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## House of Representatives

Commonwealth of Pennsylvania  
Harrisburg

February 15, 2012

### COMMITTEES

PROFESSIONAL LICENSURE,  
MAJORITY CHAIR

CONSUMER AFFAIRS

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#2926

Fiona E. Wilmarth, Acting Executive Director  
Independent Regulatory Review Commission  
14<sup>th</sup> Floor, Harristown 2, 333 Market Street  
Harrisburg, PA

Dear Ms. Wilmarth,

Today the House Professional Licensure Committee voted to take no formal action on Proposed Regulation 16A-4711 of the State Registration Board for Professional Engineers, Land Surveyors and Geologists until final regulation is promulgated and to submit the following comments:

1. The Committee brings to the Board's attention that the proposed term change from "applicant" to "candidate" is not consistent throughout the proposed regulation. For example under References §37.32 and §37.37 the term "applicant" is used stating "...at least five persons who can attest to the applicant's good moral character..." and "...at least three professional geologists who can attest to the applicant's good moral character..." respectively, where §37.48 states "...of at least five references, unrelated to the candidate, who can attest to the candidate's good moral character..." Also, §37.47(2)(ii) in the proposed regulation includes current regulatory language stating, "...be of a grade or character to qualify the applicant to assume responsible charge..."

Additionally, there appears to be inconsistency with current regulatory language not part of the proposed regulation in §37.16(a)-(b) General information, application and examination and §37.34(b) Branches of engineering.

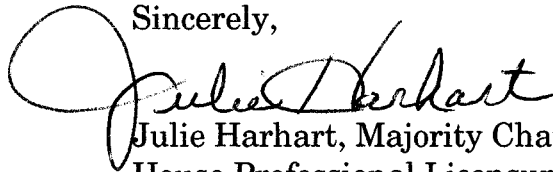
Section 37.18(1) Reactivation of licensure status, §37.57 Registration number, §37.61 Temporary practice (c)-(d) and §37.71(a)-(d) Form of application for certificate of approval of fictitious name or corporate name, contain references to "applicant" but in these contexts it appears there is no real problem of inconsistency.

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The Committee recommends the Board thoroughly review the regulations to correct any inconsistencies created by the proposed term change from “applicant” to “candidate.”

2. The Committee brings to the Board’s attention the organization mentioned in §37.36 should read “World Education Services.”

Sincerely,

A handwritten signature in black ink, appearing to read "Julie Harhart". The signature is written in a cursive style with a large, looping initial "J".

Julie Harhart, Majority Chair  
House Professional Licensure Committee

JH/mmgw

Cc: Wayne Crawford, Committee Executive Director  
Sharon Engdahl, Committee Analyst