

Regulatory Analysis Form

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REVIEW COMMISSION

(1) Agency

Department of State, Bureau of Professional and
Occupational Affairs, State Board of Medicine

(2) I.D. Number (Governor's Office Use)

16A-4910

IRRC Number: 0182

(3) Short Title
Fees

(4) PA Code Cite

49 Pa. Code §§ 16.13, 16.13a,
16.17, 18.303

(5) Agency Contacts & Telephone Numbers

Primary Contact: Amy L. Nelson, Counsel;
Gerald S. Smith, Senior Counsel, State Board of
Medicine (717) 783-7200

Secondary Contact: Joyce McKeever, Deputy Chief
Counsel, Department of State (717) 783-
7200

(6) Type of Rulemaking (check one)

☐ Proposed Rulemaking
☒ Final Order Adopting Regulation
☐ Final Order, Proposed Rulemaking
Omitted

(7) Is a 120-Day Emergency Certification
Attached?

☒ No
☐ Yes: By the Attorney General
☐ Yes: By the Governor

(8) Briefly explain the regulation in clear and nontechnical language.

The regulation amends the fee schedule for the State Board of Medicine by revising fees for the processing of applications for the various licenses, certificates and permits issued by the Board, certification of scores and certification of license history. The new fees are needed because the current fees established in 1986, 1990, 1991, 1993 and 1996 no longer reflect the cost of providing the enumerated services.

(9) State the statutory authority for the regulation and any relevant state or federal court decisions.

The regulatory amendments are adopted under Section 6 of the Medical Practice Act, (63 P.S. § 422.6).

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 must pay 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 licensees 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 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 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 costs 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
SAVINGS:	\$ N/A	\$ N/A	\$ N/A	\$ N/A	\$ N/A	\$ N/A
Regulated Community						
Local Government						
State Government						
Total Savings						
COSTS:						
Regulated Community	96,100	96,100	96,100	96,100	96,100	96,100
Local Government						
State Government						
Total Costs						
REVENUE LOSSES:	N/A	N/A	N/A	N/A	N/A	N/A
Regulated Community						
Local Government						
State Government						
Total Revenue Losses						

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

The cost estimates are based upon the number of persons that 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 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 alternative regulatory schemes 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 Medical Fees for states contiguous to Pennsylvania 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 each month. Meetings are held in the Board's offices at 116-124 Pine Street, Harrisburg, Pennsylvania. The meeting dates are posted on the internet 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.

COMPARISON OF MEDICAL FEES

FEE COMPARISON						
MEDICAL						
bold = proposed	PA	NJ	NY(1)	MD	OH	DE(2)
Biennial renewal fee	125	160 to 565	330(tri)	150 to 525	275	204(pro-rated)
Unrestricted MD Lic/Accred. Sch.	35	325*	735(1a)	790	335	see note 2
Unrestricted MD Lic/Non-Accred. Sch.	85	325*	same	890	335	
Extraterritorial Lic	30					
Grad Lic/Accred. Sch	30	50		100	75 if unlic. In OH	
Grad Lic/Non-Accred. Sch	85			100	75 if unlic. In OH	
Temp Lic	45(if intv. req'd)	50 to 80	70-105	300	125	
Interim Lic	30			300	125	
Midwife	30	165	295	n/a	100	
Phys Asst	30	125 app + renewal fee	115	450	100	
Reg/Phys. Supv.	35			200	75	
Each Add'l Supv	5			100	25	
Satellite Location	25					
Acupuncture Reg	30		750	450	new-regs not final	
Acupuncture Supv. Reg	30				new-regs not final	
Inactive Status	0			50		
Resp. Care Temp. Permit	30	40	70	150	20	
Resp. Care Init. Cert	30	125	270	150	30-75(pro-rated)	
Rad Tech App	25					
Certify Scores/License/Permit	25	-		n/a		
Verify License/Permit/Reg/Cert	15	-		50		
Late fee (any application)	\$5/per mo	\$100 (after 30 days)	50	50	15-120	
Reinstatement Fee		100 to 175		325 to 650		
Dup. Lic. Fee	5	50				
Name and/or Addr Change w/Dup Lic		50				
Failure to notify of name/addr change				50		
*does not include registration fee of \$240 due at time of licensure.						
(1)NY not req'd to be financially self-sufficient.						
(1a) includes 1st yr registration fee						
(2)DE has \$25 app fee-renewal fees						
est. by Dir-Dept. of Prof. Regulation						
prior to start of each cycle.						

08/13/2001

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FACE SHEET
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REVIEW COMMISSION

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BY: _____
(DEPUTY ATTORNEY GENERAL)

State Board of Medicine
(AGENCY)

DOCUMENT/FISCAL NOTE NO. 16A-4910

DATE OF ADOPTION:

BY: _____
Charles D. Runner, Jr., M.D.

BY: _____
John V. Turner

DATE OF APPROVAL

DATE OF APPROVAL

9/18/01
(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 FINAL RULEMAKING
COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS
STATE BOARD OF MEDICINE
49 PA. CODE, CHAPTER 16
Licensure, Certification, Examination and Registration Fees

The State Board of Medicine ("Board") amends its regulations at 49 Pa. Code §§ 16.13, 16.13a, 16.17 and 18.303, (pertaining to fees) by revising certain application fees as set forth in Annex A.

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 6 of the Medical Practice Act, Act of December 20, 1985, P.L. 457, No. 112, as amended, 63 P.S. § 422.6, which directs the Board to establish fees by regulation. That same provision requires the Board to increase fees to meet or exceed projected expenditures if the revenues are not sufficient to meet expenditures over a two-year period.

