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INDEPENDENT REGULATORY
REVIEW COMMISSION

Regulatory Analysis Form

(1) Agency

Department of State, Bureau of Professional and
Occupational Affairs, State Board of Auctioneer Examiners

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

16A-647

IRRC Number: 2361

(3) Short Title

Deletion of Examination Fees

(4) PA Code Cite

49 Pa. Code §§ 1.23 and 1.41

(5) Agency Contacts & Telephone Numbers

Primary Contact: Sabina I. Howell, Counsel,
State Board of Auctioneer Examiners 783-7200
Secondary Contact: Joyce McKeever, Deputy Chief
Counsel, Department of State 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.

This regulation eliminates references to the amount paid by applicants to take the auctioneer licensing examination. The fee for this examination is set by the professional testing organization and not by the Board.

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

Section 812.1 of the Administrative Code of 1929 (71 P.S. §279.3a) and §§ 5 and 6 of the Auctioneer and Auction Licensing Act (act), (63 P.S. §§734.5 and 734.6), set forth the powers and duties of the board with regard to the administration of examinations.

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.

The regulation is not mandated by any federal or state law, court order, or federal regulation.

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

Examination fees are determined through a competitive bid and contracting process with a professional testing organization that administers the examination. Eliminating references to the current examination fee in the regulations obviates the need to amend the regulations in the future should the examination fees be changed.

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

There are no specific public health, safety, environmental or general welfare risks associated with nonregulation.

(13) Describe who will benefit from the regulation. (Quantify the benefits as completely as possible and approximate the number of people who will benefit.)

Applicants for licensure will benefit by not having potentially conflicting sources of information relating to examination fees. The Board will benefit because the regulation eliminates the need to make future adjustments to its regulations should the fees be changed.

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 groups or individuals who will be adversely affected by the regulation.

(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.)

All applicants for auctioneer licensing are required to pay the fee set by the professional testing organization. This regulation does not affect the fee charged by the professional testing organization.

(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.

The text of the proposed regulation was sent to Jeanie M. Cowl, Administrator, Pennsylvania Auctioneer's Association, Inc. for pre-draft commentary on October 11, 2002. The Board did not receive any comments either before or following publication of proposed rulemaking in the Pennsylvania Bulletin.

(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.

No specific costs or savings to the regulated community are anticipated. However, the general operational costs of the Board may be reduced by eliminating the need to make future amendments to the Board's regulations.

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.

There are no anticipated costs or savings to local government associated with 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.

Because the Board's operational expenses are paid from license renewal fees, there are no anticipated costs or savings to state government associated with this regulation.

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:	\$	\$	\$	\$	\$	\$
Regulated Community	NA	NA	NA	NA	NA	NA
Local Government						
State Government						
Total Savings						
COSTS:						
Regulated Community	NA	NA	NA	NA	NA	NA
Local Government						
State Government						
Total Costs						
REVENUE LOSSES:						
Regulated Community	NA	NA	NA	NA	NA	NA
Local Government						
State Government						
Total Revenue Losses						

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

NA

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 Auctioneer Examiners	\$385,355.33	\$162,878.19	\$157,961.09	\$187,000.00

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

There are no adverse effects or costs associated with the regulation. The regulated community will benefit because the Board will not be required to make any future amendments to its regulations to conform to changing costs of the licensing examination.

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

Because the fees are currently announced in the Board's regulations, no nonregulatory alternatives were considered.

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

No alternative regulatory schemes were considered. See 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.

There are no federal standards relevant to the regulation.

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

A survey was made of nearby states requiring statewide auction licensing. Ohio lists its fees by statute. North Carolina, Maine and Virginia list exam fees by regulation. Kentucky does not set its fees by regulation or statute.

This regulation will not put Pennsylvania at a competitive disadvantage with other states.

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

The regulation does not affect any existing or proposed regulations of the Board or other state agencies.

