

# Regulatory Analysis Form

This space for use by IRRC

(1) Agency

Department of State, Bureau of Professional and Occupational Affairs, State Board of Physical Therapy

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

16A-658

IRRC Number: 2191

(3) Short Title

Deletion of Examination Fees

(4) PA Code Cite

49 Pa. Code §§ 40.5, 40.13, 40.14, 40.15, 40.16

(5) Agency Contacts & Telephone Numbers

Primary Contact: Beth Sender Michlovitz, Counsel  
State Board of Physical Therapy  
(717)783-7200

Secondary Contact: Joyce McKeever, Deputy Chief  
Counsel, Regulatory Review  
(717)783-7200

(6) Type of Rulemaking (check one)

Proposed Rulemaking  
 Final Order Adopting Regulation  
Final, Proposed 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 deletes references to examination fees because a third party testing organization develops and administers the examinations.

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

The regulatory amendments are adopted under Section 812.1 of the Administrative Code of 1929 (71 P.S. § 279.3a) and Section 8 of the Physical Therapy Practice Act (63 P.S. § 1308).

## 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.

**No.**

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

**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 fee 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.**

**Some references to examinations have been retained because reapplication fees paid as the result of failure of the examination the first time are paid directly to the Board.**

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

**Nonregulation would require the Board to be the medium between licensees and the national examiners for notification of examination fees.**

(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 Board will benefit from the regulation by eliminating unnecessary regulations specifying examination fees where the candidate is notified of these fees directly by the national examiner.**

## 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.)

**No person would be adversely affected.**

(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.)

**Deleting examination fees from the Board's regulations would not affect any group since candidates for licensure would still be required to pay the fee but would pay the fee directly to the national examiner rather than through the Board.**

(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.

**Notice of proposed rulemaking was published at 31 Pa.B. 2379 (May 5, 2001). Publication was followed by a 30-day public comment period during which the Board received no comments. Following the close of the public comment period, the Board received comments from the Independent Regulatory Review Commission. The Board did not receive any comments from the House Professional Licensure Committee or the Senate Consumer Protection and Professional Licensure Committee.**

(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.

**There will be no costs and/or savings to the regulated community.**

## 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.

**The regulation will not result in costs and/or savings to local government.**

(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 regulation will not impose any costs and/or savings on state government.**

### 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 Year	FY +1 Year	FY +2 Year	FY +3 Year	FY +4 Year	FY +5 Year
<b>SAVINGS:</b>	N/A	N/A	N/A	N/A	N/A	N/A
Regulated community						
Local Government						
State Government						
Total Savings						
<b>COSTS:</b>	N/A	N/A	N/A	N/A	N/A	N/A
Regulated community						
Local Government						
State Government						
Total Costs						
<b>REVENUE LOSSES:</b>	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.

N/A

## 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
<b>State Board of Physical Therapy</b>	N/A	N/A	N/A	N/A

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

N/A

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

**Nonregulatory alternatives were not considered since the only way to delete a regulation is by regulatory means.**

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

N/A

## 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.

N/A

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

**The regulation does not put Pennsylvania at a competitive disadvantage with other states. Candidates for licensure in other states, including those that surround (or are contiguous to) the Commonwealth that utilize a national examination pay the fees directly to the national examination without requirement that the Board publish a schedule of those fees.**

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

No.

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

No.

## 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.**

(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.

**This regulation applies to all candidates for licensure by examination. The Board has perceived no special needs of any subset or group which should be excepted.**

(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 of an order of Final Rulemaking in the Pennsylvania Bulletin. Compliance will be required as of that date.**

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

**The Board continuously reviews its regulations, periodically communicates with licensees through newsletters and obtains information and feedback from its licensees on a frequent basis.**



FACE SHEET  
FOR FILING DOCUMENTS  
WITH THE LEGISLATIVE REFERENCE BUREAU

(Pursuant to Commonwealth Documents Law)

#2101

DO NOT WRITE IN THIS SPACE

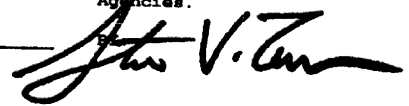
Copy below is hereby approved as to form and legality. Attorney General