C. Background and Purpose

Section 6 of the Medical Practice Act, 63 P.S. § 422.6, 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.

A recent systems audit of the operations of the Board within the Bureau of Professional and Occupational Affairs determined that current application and service fees do not accurately reflect the actual cost of processing applications and providing other services.

In this amendment, 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.

The regulation also consolidates all fees under one section and eliminates references to nationally established examination fees over which the Board has no control or involvement.

D. Summary of Comments and Responses to Proposed Rulemaking

Proposed rulemaking was published at 31 Pa.B. 2181 (April 21, 2001) followed by a 30-day public comment period. The Board did not receive any comments from the general public or the Senate Consumer Protection and Professional Licensure Committee (SCP/PLC). However, the Board received a report from the House Professional Licensure Committee (HPLC) and the Independent Regulatory Review Commission (IRRC).

The HPLC and IRRC noted that, according to Annex A, the fee for biennial renewal as a drugless therapist appeared to increase from \$25.00 to \$35.00 and the fee for annual renewal of a graduate license appeared to increase from \$10.00 to \$15.00, although these increases were not shown in the Description of Proposed Amendments in the proposed rulemaking.

The amended regulations do not increase these fees. Rather, the Annex contained typographical errors in the portion of the regulation being deleted by the amendment. Currently, the fee for biennial renewal as a drugless therapist is \$35.00 and the fee for annual renewal of a graduate license is \$15.00.

The HPLC and IRRC also noted that the \$5.00 fee for registration of additional physician assistant supervisors appeared to be a new fee, but was not listed as such in the Description of Proposed Amendments in the regulation package. This was an error; it should have been listed as a new fee. As noted in the fee report form, the current fee for registration of physician assistant supervisors will be reduced from \$55.00 to \$35.00, and the fee for additional physician assistant supervisors (beyond the one substitute included on the application form), will be \$5.00 each. The \$5.00 charge will cover the cost of staff time necessary to verify the licensure status of the proposed supervisor, verify the fee, enter the information into the computer system and issue an approval letter.

E. Compliance with Executive Order 1996-1

In accordance with the requirements of Executive Order 1996-1, 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 amended regulation 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, its 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, (71 P.S. § 745.5(a)), the Board submitted a copy of the proposed rulemaking, published at 31 Pa.B. 2181, to IRRC and the Chairmen of the HPLC and the SCP/PLC for review and comment. In addition to submitting the regulation, the Board has provided IRRC, the HPLC and the SCP/PLC 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.

In preparing these final-form regulations, the Board has considered the comments received from IRRC and the HPLC.

Under section 5.1(d) of the Regulatory Review Act (71 P.S. § 745.5a(d)), these final-form regulations were (deemed) approved by the HPLC and SCP/PLC on _____, 2001. IRRC met on _____, 2001, and (deemed) approved the amendments in accordance with section 5.1(e) of the Regulatory Review Act, (71 P.S. § 745.5a(e)).

I. Contact Person

Further information may be obtained by contacting Joanne Troutman, Board Administrator, State Board of Medicine, Post Office Box 2649, Harrisburg, Pennsylvania 17105-2649, 717-783-1400.

J. Findings

The Board finds that:

- (1) Public notice of the proposed rulemaking was given under sections 201 and 202 of the Act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202) and the regulations promulgated thereunder at 1 Pa. Code §§ 7.1 and 7.2.
- (2) A public comment period was provided as required by law and all

comments were considered.

- (3) These amendments do not enlarge the purpose of the proposed rulemaking published at 31 Pa.B. 2181.
- (4) These amendments are necessary and appropriate for administration and enforcement of the authorizing act identified in Part B of this Preamble.

K. Order

The Board, acting under its authorizing statute, orders that:

- (5) The regulations of the Board, 49 Pa. Code Chapter 16, are amended by amending § 16.13 to read as set forth in Annex A.
- (6) The Board shall submit this Order and Annex A to the Office of General Counsel and to the Office of the Attorney General as required by law.
- (7) The Board shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.
- (8) This order shall take effect upon publication in the Pennsylvania Bulletin.

Charles D. Hummer, Jr., M.D.
Chairman

ANNEX A
TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS
PART I. DEPARTMENT OF STATE
SUBPART A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS
CHAPTER 16. STATE BOARD OF MEDICINE
SUBCHAPTER B. GENERAL LICENSURE, CERTIFICATION
EXAMINATION AND REGISTRATION PROVISIONS

* * *

§ 16.13. Licensure, certification, examination and registration fees.

[(a) The examination fee for the December 1995 and following administrations of the USMLE Step 3 examination is \$375.

(b) The fee for a license without restriction for a graduate of an accredited medical college is \$20. The fee for a license without restriction for a graduate of an unaccredited medical college is \$80. The biennial registration fee for a license without restriction is \$125.

(c) The fee for an institutional license is \$35.

(d) The fee for an extraterritorial license is \$10. The biennial registration fee for an extraterritorial license is \$80.

(e) The fee for a graduate license for a graduate of an accredited medical college is \$15. The fee for a graduate license for a graduate of an unaccredited medical college is \$80. The fee to renew a graduate license is \$15.

(f) The fee for a temporary license is \$35.

(g) The fee for an interim limited license is \$10. The fee to renew an interim limited license is \$10.

(h) The fee for a midwife license is \$20. The biennial registration fee for a midwife license is \$40.

(i) The fee for a physician assistant certificate is \$15. The biennial registration fee for a physician assistant certificate is \$40.

(j) The fee for registration as a supervising physician of a physician assistant is \$15.

