

Regulatory Analysis Form

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INDEPENDENT REGULATORY
REVIEW COMMISSION

(1) Agency

Department of State, Bureau of Professional and Occupational Affairs, State Board Social Workers, Marriage and Family Therapists and Professional Counselors

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

16A-695

IRRC Number: 2208

(3) Short Title

Fees

(4) PA Code Cite

49 Pa. Code §§ 47.4, 47.34, 48.4, 49.3

(5) Agency Contacts & Telephone Numbers

Primary Contact: **Beth Sender Michlovitz, Counsel**
State Board of Social Workers, Marriage and Family
Therapists and Professional Counselors
(717)783-7200

Secondary Contact: **Joyce McKeever, Deputy Chief**
Counsel, Regulatory Review
(717)783-1088

(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 Social Workers, Marriage and Family Therapists and Professional Counselors 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.

The General Assembly of the Commonwealth of Pennsylvania enacted Act No.136 of 1998, amending The Social Work Practice Act, Act of July 9, 1987, (63 P.S. §1901 et. seq.), by expanding the Board of Social Work Examiners to include Marriage and Family Therapists and Professional Counselors. This Act also provided three additional licensure groups: (1) licensed Clinical Social Workers, (2) Marriage and Family Therapists, and (3) Professional Counselors, which necessitated a determination of fees for services to the new licensees and applicants. Additionally, existing fees for services to licensees and applicants were analyzed to determine if the fees reflected the actual cost of providing the services. This analysis revealed increased costs for processing licensure applications for social workers, and applications for Board approval as a provider of a continuing education course or program.

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

The regulatory amendments are adopted under Section 18 of the Social Workers, Marriage and Family Therapists and Professional Counselors Act, Act 39 of July 9, 1987, as amended, December 21, 1998, P.L. 1017, 63 P.S. Section 1918.

Regulatory Analysis Form

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

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

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

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

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

Nonregulation could potentially adversely impact the fiscal integrity of the Board. If left unregulated, the costs of providing these 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 using the service.

Regulatory Analysis Form

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

The Board has identified no group of individuals or entities who will be adversely affected by the regulation. Applicants for services or licenses will be required to bear the 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.)

Licensees and applicants for licensure as social workers, clinical social workers, marriage and family therapists and professional counselors, and continuing education providers. The Board estimates that approximately 15,400 persons will avail themselves of one or more of the enumerated services in a two-year period.

(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.

In accordance with the requirements of Executive Order 1996-1 (February 6, 1996), the Board extended the invitation to the following Boards, Associations, and interested licensees and educators to preliminarily review and comment on the Board's draft regulatory proposal: James Gavin, National Association of Social Workers; Association of Social Work Boards; Morgan Plant/PA Alliance of Counseling; Council on Social Work Education; Donna F. Derr, Ph.D., LSW, Director of Family and Comm. Ed.; Pennsylvania Society for Clinical Social Work; Edward Beck, Ed.D., CCMHC, NCC/Susquehanna Institute/East Shore Med. Ctr.; David W. Hall, Ph.D. Associate Professor/Counseling/University of Scranton; John M. Sutton, Jr.; Robert C. Nielsen, President, American Assoc. of State Counseling Bds.; Sally J. Tice, Ph.D./The Marriage & Family Life Ctr.; Donald B. Kaveny, Director/American Association of Marriage and Family Therapists.

(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.

The Board estimates that 15,400 persons will avail themselves of one or more of the enumerated services within the first biennial period. Total aggregate additional cost for the regulated community for the first biennial period would be approximately \$648,500. It is anticipated that the number of persons in the first biennial period will be significantly higher than in subsequent biennial periods because the first biennial period will include persons licensed under the grandparenting period. Those individuals who already hold a license will be unaffected by this regulation. 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 the 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 Year	FY +1 Year	FY +2 Year	FY +3 Year	FY +4 Year	FY +5 Year
SAVINGS:	\$	\$	\$	\$	\$	\$
Regulated						
Local Government						
State Government						
Total Savings						
COSTS:	N/A	600,500	600,500	341,750	341,750	341,750
Regulated						
Local Government						
State Government						
Total Costs						
REVENUE LOSSES:	N/A	600,500	600,500	341,750	341,750	341,750
Regulated						
Local Government						
State Government						
Total Revenue Losses						

