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**INDEPENDENT REGULATORY REVIEW COMMISSION
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March 6, 2003

LeRoy D. Cameroni, Chairperson
State Board of Barber Examiners
116 Pine Street
Harrisburg, PA 17105

Re: Regulation #16A-425 (IRRC #2310)
State Board of Barber Examiners
Deletion of Examination Fees

Dear Chairperson Cameroni:

Enclosed are the Commission's Comments that include objections and recommendations for consideration when you prepare the final version of this regulation. These Comments are not a formal approval or disapproval of the regulation. However, they specify the regulatory review criteria that have not been met.

The Comments will soon be available on our website at www.irrc.state.pa.us. If you would like to discuss them, please contact my office at 783-5417.

Sincerely,

Robert E. Nyce
Executive Director
wbg
Enclosure

cc: Honorable Mario J. Civera, Jr., Majority Chairman, House Professional Licensure Committee
Honorable William W. Rieger, Democratic Chairman, House Professional Licensure Committee
Honorable Robert M. Tomlinson, Chairman, Senate Consumer Protection and Professional Licensure Committee
Honorable Lisa M. Boscola, Minority Chairman, Senate Consumer Protection and Professional Licensure Committee
Honorable Benjamin Ramos, Acting Secretary, Department of State

Comments of the Independent Regulatory Review Commission

on

State Board of Barber Examiners Regulation No. 16A-425

Deletion of Examination Fees

March 6, 2003

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regulation is not delivered within two years of the close of the public comment period, the regulation will be deemed withdrawn.

Section 3.103. Fees. - Clarity

This proposed rulemaking deletes eight examination fees. They are being deleted because a professional testing organization administers the examinations and sets the fees.

Section 3.41 (a), relating to applications for examinations, requires applications for examinations to be filed with the Board. However, the Board's website instructs applicants to submit applications directly to the testing organization.

Section 3.45 (b), relating to retaking the examination, states that applicants may request a personal interview with the Board for review of examination papers. However, the Board does not administer the examination and no longer provides opportunities for personal interviews.

The Board has acknowledged that these sections are outdated. We recommend that the Board incorporate any changes to these sections in the final-form of this regulation. This would provide the regulated community a clearer understanding of how the examination process works.