(k) The fee for registration as a physician assistant supervisor of a physician assistant is \$55.

- (l) The application fee for satellite location approval is \$45.
- (m) The fee for an acupuncturist registration is \$15. The biennial registration fee for an acupuncturist registration is \$40.
- (n) The fee for an acupuncturist supervisor registration is \$15.
- (o) The biennial registration fee for a drugless therapist license is \$35.
- (p) The biennial registration fee for a limited license--permanent--is \$25.
- (q) There is no initial registration fee for a license, certificate or registration subject to biennial registration requirements.
- (r) The fees for examination in radiologic procedures are listed in this subsection.
 - (1) The fee for the ARRT Examination in Radiography is \$30.
 - (2) The fee for the ARRT Examination in Radiation Therapy Technology is \$30.
 - (3) The fee for the ARRT Examination in Nuclear Medicine Technology is \$30.
 - (4) The fee for the ARRT Limited Examinations in Radiography is \$35. Study material may be purchased from the Board for \$21.
 - (5) The fee for the ARRT Limited Examination in Radiography--Skull and Sinuses is \$35.
- (s) The fee for SPEX (Special Purpose Examination) is \$550.]

(a) Medical Doctor License:

License Without Restriction:

<u>Application, graduate of accredited medical college</u>	<u>\$35</u>
<u>Application, graduate of unaccredited medical college</u>	<u>\$85</u>
<u>Biennial renewal</u>	<u>\$125</u>

Extraterritorial License:

<u>Application</u>	<u>\$30</u>
<u>Biennial renewal</u>	<u>\$80</u>

Graduate License:

<u>Application, graduate of accredited medical college</u>	<u>\$30</u>
<u>Application, graduate of unaccredited medical college</u>	<u>\$85</u>
<u>Annual renewal</u>	<u>\$15</u>

Interim Limited License:

<u>Application</u>	<u>\$30</u>
<u>Biennial renewal</u>	<u>\$10</u>

Miscellaneous:

<u>Application, institutional license</u>	<u>\$35</u>
<u>Application, temporary license</u>	<u>\$45</u>
<u>Biennial renewal, limited license (permanent)</u>	<u>\$25</u>

(b) Midwife License:

<u>Application</u>	<u>\$30</u>
<u>Biennial renewal</u>	<u>\$40</u>

(c) Physician Assistant Certificate:

<u>Application</u>	<u>\$30</u>
<u>Biennial renewal</u>	<u>\$40</u>
<u>Registration, physician assistant supervisor</u>	<u>\$35</u>
<u>Registration of additional supervisors</u>	<u>\$ 5</u>
<u>Satellite location approval</u>	<u>\$25</u>

(d) Acupuncturist Registration:

<u>Application</u>	<u>\$30</u>
<u>Biennial renewal</u>	<u>\$40</u>
<u>Registration, acupuncture supervisor</u>	<u>\$30</u>

(e) Drugless Therapist License:

<u>Biennial renewal</u>	<u>\$35</u>
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(f) Radiology Technician:

<u>Application for examination</u>	<u>\$25</u>
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(g) Respiratory Care Practitioner Certificate:

<u>Application, temporary permit</u>	<u>\$30</u>
<u>Application, initial certification</u>	<u>\$30</u>
<u>Biennial renewal</u>	<u>\$25</u>

(h) Verification or Certification:

<u>Verification of status</u>	<u>\$15</u>
<u>Certification of records</u>	<u>\$25</u>

Examination Fees:

The State Board of Medicine has adopted nationally recognized examinations in each licensing class. Fees are established by the national owners/providers of the examinations and are indicated in the examination applications.

* * *

§ 16.13a. [Temporary waiver of biennial registration fees.] Reserved.

[Biennial registration fees in §16.13 (relating to licensure, certification, examination and registration fees) are waived until the expiration of the 1987-88 biennial registration period.]

* * *

§ 16.17. Certification of license, certificate or registration status.

(a) The status of a license, certificate or registration issued by the Board will be certified by the Board to other jurisdictions or persons upon formal application and payment of [\$10.] the fee indicated under § 16.13.

(b) A person who is licensed, certified or registered by the Board who seeks a license, certificate or registration in another jurisdiction or country, may be required to arrange for the Board to provide certain information to the licensing authority in the other jurisdiction by the Board completing a document and then forwarding the document to the other licensing authority. In that case, the document shall be completed prior to being submitted to the Board with the exception of the portion to be completed by the Board. It shall then be forwarded to the Board with the request that it be completed and forwarded to the licensing authority in the other jurisdiction.

(c) A request to certify the status of a person's license, certificate or registration or information regarding a person's license, certificate or registration status shall be forwarded to the Board, accompanied by [a] the fee [of \$10] indicated under §16.13 in the form of a certified check, cashier's check, money order or personal check payable to the Commonwealth of Pennsylvania.

* * *

§ 18.303. [Fees.] Reserved.

[The following is the schedule of fees charged by the Board:

- | | | |
|-----|-----------------------------------------|-------|
| (1) | Temporary permit | \$15 |
| (2) | Initial certification | \$15 |
| (3) | Certification examination | \$90 |
| | (Effective 7-96) | \$100 |
| (4) | Re-examination | \$60 |
| (5) | Biennial renewal of certification | \$25] |



PROPOSED RULEMAKING

STATE BOARD OF MEDICINE

[49 PA. CODE CHS. 16 AND 18]

Licensure, Certification, Examination and Registration Fees

[31 Pa.B. 2181]

The State Board of Medicine (Board) proposes to amend §§ 16.13, 16.13a, 16.17 and 18.303, by revising certain application fees to read as set forth in Annex A.

