

THOMAS P. GANNON, MEMBER
MAIN CAPITOL BUILDING
HOUSE BOX 202020
HARRISBURG, PENNSYLVANIA 17120-2020
PHONE: (717) 783-6430
FAX: (717) 783-0683

DISTRICT OFFICE:
219 MORTON AVENUE
FOLSOM, PENNSYLVANIA 19033
PHONE: (610) 461-5543

Original: 2324



House of Representatives
COMMONWEALTH OF PENNSYLVANIA
HARRISBURG

CHAIRMAN
PROFESSIONAL LICENSURE COMMITTEE

John R. McGinley, Jr., Chairman
Independent Regulatory Review Commission
14th Floor, Harrisstown 2
333 Market Street
Harrisburg, PA 17101

Dear Chairman McGinley:

I am writing to inform you that the House Professional Licensure Committee held a meeting on January 27, 2004 on the following:

Regulation **16A-5117** – Final Rulemaking of the State Board of Nursing pertaining to continuing education for Certified Registered Nurse Practitioners was withdrawn by the Board in order to make clarifications suggested by IRRC.

The Committee voted to approve Regulation **16A-529** – Final Rulemaking of the State Board of Optometry pertaining to continuing education.

The Committee voted to approve **Regulation 16A-425** – Final Rulemaking of the State Board of Barber Examiners pertaining to deletion of examination fees.

The Committee voted to take no formal action on **Regulation 16A-6510** – Proposed Rulemaking of the State Board of Physical Therapy pertaining to Certificate of Authorization to practice without referral until final form regulations are promulgated. However, the Committee submits the following comments:

1. The Committee notes the comments submitted by the Pennsylvania Physical Therapy Association (PPTA) relevant to the Board's definition of "continuous practice" as a minimum of 200 hours each year in the delivery of direct patient care. The Committee asks if the Board has given consideration to the concerns of the PPTA that this standard would disqualify otherwise qualified licensees who are currently practicing in management, research or academic settings from obtaining certificates of authorization.
2. The Committee notes the comments submitted by the Pennsylvania Medical Society (PMS) regarding the omission of statutory language pertaining to the prohibition against treatment of certain conditions, and language outlining the standards for referral to a licensed physician or other appropriate health care provider. The Committee asks if the Board has given consideration to the concerns raised by the PMS in that regard.

RECEIVED - 5 JAN 29 2004
PROFESSIONAL LICENSURE COMMITTEE

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Page 2

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The Committee voted to take no formal action on **Regulation 16A-569** – Proposed Rulemaking of the State Real Estate Commission pertaining to deletion of examination fees until final form regulations are promulgated.

The Committee voted to take no formal action on **Regulation 16A-628** – Proposed Rulemaking of the State Board of Nursing Home Administrators pertaining to deletion and correction of fees until final form regulations are promulgated.

Please feel free to contact my office if any questions should arise.

Sincerely,

A handwritten signature in black ink that reads "Thomas P. Gannon".

Thomas P. Gannon
Chairman
House Professional Licensure Committee

TPG/sjh
Enclosures

cc: Honorable Pedro A. Cortes, Secretary of the Commonwealth
Department of State
Janet H. Shields, RN, Chairperson
State Board of Nursing
Steven J. Reto, O.D., Chairman
State Board of Optometry
Lee Cameroni, Chairperson
State Board of Barber Examiners
James J. Irrgang, PT/ATC, Chairperson
State Board of Physical Therapy
Helen M. Billak, Chairman
State Real Estate Commission
Robert J. Morrow, Chairman
State Board of Nursing Home Administrators