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

The Board meets in public session at least 5 times per year at 2601 North Third Street in Harrisburg, PA. Comments from the public are always invited at the Board's meetings.

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.

The regulation does not change any existing reporting, record keeping or other paperwork requirements.

(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 identified no particular groups or persons who will be affected by the regulation.

(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 as final rulemaking.

(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.

CDL-1

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

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LEGISLATIVE COUNCIL
REVIEW COMMISSION

2361

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 Auctioneer Examiners
(AGENCY)

By: *Tanya C. Lubbo*

DOCUMENT/FISCAL NOTE NO. 16A-647

9.2.04

DATE OF APPROVAL

DATE OF APPROVAL

DATE OF ADOPTION: _____

BY: *Kenyon B. Brown*
Kenyon B. Brown

Asst.
(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.

NOTICE OF FINAL RULEMAKING
COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS
STATE BOARD OF AUCTIONEER EXAMINERS
49 PA. CODE, §§ 1.23 & 1.41
EXAM FEE DELETION

The State Board of Auctioneer Examiners (Board) hereby amends §§ 1.23 and 1.41 (relating to auctioneer licensure examination; and schedule of fees) to read as set forth in Annex A.

A. Effective date

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

B. Statutory Authority

The amendments are authorized under section 812.1 of The Administrative Code of 1929 (code)(71 P.S. §279.3a) and sections 5 and 6 of the Auctioneer and Auction Licensing Act (act), (63 P.S. §§734.5 and 734.6).

C. Background and Purpose

The amendment to §1.23 (relating to auctioneer licensure examination) reflects that applicants shall apply to the professional testing organization, not the Board, to take the examination. The professional testing organization determines a candidate's eligibility to take the exam and administers the examination to eligible candidates. Section 812.1 of the code requires that the auctioneer licensing examination be prepared and administered by a professional testing organization. This amendment clears confusion that may result from the existing regulation which directs candidates to apply to the Board to be tested.

The amendment to §1.41 (relating to the schedule of fees) deletes the reference to the fee for the examination for auctioneers. This fee is set by the professional testing organization, not by the Board. To avoid the necessity of amending the regulation whenever the professional testing organization changes the fee, the Board is deleting the reference to the examination fee.

D. Summary of Comments and Responses on Proposed Rulemaking

Notice of the proposed rulemaking was published at 33 Pa.B. 4685 (September 20, 2003). Publication was followed by a 30-day public comment period during which the Board received no comments.

The Independent Regulatory Review Commission (IRRC) had no objections, comments, or recommendations to offer on this regulation. The House Professional Licensure Committee (HPLC) and the Senate Consumer Protection and Professional Licensure Committee (SCP/PLC) did not comment.

E. 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 (E.O.) 1996-1.

F. Fiscal Impact and Paperwork Requirements

This regulation would have no fiscal impact on the Board or its licensees. The regulation will have no fiscal impact on the private sector, the general public or political subdivisions. The regulation will avoid preparation of new regulations each time that an examination fee is changed and will not create additional paperwork for the private sector.

The proposed amendments should not impose any legal, accounting or reporting requirements on the regulated community.

G. Sunset Date

The Board continually monitors the effectiveness of its regulations through communication with the regulated population. 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 September 20, 2003, the Board submitted a copy of the notice of proposed rulemaking, published at 33 Pa.B. 4685, to IRRC, and the Chairpersons of the House Professional Licensure Committee (HPLC) and the Senate Consumer Protection and Professional Licensure Committee (SCP/PLC) for review and comment.

The Board did not receive any comments from IRRC, the SCP/PLC, the HPLC or the public.

Under section 5.(c) of the Regulatory Review Act, IRRC, the HPLC and the SCP/PLC were provided with copies of the comments received during the public comment period, as well as other documents when requested. In preparing the final-form rulemaking, the Board has considered all comments from IRRC, the HPLC, the SCP/PLC and the public.