A. *Effective Date*

The proposed amendments will be effective upon publication of the final-form regulations in the *Pennsylvania Bulletin*.

B. *Statutory Authority*

The proposed amendments are authorized under section 6 of the Medical Practice Act (act) (63 P. S. § 422.6).

C. *Background and Purpose*

Section 6 of the 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:

$$\begin{array}{c}
 \text{Number of minutes to perform the function} \\
 \times \\
 \text{Pay rate for the classification of the personnel performing the function} \\
 + \\
 \text{A proportionate share of administrative overhead}
 \end{array}$$

As a result of the audit, the Board proposes to increase 16 existing fees and to decrease 2 fees. 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.

The Board is also taking this opportunity to consolidate its fees under one section. The Board is also eliminating references to Nationally established examination fees over which the Board has no control or involvement.

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 (71 P. S. § 279.3a). Over the past several years, National uniform examinations have been developed for every category of license the Board issues. The fees for the examinations are established by the National examiners and communicated directly to the applicants. Applicants for these exams pay the examination fees directly to National examiners. Thus, it is unnecessary and impractical for the Board to continue to publish the National examiners' examination fees in the Board's regulations. Since examination fees are no longer established by the Board, section 6 of the act is inapplicable as to national uniform examinations. Thus, the Board is eliminating reference to these examination fees.

D. Description of Proposed Amendments

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

Fee Type	Current Fee	Effective Date	Proposed Fee
1. Application, License w/o Restriction: accredited school (MD)	\$20.00	12/31/86	\$35.00
2. Application, License w/o Restriction: non-accredited school (MD)	\$80.00	01/19/91	\$85.00
3. Application, Extraterritorial License (XT)	\$10.00	12/31/86	\$30.00
4. Application, Graduate License: accredited college (MT)	\$15.00	12/31/86	\$30.00
5. Application, Graduate License: non-accredited college (MT)	\$80.00	01/19/91	\$85.00
6. Application, Temporary License	\$35.00	12/31/86	\$45.00
7. Application, Interim Limited License (ML)	\$10.00	12/31/86	\$30.00
8. Application, Midwife License (MW)	\$20.00	12/31/86	\$30.00
9. Application, Physician Assistant Certificate (PA)	\$15.00	12/31/86	\$30.00
10. Registration, Physician Assistant Supervisor (MX)	\$55.00	12/31/86	\$35.00
11. Application, Satellite Location	\$45.00	08/14/93	\$25.00
12. Acupuncture Registration (AK)	\$15.00	08/14/93	\$30.00

13. Acupuncture Supervisor Registration (MK)	\$15.00	08/14/93	\$30.00
14. Resp. Care Temp. Permit	\$15.00	11/16/96	\$30.00
15. Resp. Care Initial Cert. (YM)	\$15.00	11/16/96	\$30.00
16. Radiology Exam App.	\$0.00		\$25.00
17. Certification of License, Scores, Permit, Registration	\$0.00		\$25.00
18. Verification of License, Registration, Certificate, Permit	\$10.00	06/23/90	\$15.00

E. Compliance with Executive Order 1996-1

In accordance with Executive Order 1996-1 (February 6, 1996), in drafting and promulgating this proposed rulemaking 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 regulations. Therefore, no sunset date has been assigned.

H. Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on March 27, 2001, the Board submitted a copy of these proposed amendments to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee (Committees). In addition to submitting the proposed amendments, the Board has provided IRRC 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.

Under section 5(g) of the Regulatory Review Act, if IRRC has objections to any portion of the proposed amendments, it will notify the Board within 10 days of the close of the Committees' review period. The 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 amendments, 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 Amy L. Nelson, Counsel, State Board of Medicine, 116 Pine Street, Post Office Box 2649, Harrisburg, PA 17105-2649, within 30 days of publication of this proposed rulemaking. Please reference No. 16A-4910 (Fees), when submitting comments.

CHARLES D. HUMMER, Jr., M.D.,
Chairperson

Fiscal Note: 16A-4910. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 16. STATE BOARD OF MEDICINE

Subchapter B. GENERAL LICENSURE, CERTIFICATION EXAMINATION AND REGISTRATION PROVISIONS

§ 16.13. Licensure, certification, examination and registration fees.

[(a) The examination fee for the December 1995, and following administrations of the USMLE Step 3 examination is \$375.

(b) The fee for a license without restriction for a graduate of an accredited medical college is \$20. The fee for a license without restriction for a graduate of an unaccredited medical college is \$80. The biennial registration fee for a license without restriction is \$125.

(c) The fee for an institutional license is \$35.

(d) The fee for an extraterritorial license is \$10. The biennial registration fee for an extraterritorial license is \$80.

(e) The fee for a graduate license for a graduate of an accredited medical college is \$15. The fee for a graduate license for a graduate of an unaccredited medical college is \$80. The fee to renew a graduate license is \$10.

(f) The fee for a temporary license is \$35.

(g) The fee for an interim limited license is \$10. The fee to renew an interim limited license is \$10.

(h) The fee for a midwife license is \$20. The biennial registration fee for a midwife license is \$40.