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)

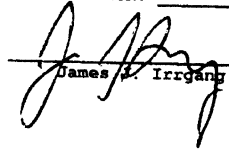
State Board of Physical Therapy  
(AGENCY)



DOCUMENT/FISCAL NOTE NO. 16A-658

\_\_\_\_\_  
DATE OF APPROVAL

DATE OF ADOPTION: \_\_\_\_\_

BY:   
James L. Irrgang

DATE OF APPROVAL

1/29/02

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

TITLE: Chairperson  
(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.

FINAL RULEMAKING  
COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS  
STATE BOARD OF PHYSICAL THERAPY  
49 PA. CODE, CHAPTER 40  
DELETION OF EXAMINATION FEES

The State Board of Physical Therapy (Board) amends 49 Pa. Code, Chapter 40 as set forth in Annex A.

#### Effective Date

The amendments take effect upon publication of the final form regulation in the Pennsylvania Bulletin.

#### Statutory Authority

The amendments are authorized under section 812.1 of the Administrative Code of 1929 (71 P.S. § 279.3a) and section 8 of the Physical Therapy Practice Act (63 P.S. § 1308).

#### Background and Purpose

This regulation deletes references to examination fees for the physical therapist, athletic trainer and physical therapist assistant examinations. A third party testing organization develops and administers the examinations. The fees are established by the test provider and are paid by the examinee. The examiner communicates directly with the applicants, who pay the examination fees directly to the examiner. Thus, to avoid the necessity of amending its regulations whenever the examination administrator might change the fees, the Board has deleted all references to examination fees.

#### Response to Comments

Notice of proposed rulemaking was published at 31 Pa.B. 2379 (May 5, 2001). Publication was followed by a 30-day public comment period during which the Board received no public comments. Following the close of the public comment period, the Board received comments from the Independent Regulatory Review Commission (IRRC). The Board did not receive any comments from the House Professional Licensure Committee (HPLC) or the Senate Consumer Protection and Professional Licensure Committee (SCP/PLC). The final rulemaking responds to the comments and suggestions made by IRRC.

As proposed, the Board would have deleted only the examination fees set forth in § 40.5. IRRC recommended that the Board delete all references to examination fees and examinations in §§ 40.13, 40.14, 40.15 and 40.16.

The Board concurs with the recommendation as it applies to § 40.15 and has amended this provision accordingly. The Board has not deleted references to the examination in §§ 40.13 and 40.16 since the elimination of the examination fees does not change the Board's review process. The Board still determines eligibility to sit for the examinations and still must notify applicants for licensure that an examination is required. The Board does believe, however, that revisions are necessary to clarify that the examinations are administered by the Board-approved vendor, rather than the Board. The Board, therefore, clarified this language in §§ 40.13 and 40.16.

With respect to § 40.14, an applicant who fails the first examination and wishes to take a second examination must pay an additional examination fee charged by the vendor. The Board clarifies at § 40.14 that the additional fee is for the examination and that it is charged by the vendor, not by the Board.

The application procedure is as follows. Upon request, the applicant receives from the Board an application consisting of four parts. The first part requires the candidate to provide personal data and an application fee to the Board. The second part requests verification of education which is sent directly to the school by the applicant and the school returns it to the Board. The third part is an application for computerized testing which the applicant sends to the Board. The Board forwards this to the national provider after the Board determines the applicant is eligible for the examination. The fourth part is a payment information form which is directly sent by the applicant along with the examination fee to the national provider. The national provider sends the applicant scheduling information to schedule the examination with Prometric Testing Service.

#### Compliance with Executive Order 1996-1, Regulatory Review and Promulgation

The Board reviewed this rulemaking and considered its purpose and likely impact on the public and the regulated population under the directives of Executive Order 1996-1, Regulatory Review and Promulgation, and determined that the final form regulation complies with the order.