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

The cost estimates are based upon the following number of persons which the Board estimates will avail themselves of the specified service over a fiscal year period (one-half biennium) multiplied by the cost to the applicant for the service:

- | | | | | |
|--|-----|---|-------|-----------|
| 1. Social Work license application | *25 | x | 500 | = 12,500 |
| 2. **Clinical Social Work, Marriage and Family Therapist or Professional Counselor license application (1 st biennial period) | 45 | x | 6,000 | = 270,000 |
| 3. Clinical Social Work, Marriage and Family Therapist and Professional Counselor license application (2 nd biennial period) | 45 | x | 250 | = 11,250 |
| 4. Biennial renewal fee for Clinical Social Workers, Marriage and Family Therapists And Professional Counselors | 45 | x | 6,000 | = 270,000 |
| 5. Application for approval as a Continuing Education Provider or program approval | *40 | x | 1,200 | = 48,000 |

* designates increased cost

**1st biennial billing cycle only because applications will include those for licensure by grand-parenting — thereafter estimated biennial number of applications is 500.

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
State Board of	\$180,727.49	\$209,506.58	\$262,445.44	\$244,000.00.
Social Work				
Examiners				

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

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

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

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

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

See No. 22 above.

Regulatory Analysis Form

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

No federal licensure standards apply.

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

This regulation does not put Pennsylvania at a competitive disadvantage with other states. Following is a comparison of Pennsylvania fees with other states.

STATE	PA	NJ	NY	MD	OH	DE
1. Social Work App	25	75 (note 1)	270	40 -134	60-75	25
2 CSW, MFT, PC App.	45	no licenses for these groups	no info available	no licenses for these groups	60-75	no info available
3. App for C.E. Provider Or program	40	100 (provider) Plus 5 each course	----	---	----	----
4. Renewal (biennial)	45	LCSW only, 160	155	40-134	60-75	104 currently (note 2)

NOTE: (1) plus initial license fee of ½ or full renewal fee, depending on date

NOTE: (2) fee changes each renewal, determined by dept. director, based on amount of revenue required.

(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 effect on other regulations of the Board or other state agencies.

Regulatory Analysis Form

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

In light of the statutory mandate, the Board has scheduled no public hearings or informational meetings regarding this regulation.

(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, recordkeeping or other paperwork are 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 applicants or licensees for whom special accommodations 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 as an Order of Final Rulemaking 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.

FACE SHEET
FOR FILING DOCUMENTS
WITH THE LEGISLATIVE REFERENCE BUREAU
(Pursuant to Commonwealth Documents Law)

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LEGISLATIVE SECRETARY
REVIEW COMMISSION

#2208

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.

David J. Doherty
BY
(DEPUTY ATTORNEY GENERAL)

STATE BOARD OF SOCIAL WORKERS,
MARRIAGE AND FAMILY THERAPISTS
AND PROFESSIONAL COUNSELORS
(AGENCY)

John V. Turner
BY:

16A-695

DOCUMENT/FISCAL NOTE NO.

JUL 30 2001

DATE OF APPROVAL

DATE OF ADOPTION:

BY:

Thomas F. Matta, Ph.D.

DATE OF APPROVAL

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

Thomas F. Matta, Ph.D., Chairman

TITLE:

(EXECUTIVE OFFICER, CHAIRMAN OR SECRETARY)

- Check if applicable Copy not approved. Objections attached.
- Check if applicable. No Attorney General approval or objection within 30 day after submission.

NOTICE OF PROPOSED RULEMAKING

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS
STATE BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY THERAPISTS AND
PROFESSIONAL COUNSELORS
49 Pa. Code, Chapters 47, 48, 49
FEES

The State Board of Social Workers, Marriage and Family Therapists and Professional Counselors (Board) proposes to amend 49 Pa. Code Chapters 47, 48 and 49, by amending Sections 47.4 and 47.34; and adding Sections 48.4 and 49.3, revising and adding certain application fees as set forth in Annex A.

A. Effective date

The amendments will be effective upon publication of the final form regulation in the Pennsylvania Bulletin.

B. Statutory Authority

The amendments are authorized under Section 6(2) of the Social Workers, Marriage and Family Therapists and Professional Counselors Act (Act), Act of July 9, 1987, P.L. 220, as amended, December 21, 1998, P.L. 1017, 63 P.S. Section 1906(2).

C. Background and Purpose

The Social Workers, Marriage and Family Therapists and Professional Counselors 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.