- (i) The fee for a physician assistant certificate is \$15. The biennial registration fee for a physician assistant certificate is \$40.
- (j) The fee for registration as a supervising physician of a physician assistant is \$15.
- (k) The fee for registration as a physician assistant supervisor of a physician assistant is \$55.
- (l) The application fee for satellite location approval is \$45.
- (m) The fee for an acupuncturist registration is \$15. The biennial registration fee for an acupuncturist registration is \$40.
- (n) The fee for an acupuncturist supervisor registration is \$15.
- (o) The biennial registration fee for a drugless therapist license is \$35.
- (p) The biennial registration fee for a limited license--permanent--is \$25.
- (q) There is no initial registration fee for a license, certificate or registration subject to biennial registration requirements.
- (r) The fees for examination in radiologic procedures are listed in this subsection.
 - (1) The fee for the ARRT Examination in Radiography is \$30.
 - (2) The fee for the ARRT Examination in Radiation Therapy Technology is \$30.
 - (3) The fee for the ARRT Examination in Nuclear Medicine Technology is \$30.
 - (4) The fee for the ARRT Limited Examinations in Radiography is \$35. Study material may be purchased from the Board for \$21.
 - (5) The fee for the ARRT Limited Examination in Radiography--Skull and Sinuses is \$35.
- (s) The fee for SPEX (Special Purpose Examination) is \$550.]

(a) **Medical Doctor License:**

License Without Restriction:

Application, graduate of accredited medical college	\$35
Application, graduate of unaccredited medical college	\$85
Biennial renewal	\$125

Extraterritorial License:

Application	\$30
Biennial renewal	\$80

Graduate License:

Application, graduate of accredited medical college	\$30
Application, graduate of unaccredited medical college	\$85
Annual renewal	\$15

Interim Limited License:

Application	\$30
Biennial renewal	\$10

Miscellaneous:

Application, institutional license	\$35
Application, temporary license	\$45
Biennial renewal, limited license (permanent)	\$25

(b) *Midwife License:*

Application	\$30
Biennial renewal	\$40

(c) *Physician Assistant Certificate:*

Application	\$30
Biennial renewal	\$40
Registration, physician assistant supervisor	\$35
Registration of additional supervisors	\$ 5
Satellite location approval	\$25

(d) *Acupuncturist Registration:*

Application	\$30
Biennial renewal	\$40
Registration, acupuncture supervisor	\$30

(e) *Drugless Therapist License:*

Biennial renewal	\$35
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(f) *Radiology Technician:*

Application for examination	\$25
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(g) *Respiratory Care Practitioner Certificate:*

Application, temporary permit	\$30
Application, initial certification	\$30
Biennial renewal	\$25

(h) *Verification or Certification:*

Verification of status	\$15
Certification of records	\$25

(i) *Examination Fees:*

The State Board of Medicine has adopted Nationally recognized examinations in each licensing class. Fees are established by the National owners/providers of the examinations and are indicated in the examination applications.

§ 16.13a. [Temporary waiver of biennial registration fees] (Reserved).

[Biennial registration fees in § 16.13 (relating to licensure, certification, examination and registration fees) are waived until the expiration of the 1987-88 biennial registration period.]

§ 16.17. Certification of license, certificate or registration status.

(a) The status of a license, certificate or registration issued by the Board will be certified by the Board to other jurisdictions or persons upon formal application and payment of **[\$10] the fee indicated under § 16.13 (relating to licensure, certification, examination and registration fees).**

* * * * *

(c) A request to certify the status of a person's license, certificate or registration or information regarding a person's license, certificate or registration status shall be forwarded to the Board, accompanied by **[a] the fee [of \$10] indicated under § 16.13** in the form of a certified check, cashier's check, money order or personal check payable to the Commonwealth of Pennsylvania.

CHAPTER 18. STATE BOARD OF MEDICINE-- PRACTITIONERS OTHER THAN MEDICAL DOCTORS

Subchapter F. RESPIRATORY CARE PRACTITIONERS

§ 18.303. [Fees] (Reserved).

[The following is the schedule of fees charged by the Board:

- | | |
|---------------------------------------|-------|
| (1) Temporary permit | \$15 |
| (2) Initial certification | \$15 |
| (3) Certification examination | \$90 |
| (Effective 7-96) | \$100 |
| (4) Reexamination | \$60 |
| (5) Biennial renewal of certification | \$25] |

[Pa.B. Doc. No. 01-682. Filed for public inspection April 20, 2001, 9:00 a.m.]

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FEE REPORT FORM

Agency: State - BPOA

Date: June 30, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Medical license without restriction-graduates of accredited U.S. or
Canadian medical schools: **\$35.00**

Estimated Biennial Revenue: \$122,500.00

(3,500 applications x \$35.00)

Fee Description:

The fee will be charged to every applicant for medical license without restriction who graduated from an accredited US or Canadian medical school.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to review and process an application for a medical license without restriction for graduates of accredited U.S. or Canadian medical schools and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process application	(.75hr)	19.83
Administrative Overhead:		<u>15.87</u>
Total Estimated Cost:		\$35.70
Proposed Fee:		\$35.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$35.00 be established to review an application for a medical license without restriction for graduates of accredited US or Canadian medical schools.

Page 2 -MD w/o Restriction for grad. of accred. US or Can. med. schools: 06/30/00

Board Staff: Review application for completeness, verify that supporting documents are attached, contact candidate to request any missing information. Notify applicant either by issuing registration through the computer or issuing a rejection notice.

FEE REPORT FORM

Agency: State - BPOA

Date: June 30, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Medical license w/o restriction-graduates of non-accredited medical schools: **\$85.00**

Estimated Biennial Revenue: \$102,000.00

(1,200 applications x \$85.00)

Fee Description:

The fee will be charged to every applicant for medical license without restriction who graduated from a non-accredited school.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to review and process an application for a medical license without restriction for graduates of non-accredited medical schools and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- prepare application	(.50 hr)	13.22
Education Evaluator-process application	(2.00 hr)	52.89
Administrative Overhead:		<u>15.87</u>
	Total Estimated Cost:	\$81.98
	Proposed Fee:	\$85.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$85.00 be established to review an application for a medical license without restriction for graduates of non-accredited medical schools.