#### Fiscal Impact and Paperwork Requirements

The amendments will have no adverse fiscal impact nor will they impose significant paperwork requirements on the Board, licensees, the Commonwealth, its political subdivisions or the public sector.

#### Sunset Date

The Board continually monitors the effectiveness of its regulations through communication with the regulated population. Accordingly, no sunset date has been set.

#### Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), the Board submitted copies of the notice of proposed rulemaking, published at 31 Pa.B. 2379 on May 5, 2001, to IRRC, SCP/PLC and the HPLC for review and comment.

In compliance with section 5(b.1) of the Regulatory Review Act (71 P.S. § 745.5(b.1)), the Board also provided IRRC, SCP/PLC, and HPLC with copies of comments received as well as other documents. In preparing the final-form regulation, the Board has considered the comments received from IRRC, SCP/PLC, HPLC, and the public.

Under section 5.1(d) of the Regulatory Review Act (71 P.S. § 745.5a(d)), this final-form regulation was (deemed) approved by the HPLC on \_\_\_\_\_, 2002 and (deemed) approved by SCP/PLC on \_\_\_\_\_, 2002. Under section 5.1(e) of the Regulatory Review Act (71 P.S. § 745.5a(e)), IRRC met on \_\_\_\_\_, 2002 and (deemed) the final-form regulation approved.

Contact Person

Further information may be obtained by contacting Robert Kline, Administrative Assistant, State Board of Physical Therapy, at P. O. Box 2649, Harrisburg, PA 17105-2649; telephone (717) 783-7134.

Findings

The State Board of Physical Therapy finds that:

(1) Public notice of proposed rulemaking was given under sections 201 and 202 of the Commonwealth Documents Law (45 P.S. §§ 1201 and 1202) and the regulations promulgated thereunder, 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) This amendment does not enlarge the purpose of proposed rulemaking published at 31 Pa.B. 2379.

(4) This amendment is necessary and appropriate for administering and enforcing the authorizing acts identified in Part B of this Preamble.

Order

The State Board of Physical Therapy, acting under its authorizing statutes, orders that:

(a) The regulations of the Board, 49 Pa. Code Chapter 40, are amended as set forth in Annex A.

(b) The Board shall submit this order and Annex A to the Office of General Counsel and the Office of Attorney General as required by law.

(c) The Board shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(d) This order shall take effect on publication in the Pennsylvania Bulletin.

JAMES J. IRRGANG, CHAIRPERSON

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS  
PART I. DEPARTMENT OF STATE  
Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS  
CHAPTER 40. STATE BOARD OF PHYSICAL THERAPY

Subchapter A. GENERAL PROVISIONS

\* \* \*

**§40.5. Fees.**

The following fees are charged by the Board:

Physical therapist:

\* \* \*

[Examination..... \$245]

\* \* \*

Athletic trainer:

\* \* \*

[Athletic trainer examination..... \$83.75]

\* \* \*

Physical therapist assistants:

\* \* \*

[Registration examination..... \$230]

\* \* \*

**§ 40.13 Areas of examination.**

(a) An applicant for licensure shall pass the approved licensing examination described in Section 6(b) of the act (63 P.S. § 1306(b)). The Board'S APPROVED VENDOR conducts at least two written examinations each year. The examinations will be conducted in the English language in the following areas:

- (1) Basic Science.
- (2) Clinical Science.
- (3) Physical Therapy Theory and Procedures.

(b) Oral or practical examinations, or both, for licensure may be [given at the discretion of the Board] ADMINISTERED BY THE BOARD – APPROVED VENDOR under section 6(b) of the Act (63 P.S. § 1306(b)), in addition to the requirement of passing a written examination for licensure.

**§40.14 Failure; reexamination.**

(a) Applicants shall successfully pass, to the satisfaction of the Board, the examination approved by the Board. In caseS of failure at the first examination, the applicant shall have, after the expiration of 6 months and within 2 years from the date of the first failure, the privilege of a second examination, with the payment of an additional EXAMINATION fee CHARGED BY THE VENDOR.

