

Regulatory Analysis Form

This space for use by IRRC

(1) Agency

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

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

16A-699

IRRC Number: **2493**

(3) Short Title

Technical Amendments

(4) PA Code Cite

49 Pa. Code §§47.1, 47.1a, 47.11, 47.12a, 49.1

(5) Agency Contact & 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 non-technical language.

The regulations would make editorial changes, correct outdated provisions and clarify the Board's position that students in social work programs that are in candidacy for accreditation may apply for licensure once the program obtains accreditation.

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

Section 6(2) of the Social Workers, Marriage and Family Therapists and Professional Counselors Act(63 P.S. §1906(2)) and section 812.1 of the Administrative Code of 1929 (71 P.S. §279.3a).

(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.

No.

Regulatory Analysis Form

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

The Board has learned that the Council on Social Work Education accredits social work programs rather than schools. Accordingly, the definition of “accredited school” should be amended to reflect this fact. Also, §47.1a(relating to qualifications for supervisors) provides options for becoming qualified as a supervisor. Paragraph (3) allows an individual to qualify, until January 1, 2006, by, among other things, holding a license to practice as a social worker in this Commonwealth. This requirement is overly restrictive in that it prevents an applicant who obtained his supervisory experience in another state from using that experience to qualify for licensure in this Commonwealth. The Board, therefore, proposes to allow a supervisor to hold a license in this Commonwealth or in any other State.

The Board was recently informed that the Association of Social Work Boards (ASWB) is changing the name of its social work licensure examination from the “intermediate” level examination to the “master’s” level examination and is changing its examination for a provisional license from the “basic” level examination to the “bachelor’s” level examination. Accordingly, it is necessary to amend these names in §47.11(a) and (b) (relating to licensure examination). (cont’d on page 7)

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

All of the proposed revisions pertain to existing regulations. Absent these amendments, the Board would be required to enforce outdated and inaccurate regulations.

(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 as social workers would benefit from these regulations in that applicants for social work licensure who graduated from a program that is “in candidacy” for accreditation would be permitted to be licensed once the program obtains accreditation. Also, applicants for social work licensure and clinical social work licensure would benefit by permitting them to take the ASWB master’s level examination or the clinical level examination. (cont’d on page 8)

(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.)

There are no perceived people or groups of people who would be adversely affected by this regulation.

Regulatory Analysis Form

(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 licenses as social workers and clinical social workers would be required to comply with the regulation. In the year 2003, there were 89 applicants for social work licenses and 87 applicants for clinical social work licenses.

(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.

Prior to drafting this proposed regulation, the Board invited interested associations and colleges and universities to comment on a preliminary draft. The Board reviewed and considered all comments and suggestions received by interested parties during the regulatory development process. The interested associations, colleges, universities and individuals included the following: National Association of Social Workers; ASWB; PA Alliance of Counseling Professionals; Council on Social Work Education; Pa Society for Clinical Social Work; University of Scranton; University of Southern Maine; American Association of State Counseling Boards; American Association of Marriage and Family Therapy; Pennsylvania Social Work Coalition; Pennsylvania Catholic Conference; California University of Pennsylvania; Indiana University of Pennsylvania; Millersville University of Pennsylvania; Shippensburg University of Pennsylvania; Slippery Rock University of Pennsylvania; West Chester University of Pennsylvania; Pennsylvania State University; University of Pittsburgh; Drexel University; University of Pennsylvania; Beaver College; Bucknell University; Eastern College; Gwynedd-Mercy College; Immaculata College; Lehigh University; Marywood University; Philadelphia College of Bible; Philadelphia University; Villanova University; and Dr. Edward W. Sites, Professor, School of Social Work, University of Pittsburgh.

(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.

There should be no costs or savings associated with complying with this regulation.

(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 costs or savings to local governments resulting from the regulations.

Regulatory Analysis Form

(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.

There are no costs to state government in implementing these regulations.

