

SILVAN B. LUTKEWITTE, III, CHAIRMAN  
GEORGE D. BEDWICK, VICE CHAIRMAN  
ARTHUR COCCODRILLI  
JOHN F. MIZNER, ESQ.  
LAWRENCE J. TABAS, ESQ.  
KIM KAUFMAN, EXECUTIVE DIRECTOR  
LESLIE A. LEWIS JOHNSON, CHIEF COUNSEL



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## INDEPENDENT REGULATORY REVIEW COMMISSION

333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

February 15, 2011

Honorable Charles T. McIlhinney, Jr., Majority Chairman  
Senate State Government Committee  
187 Main Capitol  
Harrisburg, PA 17120

Re: Regulation #16-44 (IRRC #2791)  
Department of State  
Schedule of Civil Penalties - Chiropractors

Dear Senator McIlhinney:

At our December 16, 2010 public meeting, we approved the above-captioned regulation and delivered the order to Honorable Basil Merenda, Acting Secretary, Department of State. Because the General Assembly had adjourned *sine die*, we were precluded from providing you with a copy of at that time.

Enclosed is a copy of our approval order. If you have any questions, please contact me.

Sincerely,

Kim Kaufman  
Executive Director  
sfh

SILVAN B. LUTKEWITTE, III, CHAIRMAN  
GEORGE D. BEDWICK, VICE CHAIRMAN  
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## INDEPENDENT REGULATORY REVIEW COMMISSION

333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

February 15, 2011

Honorable Anthony H. Williams, Minority Chairman  
Senate State Government Committee  
366 Main Capitol  
Harrisburg, PA 17120

Re: Regulation #16-44 (IRRC #2791)  
Department of State  
Schedule of Civil Penalties - Chiropractors

Dear Senator Williams:

At our December 16, 2010 public meeting, we approved the above-captioned regulation and delivered the order to Honorable Basil Merenda, Acting Secretary, Department of State. Because the General Assembly had adjourned *sine die*, we were precluded from providing you with a copy of at that time.

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Sincerely,

Kim Kaufman  
Executive Director  
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## INDEPENDENT REGULATORY REVIEW COMMISSION

333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

February 15, 2011

Honorable Daryl D. Metcalfe, Majority Chairman  
House State Government Committee House  
43 East Wing  
Harrisburg, PA 17120

Re: Regulation #16-44 (IRRC #2791)  
Department of State  
Schedule of Civil Penalties - Chiropractors

Dear Representative Metcalfe:

At our December 16, 2010 public meeting, we approved the above-captioned regulation and delivered the order to Honorable Basil Merenda, Acting Secretary, Department of State. Because the General Assembly had adjourned *sine die*, we were precluded from providing you with a copy of at that time.

Enclosed is a copy of our approval order. If you have any questions, please contact me.

Sincerely,

Kim Kaufman  
Executive Director  
sfh

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## INDEPENDENT REGULATORY REVIEW COMMISSION

333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

February 15, 2011

Honorable Babette Josephs, Minority Chairman  
House State Government Committee  
300 Main Capitol  
Harrisburg, PA 17120

Re: Regulation #16-44 (IRRC #2791)  
Department of State  
Schedule of Civil Penalties - Chiropractors

Dear Representative Josephs:

At our December 16, 2010 public meeting, we approved the above-captioned regulation and delivered the order to Honorable Basil Merenda, Acting Secretary, Department of State. Because the General Assembly had adjourned *sine die*, we were precluded from providing you with a copy of at that time.

Enclosed is a copy of our approval order. If you have any questions, please contact me.

Sincerely,

Kim Kaufman  
Executive Director  
sfh

**INDEPENDENT REGULATORY REVIEW COMMISSION  
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held December 16, 2010

Silvan B. Lutkewitte, III, Chairman  
George D. Bedwick, Vice Chairman  
Arthur Coccodrilli  
S. David Fineman, Esq.  
John F. Mizner, Esq.

Regulation No. 16-44 (#2791)  
Department of State  
Schedule of Civil Penalties - Chiropractors

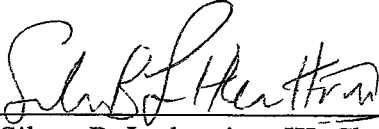
On September 11, 2009, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of State (Department). This rulemaking amends 49 Pa. Code § 43b.22. The proposed regulation was published in the September 26, 2009 *Pennsylvania Bulletin* with a 30-day public comment period. A final-form regulation was submitted to the Commission on September 3, 2010, but was disapproved by the Commission on October 7, 2010, at the request of the Department's counsel, given that the companion Regulation #16A-4318 (IRRC #2792) had been disapproved at the same public meeting. The Department resubmitted the final-form regulation without changes to the Commission on November 24, 2010.

This final regulation establishes a civil penalty schedule for violations of the continuing education requirements of the State Board of Chiropractic (Board). This regulation is the companion piece to Regulation #16A-4318 (IRRC # 2792) from the Board entitled: "Continuing Education Violations."

We have determined this regulation is consistent with the statutory authority of the Department (63 P.S. § 2205(a)) 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.

  
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Silvan B. Lutkewitte, III, Chairman