\* \* \*

**§40.15. Examinations.**

(a) An application for licensure by examination may be obtained from the State Board of Physical Therapy, Post Office Box 2649, Harrisburg, Pennsylvania, 17105-2649. [A fee as prescribed in §40.5 (relating to fees) shall be submitted with the application for examination.]

\* \* \*

**§ 40.16. Licensure by endorsement.**

\* \* \*

(2) In the event that an applicant for licensure by endorsement has taken and failed the Commonwealth'S APPROVED examination one or more times but has subsequently taken and passed an examination given in another state or territory of the United States or in the District of Columbia, proof shall be given to the Board by the applicant that the other examination taken and passed by the applicant was in fact equivalent to the examination this Commonwealth [offers] HAS APPROVED, before the Board will exercise its discretion in considering endorsing the applicant for licensure.

\* \* \*

PROPOSED RULEMAKING

Stream	Zone	County	Water Uses Protected	Exceptions To Specific Criteria
4—Unnamed Tributaries to Oswayo Creek	Basins, Clara Creek to Honeoye Creek	Potter	CWF	None

§ 93.9q. Drainage List Q.

Ohio River Basin in Pennsylvania  
Allegheny River

Stream	Zone	County	Water Uses Protected	Exceptions To Specific Criteria
3—Browns Run	Basin, Source to Dutchman Run	Warren	[ CWF ] EV	None
4—Dutchman Run	Basin, Source to T-413 Bridge	Warren	EV	None
4—Dutchman Run	Basin, T-413 Bridge to Unnamed Tributary (UNT) 56501	Warren	CWF	None
5—UNT 56501 to Dutchman Run	Basin, Source to UNT 56502	Warren	CWF	None
6—UNT 56502 to UNT 56501	Basin	Warren	EV	None
5—UNT 56501 to Dutchman Run	Basin, UNT 56502 to Mouth	Warren	CWF	None
4—Dutchman Run	Basin, UNT 56501 to Mouth	Warren	CWF	None
3—Browns Run	Basin, Dutchman Run to Morrison Run	Warren	CWF	None
4—Morrison Run	Basin	Warren	EV	None
3—Browns Run	Basin, Morrison Run to Mouth	Warren	CWF	None

[Pa.B. Doc. No. 01-778. Filed for public inspection May 4, 2001, 9:00 a.m.]

# STATE BOARD OF PHYSICAL THERAPY

[49 PA. CODE CH. 40]

## Examination Fees

The State Board of Physical Therapy (Board) proposes to amend § 40.5 (relating to fees) by deleting references to examination fees. In particular, the proposal would delete references to the physical therapist examination fee of \$245, the athletic trainer examination fee of \$83.75 and the physical therapist assistant registration fee of \$230. These fees are set by the third party testing organization who administers the examinations, not the Board. The fees are uniform throughout the United States. To avoid the necessity of amending its regulations whenever the examination administrator might change the fees, the Board proposes to delete references to the fees.

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 8 of the Physical Therapy Practice Act (63 P. S. § 1308) (act) is inapplicable as to National uniform examinations. Thus, the Board is eliminating reference to these examination fees.

### Fiscal Impact

The proposed amendment will have no fiscal impact on the Board or its licensees. The proposed amendment should have no fiscal impact on the private sector, the general public or political subdivisions.

### Paperwork Requirements

The proposed amendment should not create additional paperwork for the private sector.

*Compliance with Executive Order 1996-1*

The Board reviewed this rulemaking and considered its purpose and likely impact upon the public and regulated population under the directives of Executive Order 1996-1, "Regulatory Review and Promulgation". The proposed amendment addresses a compelling public interest as described in this Preamble and otherwise complies with Executive Order 1996-1.

*Statutory Authority*

This amendment is proposed under section 812.1 of The Administrative Code of 1929 and section 8 of the act.

*Fiscal Impact and Paperwork Requirements*

The proposed amendment will have no fiscal impact on the Commonwealth or its political subdivisions.

*Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on April 24, 2001, the Board submitted a copy of this proposed amendment 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. In addition to submitting the proposed amendment, 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.