Page 2 -MD w/o Restriction for grad. of non-accredited medical schools: 06/30/00

Board Staff: Reviews application for completeness, verifies that supporting documents are attached, contacts candidate to request any missing information; passes application to education evaluator who reviews qualifications to determine compliance with regulations, notifies applicant either by issuing registration through the computer or issuing a rejection notice.

FEE REPORT FORM

Agency: State - BPOA

Date: June 30, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Application Fee: Extraterritorial License: \$30.00

Estimated Biennial Revenue: \$1,500.00 (50 apps. x \$30.00)

Fee Description:

The fee will be charged to each applicant for processing an extraterritorial license application.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to process an application for an Extraterritorial License and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process application	(.50 hr)	11.60
Administrative Overhead:		<u>15.87</u>
Total Estimated Cost:		\$27.47
Proposed Fee:		\$30.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$30.00 be established to evaluate an extraterritorial license application.

Board Staff: Reviews application for completeness, verifies that supporting documents are attached, contacts candidate to request any missing information. Issues approval through computer or prepares letter of rejection.

FEE REPORT FORM

Agency: State - BPOA

Date: June 30, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

**Application Fee-Initial Training License for Graduates of accredited
U.S. or Canadian medical schools:** **\$30.00**

Estimated Biennial Revenue: \$90,000.00 (3,000 apps. x \$30.00)

Fee Description:

The fee will be charged to each applicant for a Graduate Training License (Initial) License who graduated from an accredited U.S. or Canadian medical school.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to process an application for an initial Graduate Training License for graduates of an accredited U.S. or Canadian medical school (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process application	(.50 hr)	13.22
Administrative Overhead:		<u>15.87</u>
Total Estimated Cost:		\$29.09
Proposed Fee:		\$30.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$30.00 be established to evaluate application for an initial Graduate Training License for graduates of accredited U.S. or Canadian medical schools.

**Page 2 Application Fee-Initial Training License for Graduates of accredited U.S. or
Canadian medical schools: Date: 06/30/00**

Board Staff: Reviews application for completeness, verifies that supporting documents are attached, contacts candidate to request any missing information. Issues approval through computer or prepares letter of rejection.

FEE REPORT FORM

Agency: State - BPOA
Contact: David Williams
Phone No. 783-7194

Date: June 30, 2000

Fee Title, Rate and Estimated Collections:

Application Fee-Initial Training License for Graduates of non-accredited medical schools: **\$85.00**

Estimated Biennial Revenue: \$85,000.00 (1,000 apps. x \$85.00)

Fee Description:

The fee will be charged to each applicant for an initial Graduate Training License who graduated from a non-accredited medical school.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to process an application for an initial Graduate Training License for graduates of non-accredited medical schools (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- prepare application	(.50 hr)	13.22
Education Evaluator - process application	(2.00 hr)	52.89
Administrative Overhead:		<u>15.87</u>
Total Estimated Cost:		\$81.96
Proposed Fee:		\$85.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$85.00 be established to evaluate application for an initial Graduate Training License for graduates of non-accredited medical schools.

Page 2 Application-Initial Training License-Graduates of non-accredited medical schools:

Date: 06/30/00

Board Staff: Reviews application for completeness, verifies that supporting documents are attached, contacts candidate to request any missing information; passes application to education evaluator who reviews qualifications to determine compliance with regulations, notifies applicant either by issuing registration through computer or prepares letter of rejection.

FEE REPORT FORM

Agency: State - BPOA

Date: June 30, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Application Fee-Temporary License-Interview Required: \$45.00

Estimated Biennial Revenue: \$900.00

(20 apps. x \$45.00)

Fee Description:

The fee will be charged to each applicant for a temporary license when an interview is required.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to process an application for a temporary license and when an interview is required (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process application	(.50 hr)	13.22
Board-review qualifications/vote	(.03 hr)	16.17
Administrative Overhead:		<u>15.87</u>
	Total Estimated Cost:	\$45.26
	Proposed Fee:	\$45.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$45.00 be established to evaluate application for a temporary license when an interview is required.

Board Staff: Reviews application for completeness, verifies that supporting documents are attached, contacts candidate to request any missing information. Confers by phone with a board member to discuss qualifications, prepares for board vote by placing recommendation on the agenda, issues approval or prepares letter of rejection following board vote.

FEE REPORT FORM

Agency: State - BPOA

Date: June 30, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Application Fee-Interim Limited License: \$30.00

Estimated Biennial Revenue: \$6,000.00 (200 apps. x \$30.00)

Fee Description:

The fee will be charged to each applicant for an Interim Limited License.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to process an application for an Interim Limited License and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process application	(.50 hr)	10.15
Administrative Overhead:		<u>15.87</u>
Total Estimated Cost:		\$26.02
Proposed Fee:		\$30.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$30.00 be established to evaluate application for a Interim Limited License.

Board Staff: Reviews application for completeness, verifies that supporting documents are attached, contacts candidate to request any missing information. Issues approval through computer or prepares letter of rejection.

FEE REPORT FORM

Agency: State - BPOA

Date: June 30, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Application Fee-Midwife License: \$30.00

Estimated Biennial Revenue: \$1,950.00 (65 apps. x \$30.00)

Fee Description:

The fee will be charged to each applicant for a Midwife License.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to process an application for a Midwife License and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process application	(.50 hr)	10.15
Administrative Overhead:		<u>15.87</u>
Total Estimated Cost:		\$26.02
Proposed Fee:		\$30.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$30.00 be established to evaluate application for a Midwife License.