Three licensure groups were added to the Board pursuant to the enactment of Act 136, which necessitated a determination of fees for services to the new licensees and applicants. Additionally, existing fees for services to 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:

$$\begin{array}{r} \text{Number of minutes to perform the function} \\ \times \\ \text{pay rate for the classification of personnel performing the function} \\ + \\ \text{a proportionate share of administrative overhead.} \end{array}$$

The analysis determined that the existing fees for applications for licensure and original license issuance as a licensed social worker, and approval as a continuing education provider or program, did not accurately reflect the actual cost involved of providing the services. Fees for

the Board in these categories fell short of the cost to provide the service. The analysis also determined the actual cost for application fees for licensure and original license issuance for clinical social workers, marriage and family therapists and professional counselors.

Biennial Renewal Fees for the three new licensure groups were determined by applying the existing Biennial Renewal Fee for licensed social workers.

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

D. Description of Proposed Amendments

The following table outlines the affected application fees and proposed changes:

<u>Application/Service</u>	<u>Current Fee</u>	<u>Proposed Fee</u>
(1) Application fee for licensure and original license issuance as a licensed social worker.....	15	25
(2) Biennial renewal for licensed social worker , clinical social worker, marriage and family therapist and professional counselor.....	45	45
(3) One-time assessment for a licensed social worker licensed During the 1988 to 191 licensure cycle.....	30	
(4) Application fee for provisional license and provisional license issuance	25	
(5) Verification of licensure	15	
(6) Certification of license, scores or hours	25	
(7) Application fee for licensure and original license issuance as a licensed clinical social worker, marriage And family therapist or professional counselor	0	45
(8) Application for Approval as a Continuing Education Provider or Program	25	40

E. Compliance with Executive Order 1996-1

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

invitation to the following Boards, Associations, and interested licensees and educators to preliminarily review and comment on the Boards draft regulatory proposal: James Gavin, National Association of Social Workers; Association of Social Work Boards; Morgan Plant/PA Alliance of Counseling; Council on Social Work Education; Donna F. Derr, Ph.D., LSW. Director of Family and Comm. Ed.; Pennsylvania Society for Clinical Social Work; Edward Beck, Ed.D., CCMHC, NCC/Susquehanna Institute/East Shore Med. Ctr.; David W. Hall, Ph.D. Associate Professor/Counseling/University of Scranton; John M. Sutton, Jr.; Robert C. Nielsen, President, American Assoc. of State Counseling Bds.; Sally J. Tice, Ph.D./The Marriage & Family Life Ctr.; Donald B. Kaveny, Director/American Association of Marriage and Family Therapists.

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

Pursuant to Section 5(a) of the Regulatory Review Act, the Act of June 30, 1989 (P.L. 73, No. 19), as amended, 71 P.S. §745.5(a), the Board submitted a copy of this proposed regulation on August 9, 2001, to the Independent Regulatory Review Commission and the Chairmen of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee. In addition to submitting the regulation, the Board has provided the Commission and the Committees with a copy of a detailed regulatory analysis form prepared by the Board in compliance with Executive Order 1996-1, "Regulatory Review and Promulgation." A copy of this material is available to the public upon request.

If IRRC has objections to any portion of the proposed regulation, it will notify the Agency within 10 days after the expiration of the Committee review. Such notification shall specify the regulatory review criteria which have not been met by that portion. The Act specifies detailed procedures for review, prior to final publication of the regulation by the Agency, 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 Eva Cheney, State Board of Social Workers, Marriage and Family Therapists and Professional Counselors, P. O. Box 2649, Harrisburg, PA 17105-2649, within **30 days** of publication of this proposed rulemaking. Please reference No. 16A-695 (Fees), when submitting comments.

ANNEX A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS
PART I. DEPARTMENT OF STATE
SUBPART A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS
CHAPTER 47. STATE BOARD OF SOCIAL WORK MARRIAGE AND FAMILY
THERAPISTS AND PROFESSIONAL COUNSELORS

FEES

§ 47.4 Licensure Fees.