If the Commission has objections to any portion of the proposed amendment, it will notify the Board within 10 days after the expiration 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 regulation, by the Board, the General Assembly and the Governor, of objections raised.

*Public Comment*

Interested persons are invited to submit written comments, suggestions or objections regarding the proposed amendment to Bob Kline, Administrative Assistant, State Board of Physical Therapy, P. O. Box 2649, Harrisburg, PA 17105-2649, within 30 days of publication of this proposed rulemaking. Reference No. 16A-658 (Deletion of Examination Fees) when submitting comments.

JAMES J. IRRGANG,  
*Chairperson*

**Fiscal Note:** 16A-658. 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 40. STATE BOARD OF PHYSICAL THERAPY**

**Subchapter A. GENERAL PROVISIONS**

**§ 40.5. Fees.**

The following fees are charged by the Board:

*Physical therapist:*

\* \* \* \* \*  
[ Examination ..... \$245 ]

*Athletic trainer:*

\* \* \* \* \*  
[ Athletic trainer examination ..... \$83.75 ]

*Physical therapist assistants:*

\* \* \* \* \*  
[ Registration examination ..... \$230 ]

[Pa.B. Doc. No. 01-779. Filed for public inspection May 4, 2001, 9:00 a.m.]

**STATE BOARD OF PSYCHOLOGY**

[49 PA. CODE CH. 41]

**Examination Fees**

The State Board of Psychology (Board) proposes to amend § 41.12 (relating to fees) by deleting references to examination fees. In particular, the proposal would delete references to the National portion of the examination of \$350, the State portion of the examination of \$42 and the administrative fee of \$45. These fees are set by the third party testing organizations who administer the examinations, not the Board. The fees are uniform throughout the United States. To avoid the necessity of amending its regulations whenever the examination administrators might change the fees, the Board proposes to delete references to the fees.

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 3.3 of the Professional Psychologists Practice Act (63 P. S. § 1203.3) (act) is inapplicable as to National uniform examinations. Thus, the Board is eliminating reference to these examination fees.

*Fiscal Impact*

The proposed amendment will have no fiscal impact on the Board or its licensees. The proposed amendment should have no fiscal impact on the private sector, the general public or political subdivisions.





COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS  
STATE BOARD OF PHYSICAL THERAPY  
Post Office Box 2649  
Harrisburg, Pennsylvania 17105-2649  
(717) 783-7134

February 11, 2002

The Honorable John R. McGinley, Jr., Chairman  
INDEPENDENT REGULATORY REVIEW COMMISSION  
14<sup>th</sup> Floor, Harristown 2, 333 Market Street  
Harrisburg, Pennsylvania 17101

Re: Final Regulation  
State Board of Physical Therapy  
16A-658: Deletion of Examination Fees

Dear Chairman McGinley:

Enclosed is a copy of a final rulemaking package of the State Board of Physical Therapy pertaining to deletion of examination 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 "James J. Irrgang".

James J. Irrgang, Chairperson  
State Board of Physical Therapy

JJI/BSM:kp

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  
Department of State  
Herbert Abramson, Senior Counsel in Charge  
Department of State  
Beth Sender Michlovitz, Counsel  
State Board of Physical Therapy  
State Board of Physical Therapy

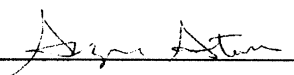

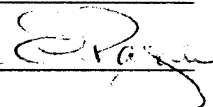
**TRANSMITTAL SHEET FOR REGULATIONS SUBJECT TO THE  
REGULATORY REVIEW ACT**

I.D. NUMBER: 16A-658  
 SUBJECT: State Board of Physical therapy - Deletion of Examination Fees  
 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
2-11-02		HOUSE COMMITTEE ON PROFESSIONAL LICENSURE
FEB 14 2002		SENATE COMMITTEE ON CONSUMER PROTECTION & PROFESSIONAL LICENSURE
Feb 11, 2002		INDEPENDENT REGULATORY REVIEW COMMISSION
		ATTORNEY GENERAL
		LEGISLATIVE REFERENCE BUREAU

January 30, 2002