Page 2

Midwife License:

06/30/00

Board Staff: Reviews application for completeness, verifies that supporting documents are attached, contacts candidate to request any missing information. Issues approval through computer or prepares letter of rejection.

FEE REPORT FORM

Agency: State - BPOA

Date: June 30, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Application Fee-Physician Assistant Registration: \$30.00

Estimated Biennial Revenue: \$12,000.00 (400 apps. x \$30.00)

Fee Description:

The fee will be charged to each applicant for a Physician Assistant Registration.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to process an application for a Physician Assistant Registration and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process application	(.50 hr)	11.60
Administrative Overhead:		<u>15.87</u>
Total Estimated Cost:		\$27.47
Proposed Fee:		\$30.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$30.00 be established to evaluate an application for a Physician Assistant Registration.

Board Staff: Reviews application for completeness, verifies that supporting documents are attached, contacts candidate to request any missing information. Issues approval through computer or prepares letter of rejection.

FEE REPORT FORM

Agency: State - BPOA

Date: December 6, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Application Fee- Physician Assistant Supervisor Registration: **\$35.00**

Covers processing of basic application consisting of one (1) Physician Assistant, one (1) Primary Supervisor, one (1) Substitute Supervisor, and one (1) Written Agreement and one (1) Drug list.

PLUS

\$5.00 for EACH additional Primary or Substitute Supervisor listed on the application.

Estimated Biennial Revenue: \$16,375.00

(325 apps. x \$35.00 plus 1,000 additional primary or substitutes x \$5.00)

Fee Description:

The fee will be charged to each applicant for registration as a physician assistant supervisor.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to process an application for registration as a physician assistant supervisor and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process application	(.50 hr)	17.39
Administrative Overhead:		<u>15.87</u>
Total Estimated Cost:		\$33.26
Proposed Fee:		\$35.00

PLUS

\$5.00 for each additional Primary or Substitute Supervisor listed on the application.

Analysis, Comment, and Recommendation:

It is recommended that fees as noted be established to evaluate an application for registration as a physician assistant supervisor.

Board Staff: receives application plus attachments including written agreement and drug list, contacts applicant to request any missing information. Reviews application and drug list for compliance with regulations, verifies status of MD and Supervising Physician (if applicable) licenses of applicant and of substitute by checking computer to ascertain that licenses are in good standing, enters information into computer system. If application lists more than one Supervisor (backup or alternate), verifies accuracy of fees, verifies status of additional personnel as described above. Reviews written agreement to ensure that duties are clearly delineated and that primary and substitute supervisors (if applicable) and assignment locations are specific and in compliance with Board regulations. If all requirements are met, issues approval through computer. If discrepancies exist, prepares letter detailing deficiencies and sends to applicant.

FEE REPORT FORM

Agency: State - BPOA

Date: June 30, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Application Fee-Satellite Location Approval: \$25.00

Estimated Biennial Revenue: \$2,500.00 (100 apps. x \$25.00)

Fee Description:

The fee will be charged to each applicant for approval of a Satellite Location.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to process an application for approval of a Satellite Location and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process application	(.25 hr)	5.80
Administrative Overhead:		<u>15.87</u>
	Total Estimated Cost:	\$21.67
	Proposed Fee:	\$25.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$25.00 be established to evaluate an application for approval of a Satellite Location.

Board Staff: receives application plus attachments, contacts applicant to request any missing information. Verifies that physician assistant supervisor application on file (which includes the written agreement and drug list) is current and applicable for practice in the satellite location; evaluates agreement(s) for compliance with regulations. If all requirements are met, issues approval through computer. If discrepancies exist, prepares letter detailing deficiencies and sends to applicant.

FEE REPORT FORM

Agency: State - BPOA

Date: June 30, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Application Fee-Acupuncturist Registration: \$30.00

Estimated Biennial Revenue: \$1,050.00 (35 apps. x \$30.00)

Fee Description:

The fee will be charged to each applicant for an Acupuncturist Registration.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to process an application for a Acupuncturist Registration and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process application	(.50 hr)	11.60
Administrative Overhead:		<u>15.87</u>
Total Estimated Cost:		\$27.47
Proposed Fee:		\$30.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$30.00 be established to evaluate application for a Acupuncturist Registration.

Board Staff: Reviews application for completeness, verifies that supporting documents are attached, contacts candidate to request any missing information. Issues approval through computer or prepares letter of rejection.

FEE REPORT FORM

Agency: State - BPOA

Date: June 30, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Application Fee-Acupuncturist Supervisor Registration: \$30.00

Estimated Biennial Revenue: \$1,050.00 (35 apps. x \$30.00)

Fee Description:

The fee will be charged to each applicant for an Acupuncturist Supervisor Registration.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to process an application for a Acupuncturist Supervisor Registration and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process application	(.50 hr)	11.60
Administrative Overhead:		<u>15.87</u>
Total Estimated Cost:		\$27.47
Proposed Fee:		\$30.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$30.00 be established to evaluate application for a Acupuncturist Supervisor Registration.

Board Staff: Reviews application for completeness, verifies that supporting documents are attached, contacts candidate to request any missing information. Issues approval through computer or prepares letter of rejection.

FEE REPORT FORM

Agency: State - BPOA

Date: June 30, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Respiratory Care Temporary Permit Application: \$30.00

Estimated Biennial Revenue: \$450.00 (15 applications x \$30.00)

Fee Description:

The fee will be charged to every applicant for a respiratory care practitioner temporary permit.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to review and process an application for a respiratory care practitioner temporary permit and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process application	(.50/ hr)	10.15
Averaged Administrative Overhead:		<u>15.39</u>
Total Estimated Cost:		\$25.54
Proposed Fee:		\$30.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$30.00 be established to review a respiratory care practitioner temporary permit application.

