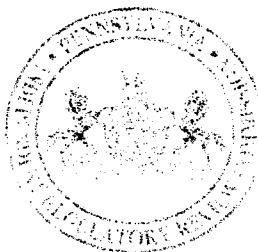


JOHN R. MCGINLEY, JR., ESQ., CHAIRMAN
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INDEPENDENT REGULATORY REVIEW COMMISSION
333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

April 14, 2004

Charles D. Hummer, Jr., M.D., Chairman
State Board of Medicine
2601 North 3rd Street
Harrisburg, PA 17110

Re: Regulation #16A-4918 (IRRC #2399)
State Board of Medicine
Disciplinary Process and Procedure

Dear Chairman Hummer:

The Independent Regulatory Review Commission approved the subject regulation today. Our Order is enclosed and will be available on our website at www.irrc.state.pa.us.

We appreciate the joint effort that went into producing a regulation that meets the criteria and intent of the Regulatory Review Act.

Sincerely,



John R. McGinley, Jr.

Chairman

sfh

Enclosure

cc: 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 Thomas P. Gannon, Majority Chairman, House Professional Licensure Committee
Honorable William W. Rieger, Democratic Chairman, House Professional Licensure Committee
Honorable Pedro A. Cortes, Secretary, Department of State

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held April 14, 2005

John R. McGinley, Jr., Esq., Chairman
Alvin C. Bush, Vice Chairman, by Phone
Daniel F. Clark, Esq.
Arthur Coccodrilli
Murray Ufberg, Esq.

Regulation No. 16A-4918
State Board of Medicine
Disciplinary Process and Procedure

On March 30, 2004, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Medicine (Board). This rulemaking amends § 16.51 and adds §§ 16.55, 16.56, 16.57 and 16.58 in Title 49 Pa. Code. The proposed regulation was published in the April 10, 2004 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on February 23, 2005.

This regulation codifies the process and procedures for handling complaints submitted to the Board. It establishes provisions for appointing hearing examiners; submitting and processing of complaints; formal hearings open to public; and appeals.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. §§ 422.8 and 422.9) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

BY ORDER OF THE COMMISSION:

This regulation is approved.




John R. McGinley, Jr., Esq., Chairman