Under section 5.1(j.2) of the Regulatory Review Act (71 P.S. § 745.5a(j.2)), on _____ the final-form rulemaking was approved by the HPLC. On _____, the final-form rulemaking was deemed approved by the SCP/PLC. Under section 5.1(e) of the

Regulatory Review Act, IRRC met on _____, and approved the final-form rulemaking.

I. Contact Person

Further information may be obtained by contacting Tammy Radel, Administrative Assistant, State Board of Auctioneer Examiners, P.O. Box 2649, Harrisburg, Pennsylvania 17105-2649, (717) 783-1389.

J. Findings

The State Board of Auctioneers finds that:

(1) Public notice of intention to adopt these amendments has been 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, 1 Pa. Code §§ 7.1 and 7.2.

(2) A public comment period was provided as required by law and no comments were received.

(3) This final-form rulemaking is necessary and appropriate for administering and enforcing the authorizing acts identified in Part B of this Preamble.

K. Order

The State Board of Auctioneer Examiners, acting under its authorizing statutes, orders that:

(a) The regulations of the Board, 49 Pa. Code Chapter 1, are amended by amending §§ 1.23 and 1.41 to read 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.

Kenyon B. Brown
Chairperson

Annex A
TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS
PART 1. DEPARTMENT OF STATE
Subpart A. Professional and Occupational Affairs
Chapter 1. State Board of Auctioneer Examiners

* * * *

LICENSURE

* * * *

§1.23. Auctioneer licensure examination.

(a) The Board will [schedule] have a professional testing organization conduct the auctioneer licensure examination at least two times each year.

(b) The applicant for auctioneer's license shall apply to the professional testing organization designated by the Board for admission to the licensure examination and pay the fee directly to that organization.

* * * *

FEES

§1.41. Schedule of fees.

Applicants shall pay the following fees:

[Examination fee for auctioneer license \$87]

* * * *

CHAPTER 147a. (Reserved)

CHAPTER 147b. (Reserved)

[Pa.B. Doc. No. 03-1840. Filed for public inspection September 19, 2003, 9:00 a.m.]

STATE BOARD OF AUCTIONEER EXAMINERS

[49 PA. CODE CH. 1]

Examination Fees

The State Board of Auctioneer Examiners (Board) proposes to amend §§ 1.23 and 1.41 (relating to auctioneer licensure examination; and schedule of fees) to read as set forth in Annex A. The proposed rulemaking deletes references to the fees charged by testing organizations from the schedule of fees for the examination for auctioneers and directs applicants for examination to apply and pay fees directly to the professional testing organization.

Effective Date

The proposed rulemaking is effective on final-form publication in the *Pennsylvania Bulletin*.

Statutory Authority

Section 812.1 of The Administrative Code of 1929 (code) (71 P. S. § 279.3a) and sections 5 and 6 of the Auctioneer and Auction Licensing Act (63 P. S. §§ 734.5 and 734.6) set forth the powers and duties of the Board with regard to the administration of examinations.

Background and Need for the Proposed Rulemaking

Provision and Submission of Applications for Examination

The proposed amendment to § 1.23 reflects that applicants shall apply to the professional testing organization, not the Board, to take the examination. The professional testing organization determines a candidate's eligibility to take the exam and administers the examination to eligible candidates. Section 812.1 of the code requires that the auctioneer licensure examination be prepared and administered by a professional testing organization. This proposed rulemaking clears confusion that may result from the existing regulation which directs candidates to apply to the Board to be tested.

Elimination of References to Examination Fees

The proposed amendment to § 1.41 deletes the reference to the fee for the examination for auctioneers. This fee is set by the professional testing organization, not by the Board. To avoid the necessity of amending the regulation whenever the professional testing organization changes the fee, the Board proposes to delete the reference to the examination fee.

Description of Proposed Rulemaking

The proposed rulemaking deletes references to the fee for the licensure examination. The fee is set by the professional testing organization. The proposed rulemaking also clarifies that examination applicants apply directly to the professional testing organization and not to the Board.