(a) The fee schedule for licensure as a licensed social worker [or for] provisional license, licensed clinical social worker, licensed marriage and family therapist or licensed professional counselor shall be as follows:

- (1) Application fee for licensure and original license issuance as a licensed social worker..... \$ [15] 25
- (2) Biennial renewal for licensed social worker , licensed clinical social worker, licensed marriage and family therapist or licensed professional counselor..... \$ 45
- (3) One-time assessment for a licensed social worker licensed during the 1988 to 1991 licensure cycle..... \$ 30
- (4) Application fee for provisional license and provisional license issuance \$ 25
- (5) Verification of licensure \$ 15
- (6) Certification of license, scores or hours \$ 25
- (7) Application fee for licensure and original license issuance as a licensed clinical social worker, licensed marriage and family therapist or licensed professional counselor \$45

§ 47.34 Registration of continuing education providers, courses and programs

(b) An applicant for Board approval as a provider of a course or program shall submit an application, along with a fee of [~~\$25~~] \$40, at least 90 days before the date of the course or program commences.

**TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS
PART I. DEPARTMENT OF STATE
SUBPART A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS
CHAPTER 48. STATE BOARD OF SOCIAL WORKERS, MARIAGE
AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS.**

GENERAL PROVISIONS

§ 48.4 Applicability of General Provisions in Chapter 47

Sections 47.2 (relating to applicability of general rules), 47.3 (relating to meetings of the board), 47.4 (relating to licensure fees for social workers, clinical social workers, marriage and family therapists and professional counselors), and 47.34 (relating to registration of continuing education providers, courses and programs) shall apply to this chapter.

**TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS
PART I. DEPARTMENT OF STATE
SUBPART A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS
CHAPTER 49. STATE BOARD OF SOCIAL WORKERS, MARIAGE
AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS.**

GENERAL PROVISIONS

§ 49.3 Applicability of General Provisions in Chapter 47

Sections 47.2 (relating to applicability of general rules), 47.3 (relating to meetings of the board), 47.4 (relating to licensure fees for social workers, clinical social workers, marriage and family therapists and professional counselors), and 47.34 (relating to registration of continuing education providers, courses and programs) shall apply to this chapter.

FEE REPORT FORM

Agency: State - BPOA

Date: 3/23/2001

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Application for licensure as a Social Worker: \$25.00
Estimated Biennial Revenue: \$25,000 \$ (1,000 applications x \$25.00)

Fee Description:

The fee will be charged to every applicant who applies for licensure as a Social Worker.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors to review and process an application for licensure as a Social Worker and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- process application	(.50 hr)	10.45
Administrative Overhead:		<u>13.07</u>
	Total Estimated Cost:	\$23.52
	Proposed Fee:	\$25.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$25.00 be established for processing an application for licensure as a Social Worker.

Staff receives application and supporting documents, reviews for completeness, contacts applicant for any missing information. When application is complete and all requirements are met, issues license through computer or notice of rejection.

FEE REPORT FORM

Agency: State - BPOA

Date: 3/23/2001

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Application for Licensed Clinical Social Worker, Marriage and Family Therapist or Professional Counselor (by examination or exemption): \$45.00

Estimated Biennial Revenue: \$540,000 (12,000 applications x \$45.00)

(1st billing cycle only – thereafter estimated biennial number of applications is 500).

Fee Description:

The fee will be charged to every applicant who applies for licensure as a Licensed Clinical Social Worker, Marriage and Family Therapist or Professional Counselor (whether applying by examination or exemption).

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors to review and process an application for licensure as a Licensed Clinical Social Worker, Marriage and Family Therapist or Professional Counselor and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time- process application	(.50 hr)	10.45
Board Administrator: (avg. per app)		2.59
Board Committee: (avg. per app.)		18.00
Administrative Overhead:		<u>13.07</u>
	Total Estimated Cost:	\$44.11
	Proposed Fee:	\$45.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$45.00 be established for processing an application for licensure as a Licensed Clinical Social Worker, Marriage and Family Therapist or Professional Counselor, whether by examination or exemption.

**Page 2 Application fee for Licensed Clinical Social Worker, Marriage and Family
Therapist or Professional Counselor (examination or exemption:) 3/23/2001**

Staff receives application and supporting documents, reviews for completeness, contacts applicant for any missing information. Responses to questions on the application regarding supervised experience, criminal conviction, chemical dependency, etc .may necessitate further research and review. Estimated cost of board administrator and board committee review has been averaged over the total number of application anticipated in a biennial cycle.