(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:	\$N/A	\$N/A	\$N/A	\$N/A	\$N/A	\$N/A
Regulated Community						
Local Government						
State Government						
Total Savings						
COSTS:	N/A	N/A	N/A	N/A	N/A	N/A
Regulated Community						
Local Government						
State Government						
Total Costs						
REVENUE LOSSES:	N/A	N/A	N/A	N/A	N/A	N/A
Regulated Community						
Local Government						
State Government						
Total Revenue Losses						

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

N/A

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 Social Workers, Marriage and Family Therapists and Professional Counselors	\$257,057.21	\$305,871.61	\$309,899.38	\$308,000.00

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

There should be no adverse effects and costs associated with compliance with the regulation. See, paragraphs (11) and (13) for benefits. Therefore, the benefits clearly outweigh the costs in favor of adoption of these amendments.

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

Because the amendments would change existing regulations, nonregulatory alternatives would not be an option.

(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.

(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.

N/A

Regulatory Analysis Form

(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 is consistent with other states and will not put Pennsylvania at a competitive disadvantage.

(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 would not affect existing or proposed regulations of the Board or other agencies.

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

The Board holds bi-monthly public meetings at which information relative to all rulemaking is discussed. Meetings are held in the Board's offices at 2601 North 3rd Street, Harrisburg, PA. A schedule of Board meeting dates is available on the Department of State's website at www.dos.state.pa.us.

(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.

(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 is aware of no special needs of any subset or group which should be excepted.

(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 of final rulemaking in the Pennsylvania Bulletin. Compliance will be required as of that date.

(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 feed-back from its licensees on a frequent basis.

(11)(cont'd) Section 7(d)(2)(ii) of the act requires an applicant for clinical social work license to hold a license as a social worker. The Board is aware that many applicants for social work licensure are applying only because holding the license is a prerequisite for becoming licensed as a clinical social worker. These applicants have asked whether they might be permitted to complete the more comprehensive clinical social work examination rather than the social work license examination. Because the Board recognizes that the clinical social work examination is an “umbrella” examination which encompasses social work as well as clinical social work knowledge, the Board is proposing to amend § 47.11(a) to give applicants for social work licenses the option of completing the ASWB master’s level examination or the ASWB clinical level examination.

Section 47.12a(a) requires that an applicant for licensure as a social worker have, among other things, a master’s degree in social work or social welfare from a school which was an accredited school on the date the degree was awarded or a doctoral degree in social work. The Board has received numerous communications from a member of the public involved in social work education who has raised the concern that the Board is licensing graduates of social work programs that are in candidacy for accreditation but have not yet obtained accreditation. The Board is aware that the process for a program to obtain accreditation is sometimes lengthy and a program can remain on “in candidacy” status for some time. The Board is also aware that once a program obtains full accreditation, the accreditation reverts back to the graduating classes of students who were admitted during or after the program was granted candidacy. Accordingly, the Board is proposing to amend § 47.12a(2) to provide notice that beginning 2 years after the effective date of this rulemaking, an applicant for licensure must have received a master’s degree in social work or social welfare from a program which was an accredited program on the date the degree was awarded or a doctoral degree in social work. In addition, students who graduate from social work or social welfare master’s degree programs that are in candidacy for accreditation at the time of their graduation may apply for licensure once the program obtains accreditation.

The Board is proposing to delete the definition found in § 49.1 (relating to definitions) of “CACREP” because the acronym is not referred to elsewhere in the regulations and the Board mistakenly included this definition in its regulations.

(13)(cont'd) The following is a breakdown of the number of applicants the Board has received for licensure for the past 3 years:

2003 – Social Worker – 89

2003 – Clinical Social Worker – 87

2002 – Social Worker – 44

2002 – Clinical Social Worker – 69

2001 – Social Worker – 142

2001 – Clinical Social Worker – 299

**FACE SHEET
FOR FILING DOCUMENTS
WITH THE LEGISLATIVE REFERENCE BUREAU**

(Pursuant to Commonwealth Documents Law)

#2493

DO NOT WRITE IN THIS SPACE

Copy below is hereby approved as to
form and legality. Attorney General

BY: Angela M. Elliott
(DEPUTY ATTORNEY GENERAL)

MAY 05 2005

DATE OF APPROVAL

Copy below is hereby certified to be a true and correct
copy of a document issued, prescribed or promulgated by:

**State Board of Social Workers, Marriage
and Family Therapists and Professional
Counselors**

(AGENCY)

DOCUMENT/FISCAL NOTE NO. 16A-699

DATE OF ADOPTION:

BY: Ronald E. Hays
Ronald E. Hays

TITLE: Chairperson
(EXECUTIVE OFFICER, CHAIRMAN OR CHAIRPERSON)

Copy below is approved as
to form and legality.

