

INDEPENDENT REGULATORY REVIEW COMMISSION

2013 ANNUAL REPORT



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Pennsylvania's General Assembly created the Independent Regulatory Review Commission to provide independent oversight of the rulemaking process in Pennsylvania and to establish an ongoing and effective review of agency regulations. The Commission's mission is to review agency regulations in order to determine whether they are in the public interest. By evaluating the conformity of rulemakings with law, and their impact on the public and regulated community, we assist the General Assembly and the Governor in achieving a favorable regulatory balance and ensure the integrity of the regulatory process. This annual report details the Commission's activities in 2013.

In 2013, the Commission reviewed a total of 97 regulations, including 49 proposed and 48 final regulations. More than 2,200 public comments were submitted on these regulations. Standing Committees commented on 14 regulations. Additionally, 72 legislative comment letters were submitted by individual members of the General Assembly. The Commission submitted formal comments to the promulgating agencies on 38 of the proposed regulations.

Notable regulations reviewed by the Commission in 2013 include: Academic Assessments and Standards (State Board of Education #2976); Cancer Drug Repository Program (State Board of Pharmacy #2889); and Emergency Response Planning at Unconventional Well Sites (Environmental Quality Board #2986). A full list of regulations reviewed by the Commission is attached.

Copies of all comments filed on these regulations, together with information on all actions taken concerning the regulations, is available on the Commission's website: www.irrc.state.pa.us.

Looking ahead, the Commission will continue its role as an independent oversight body reviewing agency regulations and determining whether the criteria set forth in Pennsylvania's Regulatory Review Act have been satisfied.

Proposed Regulations

The following is an explanation of the action codes in this section:

- NONE** Commission did not submit comments.
- OPEN** Regulation was received in 2013 with Commission action due in 2014.
- W2Y** **Withdrawn Under Section 5.1(a)** – A regulation submitted as proposed, but not delivered in final-form within two years of the close of the public comment period, and consequently, deemed withdrawn.
- WDN** **Withdrawn** – A regulation submitted as proposed that was withdrawn by the Agency before IRRC issued comments.
- *** Final-form regulation delivered in 2013.

PROPOSED REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed
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COUNTY PROBATION AND PAROLE OFFICERS' FIREARM EDUCATION AND TRAINING COMMISSION

04/30/13	#41-21	County Probation and Parole Officers' Firearm Education and Training Commission	#3009	NONE*
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Mandates that when an officer has a change of firearm, that officer must complete the Commission's qualification course on that firearm before carrying it.

DEPARTMENT OF AGRICULTURE

07/19/13	#2-159	Preferential Assessment of Farmland and Forest Land under the Clean and Green Act	#3015	10/03/13
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Implements the Clean and Green Act.

10/11/13	#2-177	Pennsylvania Preferred Trademark Licensure Program	#3035	12/24/13
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Establishes standards under which the Department will license qualified entities to use the "Pennsylvania Preferred" trademark to promote or market Pennsylvania-produced fluid milk.

DEPARTMENT OF BANKING AND SECURITIES

09/10/13	#3-51	Assessments	#3021	11/14/13
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Implements an assessment schedule for state-chartered institutions and streamlines reporting and billing requirements.

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

05/24/13	#4-96	Manufactured Housing Improvement Program	#3014	08/07/13*
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Establishes an installation and construction standard for relocated manufactured homes installed in Pennsylvania.

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

03/05/13	#7B-6	Conservation of Pennsylvania Native Wild Plants	#2991	NONE*
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Moves the beginning of the ginseng harvest season from August 1 to September 1 and replaces the term "seeds" with "berries."

PROPOSED REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed
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DEPARTMENT OF ENVIRONMENTAL PROTECTION

Board of Coal Mine Safety

05/01/13	#7-481	Maintenance of Incombustible Content of Rock Dust	#3010	NONE*
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Requires that where rock dust is to be applied in bituminous coal mines, the incombustible content of the combined coal dust, rock dust and other dust present in the mine's intake and return airways must not be less than 80%.

09/25/13	#7-482	Requirements for High-Voltage Continuous Mining Machines	#3029	NONE
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Establishes electrical safety standards for the installation, use and maintenance of high-voltage continuous mining machines in underground bituminous coal mines.