FEE REPORT FORM

Agency: State - BPOA

Date: 3/23/2001

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Biennial Renewal Fee – Licensed Clinical Social Worker, Marriage and Family Therapist
and Professional Counselor: \$45.00

Estimated Biennial Revenue: \$540,000 (12,000 applications x \$45.00)

Fee Description:

The fee will be charged to every applicant who applies for licensure renewal.

Fee Objective:

The fee should defray a substantial portion of the State Board of Social Work Examiners general operational costs.

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$45.00 be established for biennial renewal of Licensed Clinical Social Worker, Marriage and Family Therapist and Professional Counselor licenses.

FEE REPORT FORM

Agency: State - BPOA

Date: March 23, 2001

Contact: David Williams

Phone No. 783-7194

Fee Title, Rate and Estimated Collections:

Application for Approval as a Continuing Education Provider or Program Approval: **\$40.00**

Estimated Biennial Revenue: \$96,000 (2,400 applications x \$40.00)

Fee Description:

The fee will be charged to every applicant for approval as a continuing education provider or request for program approval.

Fee Objective:

The fee should (1) offset the identifiable costs incurred by the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors to review and process an application for approval of a continuing education provider and program and (2) defray a portion of the Board's administrative overhead.

Fee-Related Activities and Costs:

Staff time-app review	(0.50 hr.)	10.45
Board administrator: app. preparation	(0.25 hr.)	7.77
Board member review - avg. time to review	(1.00 hr.)	8.00
Administrative Overhead:		<u>13.07</u>
	Total Estimated Cost:	\$ 39.29
	Proposed Fee:	\$ 40.00

Analysis, Comment, and Recommendation:

It is recommended that a fee of \$40.00 be established to process an application for approval of as a continuing education provider or request for program approval.

Page 2 App. for Approval of Continuing Education Program: March 23, 2001

Board Staff: receives request from a provider of continuing education requesting approval as a provider or approval of program(s) that licensees are required to complete as a condition of license renewal. Board administrator sends the application and supporting documents to a board member for evaluation and recommendation to approve or deny. Following decision, applicant is notified of decision; if approved, program is entered into computer system.



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS
**STATE BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY
THERAPISTS AND PROFESSIONAL COUNSELORS**

Post Office Box 2649
Harrisburg, Pennsylvania 17105-2649
(717) 783-1389

August 9, 2001

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

Re: Proposed Regulation
State Board of Social Workers, Marriage and Family Therapists
and Professional Counselors
16A-695: Fees

Dear Chairman McGinley:

Enclosed is a copy of a proposed rulemaking package of the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors 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,

Thomas F. Matta, Ph.D., Chairperson
State Board of Social Workers, Marriage and Family
Therapists and Professional Counselors

TFM/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
Christal Pike-Nase, Regulatory Counsel
Bureau of Professional and Occupational Affairs
Herbert Abramson, Senior Counsel in Charge
Bureau of Professional and Occupational Affairs
Beth Sender Michlovitz, Counsel
State Board of Social Workers, Marriage and Family Therapists and Professional Counselors
State Board of Social Workers, Marriage and Family Therapists and Professional Counselors

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

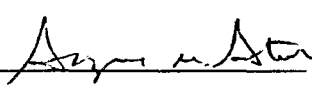
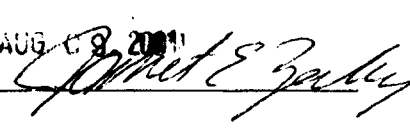
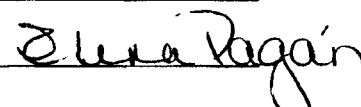
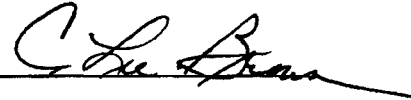
I.D. NUMBER: 16A-695
SUBJECT: State Board of Social Workers, Marriage & Family Therapists & Professional Counselors - Fees
AGENCY: DEPARTMENT OF STATE

TYPE OF REGULATION

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

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 INDEPENDENT REGULATORY
 REVIEW COMMISSION

FILING OF REGULATION

DATE	SIGNATURE	DESIGNATION
8-9-01		HOUSE COMMITTEE ON PROFESSIONAL LICENSURE
AUG 6 9 2001		SENATE COMMITTEE ON CONSUMER PROTECTION & PROFESSIONAL LICENSURE
8-9-01		INDEPENDENT REGULATORY REVIEW COMMISSION ATTORNEY GENERAL
8/9/01		LEGISLATIVE REFERENCE BUREAU

August 1, 2001