Executive of Independent
Agencies

BY: Andrew C. Clark
ANDREW C. CLARK

4.12.05

DATE OF APPROVAL

(Deputy General Counsel
(Strike inapplicable
title)

[] Check if applicable
Copy not approved.
Objections attached.

[] Check if applicable. No
Attorney General approval or
objection within 30 day after
submission.

**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, CHAPTER 47 & 49
TECHNICAL AMENDMENTS**

The State Board of Social Workers, Marriage and Family Therapists and Professional Counselors (Board) proposes to amend §§ 47.1, 47.1a, 47.11, 47.12a and 49.1 to read as set forth in Annex A. The Board's amendments would make editorial changes, correct outdated provisions and clarify the Board's position that graduates of social work programs that are in candidacy for accreditation may apply for licensure once the program obtains accreditation.

Effective Date

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

Statutory Authority

The amendments are authorized under Section 6(2) of the Social Workers, Marriage and Family Therapists and Professional Counselors Act (act) (63 P.S. §1906(2)), as well as Section 812.1 of the Administrative Code of 1929 (71 P.S. §279.3(a)).

Background and Purpose

Section 7(a) of the act requires that an applicant for social work license submit proof that, among other things, the applicant has received a master's degree from an accredited school of social work or social welfare or a doctoral degree in social work. The Board has been made aware that the Council on Social Work Education (CSWE) accredits social work programs rather than schools. Accordingly, the Board proposes to amend the definition of "accredited school" at §47.1 (relating to definitions) to mean a graduate program in social work or social welfare accredited by the CSWE.

Section 47.1a (relating to qualifications for supervisors) provides three options for becoming qualified as a supervisor. Paragraph (3) allows an individual to qualify, until January 1, 2006, by, among other things, holding a license to practice as a social worker in this Commonwealth. The Board has received comments from individual applicants indicating that this requirement is overly restrictive in that it prevents an applicant who obtained his supervisory experience in another state from using that experience to qualify for licensure in this Commonwealth. The Board, therefore, proposes to amend this provision to delete the requirement that a supervisor under §47.1a(3)(iii) hold a license in this Commonwealth.

The Board was recently informed that the Association of Social Work Boards (ASWB) is changing the name of its social work licensure examination from the "intermediate" level examination to the "master's" level examination and is changing its examination for a provisional license from the "basic" level examination to the "bachelor's" level examination. Accordingly, the Board proposes to change the names of these examinations in §47.11(a) and (b)(relating to licensure examination).

Section 7(d)(2)(ii) of the act requires an applicant for clinical social work license to hold a license as a social worker. The Board is aware that many applicants for social work licensure are applying only because holding the license is a prerequisite for becoming licensed as a clinical

social worker. These applicants have asked whether they might be permitted to complete the clinical social work examination rather than the social work license examination. Because the Board recognizes that the clinical social work examination is an “umbrella” examination which encompasses social work as well as clinical social work knowledge, the Board is proposing to amend §47.11(a) to give applicants for social work licenses the option of completing the ASWB master’s level examination or the ASWB clinical level examination.

Section 47.12a(a) (relating to licensed social worker) requires that an applicant for licensure as a social worker have, among other things, a master’s degree in social work or social welfare from a school which was an accredited school on the date the degree was awarded or a doctoral degree in social work. The Board has received numerous communications from a member of the public involved in social work education who has raised the concern that the Board is licensing graduates of social work programs that are in candidacy for accreditation but have not yet obtained accreditation. The Board is aware that the process for a program to obtain accreditation is sometimes lengthy and a program can remain on “in candidacy” status for some time. The Board is also aware that once a program obtains full accreditation, the accreditation reverts back to the graduating classes of students who were admitted during or after the program was granted candidacy. The Board recognizes that if it were to fail to license graduates of programs that were in candidacy for accreditation, it would result in the failure to establish new social work programs because students would not attend programs unless they were already fully accredited. Accordingly, the Board is proposing to amend §47.12a(2) to provide notice that beginning 2 years after the effective date of this regulation, an applicant for licensure must have received a master’s degree in social work or social welfare from a program which was an accredited program on the date the degree was awarded or a doctoral degree in social work. In addition, students who graduate from social work or social welfare master’s degree programs that are in candidacy for accreditation at the time of their graduation may apply for licensure once the program obtains accreditation.

