

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held December 5, 2024

George D. Bedwick, Chairman
John F. Mizner, Esq., Vice Chairman
John J. Soroko, Esq.
Murray Ufberg, Esq.
Dennis A. Watson, Esq.

Regulation No. 16A-4962 (#3418)
State Board of Medicine
Opioid Treatment Programs


On October 3, 2024, the Independent Regulatory Review Commission (Commission) received this regulation from the State Board of Medicine (Board). This rulemaking amends 49 Pa. Code § 16.92. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This final-omitted rulemaking will allow the initial physical examination required for prescribing, administering and dispensing controlled substances to be conducted by means of telehealth for patients being admitted into an Opioid Treatment Program. The rulemaking also replaces the word “drug” with the term “controlled substance.”

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. §§ 422.8 and 422.41(8)) 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 F. Mizner, Vice Chairman