Board Staff: Review application for completeness, verify that supporting documents are attached, contact candidate to request any missing information. Notify applicant either by issuing registration through the computer or issuing a rejection notice. The Administrative Overhead charge has been averaged for the Medical and Osteopathic Boards since the application process is identical for both boards.

FEE REPORT FORM

Agency: State - BPOA

Date: 07/05/00

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Respiratory Care Practitioner Initial Certification Application: \$30.00

Estimated Biennial Revenue: \$21,000.00

(700 applications x \$30.00)

Fee Description:

The fee will be charged to every applicant for certification as a respiratory care practitioner.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to review and process an application for certification as a respiratory care practitioner and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process application	(.50/ hr)	10.15
Averaged Administrative Overhead:		<u>15.39</u>
Total Estimated Cost:		\$25.54
Proposed Fee:		\$30.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$30.00 be established to review a respiratory care practitioner initial certification application.

Page 2 - Respiratory Care Practitioner Initial Certification Application

Board Staff: Review application for completeness, verify that supporting documents are attached, contact candidate to request any missing information. Notify applicant either by issuing registration through the computer or issuing a rejection notice. The administrative overhead charge is an average of the Medical and Osteopathic Board's overhead since the processing is identical for both boards.

FEE REPORT FORM

Agency: State - BPOA

Date: June 30, 2000

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Application Fee for Radiology(ARRT) Examination: \$25.00

Estimated Biennial Revenue: \$2,500.00

(100 applications x \$25.00)

Fee Description:

The fee will be charged to every applicant for the American Registry of Radiologic Technologists Examination.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board Medicine to review and process an application for the ARRT and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- review and process examination application (.25 hr)	5.08
Averaged Administrative Ovhd:	<u>17.24</u>
Total Estimated Cost:	\$22.32
Proposed Fee:	\$25.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$25.00 be established to review an application for examination/certification to perform radiological procedures.

Board Staff: Reviews application for completeness, verifies that supporting documents are attached, contacts candidate to request any missing information. Processes application either by forwarding application and examination fee on to American Registry of Radiologic Technologists to be scheduled for exam or preparing discrepancy notice. The administrative overhead charge has been averaged for the boards offering the radiology examination since the application processing and approval notification are similar.

Page 2 Certification of Score, License, Permit or Registration: 06/30/00

Board Staff: Reviews request for certification of licensure and/or scores; researches computer and microfilm files to retrieve pertinent information, transfers that information onto document submitted by requester, affixes Bureau seal onto documents, forwards as instructed by applicant.

FEE REPORT FORM

Agency: State - BPOA

Date 06/30/00

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Verification of License, Permit or Registration: \$15.00

Estimated Biennial Revenue: \$9,000.00 (600 verifications x \$15.00)

Fee Description:

The fee will be charged to every applicant who requests verification of license, permit or registration.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Medicine to review and process a request for verification and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- process request for verification	(.08 hr)	1.62
Bureau Average Administrative Overhead:		<u>9.76</u>
	Total Estimated Cost:	\$11.38
	Proposed Fee:	\$15.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$15.00 be established for verification of license, permit or registration.

Page 2

Verification of License, Permit or Registration: June 30, 2000

Board Staff: Reviews request for verification, researches computer, microfilm or other files to retrieve pertinent information, transfers that information onto document submitted by requester, affixes Bureau seal onto documents, forwards as instructed by applicant.



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

Post Office Box 2649
Harrisburg, Pennsylvania 17105-2649
(717) 783-1400

November 7, 2001

The Honorable John R. McGinley, Jr., Chairman
INDEPENDENT REGULATORY REVIEW COMMISSION
14th Floor, Harrisstown 2, 333 Market Street
Harrisburg, Pennsylvania 17101

Re: Final Regulation
State Board of Medicine
Fees: 16A-4910

Dear Chairman McGinley:

Enclosed is a copy of a final rulemaking package of the State Board of Medicine pertaining to Fees.

The Board will be pleased to provide whatever information the Commission may require during the course of its review of the rulemaking.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles D. Hummer, Jr.".

Charles D. Hummer, Jr., M.D., Chairperson
State Board of Medicine

CDH/ALN:lm

Enclosure

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
Philip Zarone, Regulatory Counsel
Bureau of Professional and Occupational Affairs
Gerald S. Smith, Senior Counsel in Charge
Bureau of Professional and Occupational Affairs
Amy L. Nelson, Counsel
State Board of Medicine
State Board of Medicine

**TRANSMITTAL SHEET FOR REGULATIONS SUBJECT TO THE
REGULATORY REVIEW ACT**

I.D. NUMBER: 16A-4910

SUBJECT: State Board of Medicine – Licensure, Certification, Examination and Registration Fees - Updates

AGENCY: DEPARTMENT OF STATE

TYPE OF REGULATION

Proposed Regulation

X 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
11-7-01	<i>Geri A. Clark</i>	HOUSE COMMITTEE ON PROFESSIONAL LICENSURE
11-07-01	<i>Terence Tarasi</i>	SENATE COMMITTEE ON CONSUMER PROTECTION & PROFESSIONAL LICENSURE
11-7-01	<i>S. Pagan</i>	INDEPENDENT REGULATORY REVIEW COMMISSION
		ATTORNEY GENERAL
		LEGISLATIVE REFERENCE BUREAU

September 18, 2001