The Board is proposing to delete the definition in §49.1 (relating to definitions) of “CACREP” because the acronym is not referred to elsewhere in the regulations and the Board mistakenly included this definition in its regulations.

Fiscal Impact and Paperwork Requirements

The proposed amendments will have no fiscal impact and impose no additional paperwork requirements on the Board or its licensees.

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

Compliance with Executive Order 1996-1

The Board reviewed this rulemaking and considered its purpose and likely impact upon the public and regulated population under the directives of Executive Order 1996-1, Regulatory Review and Promulgation. The Board solicited pre-draft input of these amendments from licensees, professional associations, and educational programs. The Board received

approximately five comments to the draft. The Board considered these comments in developing proposed rulemaking.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on September 26, 2005, 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 the chairpersons of the Senate Consumer Protection and Professional Licensure Committee (SCP/PLC) and the House Professional Licensure Committee (HPLC). A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)), 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 publication of the final 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 the proposed amendments to Sandra Matter, Administrative Assistant, 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 in the *Pennsylvania Bulletin*. Please reference No.16A-699, Technical Amendments, when submitting comments.

Ronald Hays, Chairperson

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 WORKERS, MARRIAGE AND FAMILY
THERAPISTS AND PROFESSIONAL COUNSELORS

GENERAL PROVISIONS

§47.1. Definitions.

The following words and terms, when used in this chapter have the following meanings, unless the context clearly indicates otherwise:

* * *

Accredited school – A graduate [school] program in social work or social welfare accredited by the Council on Social Work Education.

* * *

§47.1a. Qualifications for supervisors.

To qualify as a supervisor, an individual shall meet one of the following criteria:

* * *

(3) Until January 1, 2006, the following criteria:

* * *

(iii) Hold a license to practice as a social worker in this Commonwealth or in another state.

* * *

LICENSURE

§47.11. Licensure examination.

(a) The examination required as a prerequisite to original licensure as a licensed social worker is the Association of Social Work Boards' (ASWB) (formerly known as the American Association of State Social Work Boards' (AASSWB)) [intermediate] master's level examination or the ASWB clinical level examination.

(b) The examination required as a prerequisite to being granted a license to hold oneself out as a social worker with a provisional license is the ASWB (formerly known as AASSWB) [basic] bachelor's level examination.

* * *

§47.12a. Licensed social worker.

(a) To be issued a license to hold oneself out as a licensed social worker, an applicant shall provide proof satisfactory to the Board, that the applicant has met the following conditions:

(1) Satisfied the general requirements for licensure of §47.12 (relating to qualifications for licensure).

(2) [Received] Beginning 2 years after (the effective date of this rulemaking), received a master's degree in social work or social welfare from a school which was an accredited school on the date the degree was awarded or a doctoral degree in social work. Students who graduate from social work or social welfare master's degree programs that are in candidacy for accreditation at the time of their graduation may apply for licensure once the program obtains accreditation.

* * *

**CHAPTER 49. STATE BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY
THERAPISTS AND PROFESSIONAL COUNSELORS –
LICENSURE OF PROFESSIONAL COUNSELORS**

GENERAL PROVISIONS

§49.1. Definitions.

The following words and terms, when used in this chapter, have the following meanings,
unless the context clearly indicates otherwise:

* * *

[CACREP-Council for Accreditation of Counseling and Related Programs.]