Fiscal Impact

The proposed rulemaking will have no fiscal impact on the Board or its licensees. The proposed rulemaking

should have no fiscal impact on the private sector, the general public or political subdivisions.

Paperwork Requirements

The proposed rulemaking will avoid preparation of new regulations each time that an examination fee is changed and should not create additional paperwork for the private sector.

Sunset Date

The Board monitors its regulations on a continuing basis. Therefore, no sunset date has been assigned.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on September 9, 2003, the Board submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the Senate Consumer Protection and Professional Licensure Committee and the House Professional Licensure Committee. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey any comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections shall specify the regulatory review criteria which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Board, the General Assembly and the Governor of comments, recommendations or objections raised.

Public Comment

Interested persons are invited to submit written comments, recommendations or objections regarding this proposed rulemaking to Tammy Radel, Administrator, State Board of Auctioneer Examiners, P. O. Box 2649, Harrisburg, PA 17105-2649 within 30 days following publication of this proposed rulemaking in the *Pennsylvania Bulletin*.

RALPH M. STEWART,
Chairperson

Fiscal Note: 16A-647. 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 1. STATE BOARD OF AUCTIONEER EXAMINERS

LICENSURE

§ 1.23. Auctioneer licensure examination.

(a) The Board will [schedule] have a professional testing organization conduct the auctioneer licensure examination at least two times each year.

(b) The applicant for auctioneer's license shall apply to the professional testing organization designated by the Board for admission to the licensure examination and pay the fee directly to that organization.

* * * * *

FEES

§ 1.41. Schedule of fees.

Applicants shall pay the following fees:

[Examination fee for auctioneer license ... \$87]

* * * * *

[Pa.B. Doc. No. 03-1841. Filed for public inspection September 19, 2003, 9:00 a.m.]

STATE BOARD OF BARBER EXAMINERS

[49 PA. CODE CH. 3]

Ten Chair Barber Schools

The State Board of Barber Examiners (Board) proposes to amend § 3.82 (relating to inspection) to read as set forth in Annex A.

A. Effective Date

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

B. Statutory Authority

The proposed rulemaking is authorized under section 15-A.4(b) of the act of June 19, 1931 (P. L. 589, No. 202) (63 P. S. § 566.4(b)), known as the Barbers' License Law.

C. Background and Purpose

Barber schools in this Commonwealth have, over the last several years, experienced a decrease in enrollment. To encourage schools to remain in business as well as encourage new schools to open, the Board has reviewed its existing regulations governing licensed schools with a view toward eliminating unnecessarily restrictive regulations. The Board proposes to amend § 3.82 to delete the requirement that a barber school have 20 chairs in the clinic room and 20 desks in the theory room and to require only 10 chairs and desks in each room. This minimum 10 chair/desk requirement will eliminate the need to have unused equipment in the schools. The Board also anticipates that this will allow more schools to become licensed. In conjunction with lowering the number of chairs and desks required for schools, the Board proposes to decrease the space requirements. With fewer required chairs and desks it follows that schools would need less space to operate.

The proposed rulemaking also amends the requirements for inspection prior to a barber school being licensed. Currently, the regulations require both a preliminary inspection of the school and a second inspection after the equipment is installed. The regulation requires a Board member to accompany the inspector on the second inspection. The Board feels that its resources would be better utilized if one inspection was required. Furthermore, the Board feels that it is improper for a Board member to accompany the inspector on the second inspection given that there may be violations that could result in the license being denied. This proposed rulemaking updates the regulation to reflect the Board's current practice of conducting only one inspection.

