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House of Representatives
COMMONWEALTH OF PENNSYLVANIA
HARRISBURG

January 25, 2010

Mr. Kim Kaufman
Executive Director
Independent Regulatory Review Commission
333 Market Street, 14th Floor
Harrisburg, PA 17101

RE: Proposed Regulation #16A-5615
State Real Estate Commission
Initial License Fees

RECEIVED
2010 FEB 1 AM 9:52
INDEPENDENT REGULATORY
REVIEW COMMISSION

Dear Mr. Kaufman:

The House Professional Licensure Committee on this date voted to take no formal action until final regulations are promulgated and submit the comments incorporated into the regulation analysis.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike McGeehan".

Michael P. McGeehan
Chairman, House Professional Licensure Committee

State Real Estate Commission
Regulation 16A-5615; Initial Licensure Fees
Proposed Regulation

PROPOSAL: Regulation 16A-5615 is a proposed regulation which was published on December 19, 2009. The House Professional Licensure Committee has until February 8, 2010 to submit comments on the Proposed Regulation.

Regulation 16A-5615 amends 49 Pa. Code §35.203, relating to fees, by consolidating a two (2) tiered fee schedule into one and by establishing the fees for initial licensure and registration for two categories of applicants.

PROPOSED REGULATION ANALYSIS: Title 49, §35.203, relating to fees, is amended by creating a new fee structure for two categories of new applicants. Currently, fees differ depending on when, within a biennial period, the application for initial licensure or registration is submitted.

The current two-tiered structure precludes the State Real Estate Commission from participating in online applications for initial standard or reciprocal licensure for a broker, cemetery broker, branch office, rental listing referral agent or broker of record, partner or officer for a partnership, association or corporation and initial standard or reciprocal registration for a cemetery company or initial standard or reciprocal licensure for an associate broker, salesperson, cemetery associate broker, cemetery salesperson, builder-owner salesperson, time-share salesperson or campground membership salesperson.

The proposed amendment establishes \$94.50 as the fee for the initial standard or reciprocal licensure for a broker, cemetery broker, branch office, rental listing referral agent or broker of record, partner or officer for a partnership, association or corporation and \$72.00 as the fee for initial standard or reciprocal registration for a cemetery company or initial standard or reciprocal licensure for an associate broker, salesperson, cemetery associate broker, cemetery salesperson, builder-owner salesperson, time-share salesperson or campground membership salesperson.

A summary of the changes follows:

- Initial standard or reciprocal licensure for a broker, cemetery broker, branch office, rental listing referral agent or broker of record, partner or officer for a partnership, association or corporation will be \$94.50 and there will not be any delineation for each half of the biennial period. Please note the biennial renewal fee is \$126.
- Initial standard or reciprocal registration for a cemetery company or initial standard or reciprocal licensure for an associate broker, salesperson, cemetery associate broker, cemetery salesperson, builder-owner salesperson, time-share salesperson or campground membership salesperson will be \$72.00 and there will not be any delineation for each half of the biennial period. Please note the biennial renewal fee is \$96.

RECOMMENDATION: It is recommended that the House Professional Licensure Committee take no formal action until final regulations are promulgated and submit the following comments:

1. Of the 27 boards and commissions which are currently issuing licenses or registrations, the Committee requests information regarding which are able to use the Bureau of Professional and Occupational Affairs' licensure software allowing on-line application and which are not.

House of Representatives
Professional Licensure Committee
January 25, 2010