* * *

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE

DATE: March 1, 2005

SUBJECT: Proposed Rulemaking
State Board of Social Workers, Marriage and
Family Therapists and Professional Counselors
16A-699: Technical Amendments

TO: David J. DeVries, Executive Deputy General Counsel
Office of General Counsel

FROM: Beth Sender Michlovitz, Counsel *BSM*
State Board of Social Workers, Marriage and
Family Therapists and Professional Counselors

Section 7(a)(2) of the Social Workers, Marriage and Family Therapists and Professional Counselors Act (act)(63 P.S. §1907(a)(2)) requires an applicant for licensure as a social worker to receive a master's degree from an accredited school of social work or social welfare or a doctoral degree in social work. Section 47.1 of the Board's rules and regulations (49 Pa. Code §47.1) defines "accredited school" as a graduate school accredited by the Council on Social Work Education (CSWE). In addition, §47.12a(2) (relating to licensed social workers) requires an applicant for social work license to have a master's degree in social work or social welfare from a school which was an accredited school on the date the degree was awarded or a doctoral degree in social work.

Beginning in October 2, 2000, Dr. Edward Sites, University of Pittsburgh School of Social Work, wrote to the Board informing it of concerns regarding the licensing of individuals who graduated from social work programs that had not obtained accreditation by the time the student graduated from the program. He also informed the Board that although section 7(a)(2) requires an applicant for licensure as a social worker to receive a master's degree from an "accredited school" of social work or social welfare or a doctoral degree in social work, the accrediting body, CSWE, accredits social work "programs" rather than "schools."

The Board has determined that Dr. Sites' contention that CSWE accredits social work programs rather than schools is correct. Since the act speaks of "schools" rather than "programs", the Board is amending the regulatory definition of "accredited school" to reflect actual practice.

On December 10, 2002, Dr. Sites came before the Board to explain his position on the accreditation process and his concern that the Board had issued licenses to applicants who graduated from programs that had not received accreditation on the date the applicant graduated. In particular, he informed the Board that individuals who graduated from West Chester University and California University of Pennsylvania had been licensed when the programs had not obtained full accreditation by the time the students graduated. (West Chester has now been fully accredited whereas California University of Pennsylvania, Edinboro University of Pennsylvania and Kutztown University are in candidacy for accreditation). He explained that when new programs apply for accreditation, they are placed in candidacy. These programs can remain on "in candidacy" status for some time. If the program eventually obtains full accreditation, the programs receive a retroactive accreditation date. Dr. Sites contends that any individual who graduated prior to that retroactive date has not graduated from an accredited program and therefore should not be licensed by the Board.

The Board's position is that students who graduate from social work programs that are in candidacy for accreditation may apply for licensure once the program obtains accreditation. The Board believes that to do otherwise would result in the failure to establish new social work programs because students would not attend programs unless they were fully accredited.

Dr. Sites continues to communicate with the Board on these issues and will probably continue to oppose these amendments.

I certify that I have reviewed this regulation for form and legality, that I have discussed any legal and policy issues with the administrative officers responsible for the program, and that all information contained in the Preamble and Annex is correct and accurate.

BSM



**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) 783-2454**

September 26, 2005

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-699: Technical Amendments

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 Technical Amendments, 16A-699.

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, reading "Ronald E. Hays".

Ronald E. Hays, Chairperson
State Board of Social Workers, Marriage and
Family Therapists and Professional Counselors

REH/BSM:law

Enclosure

cc: Albert H. Masland, Chief Counsel
Department of State
Basil L. Merenda, Commissioner
Bureau of Professional and Occupational Affairs
Joyce McKeever, Deputy Chief Counsel
Department of State
Cynthia Montgomery, Regulatory Counsel
Department of State
Herbert Abramson, Senior Counsel in Charge
Department of State
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-699

SUBJECT: State Bd. of Social Workers, Marriage & Family Therapists & Professional Counselors:

Technical Amendments

AGENCY: DEPARTMENT OF STATE # 2493

TYPE OF REGULATION

- X 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

FILING OF REGULATION

DATE	SIGNATURE	DESIGNATION
9/26/05	<i>Sandra J. Harper</i>	HOUSE COMMITTEE ON PROFESSIONAL LICENSURE
9/26/05	<i>May Walmer</i>	SENATE COMMITTEE ON CONSUMER PROTECTION & PROFESSIONAL LICENSURE
9/26/05	<i>Steph J. Hoff</i>	INDEPENDENT REGULATORY REVIEW COMMISSION
		ATTORNEY GENERAL (for Final Omitted only)
9/26/05	<i>Mayra Garcia</i>	LEGISLATIVE REFERENCE BUREAU (for Proposed only)

May 10, 2005