H. Masland, Commissioner  
Bureau of Professional and Occupational Affairs  
Joyce McKeever, Deputy Chief Counsel  
Department of State  
Gerald S. Smith, Senior Counsel in Charge  
Bureau of Professional and Occupational Affairs  
Roberta L. Silver, Counsel  
State Board of Podiatry  
State Board of Podiatry

TRANSMITTAL SHEET FOR REGULATIONS SUBJECT TO THE  
REGULATORY REVIEW ACT

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REGULATORY  
REVIEW COMMISSION

I.D. NUMBER: 16A-444  
SUBJECT: State Board of Podiatry - Fees  
AGENCY: DEPARTMENT OF STATE

TYPE OF REGULATION

- X Proposed Regulation  
Final Regulation  
Final Regulation with Notice of Proposed Rulemaking Omitted  
120-day Emergency Certification of the Attorney General  
120-day Emergency Certification of the Governor  
Delivery of Tolled Regulation  
a. With Revisions b. Without Revisions

FILING OF REGULATION

DATE	SIGNATURE	DESIGNATION
3-23-01	Lonia Clark	HOUSE COMMITTEE ON PROFESSIONAL LICENSURE
	Tami Tarasi 3-23-01	SENATE COMMITTEE ON CONSUMER PROTECTION & PROFESSIONAL LICENSURE
3/23/01	Steph F. Hoffm	INDEPENDENT REGULATORY REVIEW COMMISSION
		ATTORNEY GENERAL
3/23/01	C. Lee - Brown	LEGISLATIVE REFERENCE BUREAU

February 15, 2001