D. Description of Proposed Rulemaking

The proposed rulemaking reduces the minimum number of barber chairs and desks for licensed barber schools. Currently, § 3.82(a) requires that barber schools have 20 barber chairs in the clinic room and 20 desks in the theory room. The proposed rulemaking lowers this requirement to ten chairs and desks in each room. In conjunction with lowering the minimum number of chairs and desks required for a barber school, the proposed rulemaking lowers the minimum amount of square footage required for a school. In § 3.82(a)(1), the Board has lowered the minimum amount of square footage from 2,000 square feet to 1,250 square feet. The Board has determined that this amount of square footage is appropriate to accommodate ten barber chairs, a theory room, a restroom and a waiting area. The size of the theory room has also been decreased. The proposed amendment to § 3.82(a)(12) decreases the theory room from the specific dimensions of 20 feet by 20 feet (400 square feet) to 200 square feet. The Board feels that requiring square footage instead of the specific dimensions of the room will allow each school the freedom to design the theory room to best fit the needs of the school.

The proposed rulemaking also eliminates an obsolete provision in § 3.82(b) and further modifies § 3.82(a). The current regulation calls for a preliminary inspection before the application for a barber school is completed, then a follow-up inspection after the equipment has been installed. It also calls for a member of the Board to accompany the investigator on the follow-up inspection. The current Board policy is to conduct one inspection of the school after the application is submitted and before the permit is issued. The Board feels that doing one inspection after the application is filed but before the permit is issued is appropriate. This inspection verifies that the school conforms to the plans that were submitted and that the equipment and supply requirements are met. The Board feels that it is improper and unnecessary for a Board member to accompany the investigator on the inspection. Therefore, the Board is proposing to modify these two subsections to reflect the current Board practice.

E. Fiscal Impact and Paperwork Requirements

The proposed rulemaking would not impose any additional paperwork requirements on the Board or its licensees. The proposed rulemaking will have a beneficial fiscal impact on existing and new barber school owners by reducing the costs for unnecessary equipment such as chairs and desks for schools with a small enrollment.

F. Sunset Date

The Board continuously monitors its regulations. Therefore, no sunset date has been assigned.

G. Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on September 9, 2003, the Board submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the Senate Consumer Protection and Professional Licensure Committee and the House Professional Licensure Committee. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey any comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recom-



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS
STATE BOARD OF AUCTIONEER EXAMINERS

Post Office Box 2649
Harrisburg, Pennsylvania 17105-2649
(717) 783-3397

October 22, 2004

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

Re: Final Regulation
State Board of Auctioneer Examiners
16A-647: Exam Fee Deletion

Dear Chairman McGinley:

Enclosed is a copy of a final rulemaking package of the State Board of Auctioneer Examiners pertaining to exam fee deletion.

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 that reads "Kenyon B. Brown".

Kenyon B. Brown, Chairperson
State Board of Auctioneer Examiners

KBB/SIH:lm

Enclosure

c: Linda C. Barrett, Chief Counsel
Department of State
Basil L. Merenda, Commissioner
Bureau of Professional and Occupational Affairs
Joyce McKeever, Deputy Chief Counsel
Department of State
Cynthia K. Montgomery, Regulatory Counsel
Department of State
Gerald S. Smith, Senior Counsel in Charge
Department of State
Sabina I. Howell, Counsel
State Board of Auctioneer Examiners

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

I.D. NUMBER: 16A-647
 SUBJECT: State Board of Auctioneer Examiners - Exam Fee Deletion
 AGENCY: DEPARTMENT OF STATE

#2361

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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 REVIEW COMMISSION

FILING OF REGULATION

DATE	SIGNATURE	DESIGNATION
	<u><i>Nancy Randall</i></u>	HOUSE COMMITTEE ON PROFESSIONAL LICENSURE
	<u><i>Donna Glenn 10-22-04</i></u>	SENATE COMMITTEE ON CONSUMER PROTECTION & PROFESSIONAL LICENSURE
	<u><i>10/22/04 [Signature]</i></u>	INDEPENDENT REGULATORY REVIEW COMMISSION
		ATTORNEY GENERAL (for Final Omitted only)
		LEGISLATIVE REFERENCE BUREAU (for Proposed only)