Environmental Quality Board

01/22/13	#7-478	Air Quality Title V Fee Amendment	#2980	05/08/13*
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Increases the current Title V annual emission fee.

08/05/13	#7-480	Regulated Medical and Chemotherapeutic Waste	#3017	10/23/13
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Aligns Pennsylvania's regulated medical and chemotherapeutic waste provisions with federal requirements and the requirements of surrounding states.

09/04/13	#7-483	Oil and Gas Well Fee Amendments	#3022	11/14/13
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Amends the unconventional natural gas well permit fee structure.

12/04/13	#7-484	Environmental Protection Performance Standards at Oil and Gas Well Sites	#3042	OPEN
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Sets performance standards for surface activities at oil and gas well sites.

DEPARTMENT OF PUBLIC WELFARE

07/31/13	#14-537	Payment for Nursing Facility Services Provided by Special Rehabilitation Nursing Facilities	#3016	NONE
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Changes the Department's methods and standards for payment of Medical Assistance nursing facility services provided by Special Rehabilitation Facilities.

08/14/13	#14-535	Supplemental Ventilator Care Payment for Medical Assistance Nursing Facilities	#3019	10/23/13
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Changes the Department's methods and standards for payment of Medical Assistance nursing facility services.

PROPOSED REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed
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09/20/13	#14-536	Rate Setting for County Nursing Facilities that Change Ownership	#3024	NONE
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Amends the methods and standards for payment relating to rates for new nursing facilities, nursing facilities with a change of ownership, reorganized nursing facilities and former prospective payment nursing facilities.

DEPARTMENT OF REVENUE

08/12/11	#15-451	Local Option Small Games of Chance	#2905	09/26/13 W2Y
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Amends existing small games of chance regulations to improve clarity and effectiveness.

11/04/11	#15-453	Realty Transfer Tax Amendments	#2924	12/19/13 W2Y
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Amends existing regulations to improve clarity and effectiveness.

DEPARTMENT OF STATE

05/20/13	#16-56	Lobbying Disclosure Registration Fee	#3012	07/31/13
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Increases the biennial registration fee for individuals and entities required to be registered under the Lobbying Disclosure Act from \$200 to \$700.

Navigation Commission for the Delaware River and Its Navigable Tributaries

03/21/13	#16A-663	General Revisions	#2995	06/05/13*
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Requires Pennsylvania licensed pilots to also maintain a Federal pilot's license; updates obsolete provisions; and makes Pennsylvania's regulations consistent with those of Delaware.

State Board of Auctioneer Examiners

02/21/13	#16A-649	Schedule of Fees	#2982	05/08/13
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Increase biennial renewal fees for trading assistants, apprentice auctioneers, auctioneers, auction houses and auction companies.

State Board of Barber Examiners

03/25/13	#16A-428	Fees	#2998	06/05/13*
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Increases biennial renewal fees and adjusts certain application fees.

PROPOSED REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed
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State Board of Certified Real Estate Appraisers

09/20/13	#16A-7020	Biennial License Fee for Licensed Appraiser Trainees	#3025	12/04/13
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Establishes a biennial license renewal fee of \$150 for licensed appraiser trainees.

State Board of Cosmetology

03/25/13	#16A-4515	Fees - Cosmetology	#2996	06/05/13*
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Increases biennial renewal fees and adjusts certain application fees.

State Board of Crane Operators

04/02/13	#16A-7102	Fees	#3002	06/12/13
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Increases the biennial renewal fee for licensed crane operators.

State Board of Dentistry

03/25/13	#16A-4627	Fees	#2997	06/05/13*
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Increases application fees and biennial renewal fees.

State Board of Examiners in Speech-Language and Hearing

04/02/13	#16A-6806	Termination of Grandfather Provisions	#3001	06/12/13
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Eliminates the process by which individuals that qualified as "existing practitioners" in 1985 apply for licensure under the waiver provision.

09/25/13	#16A-6807	Continuing Education	#3028	12/04/13
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Amends existing continuing education requirements to improve clarity and completeness.

State Board of Funeral Directors

04/02/13	#16A-4822	Fees	#3000	06/12/13*
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Increases the biennial renewal fees for funeral directors, funeral supervisors and funeral establishments.

State Board of Landscape Architects

03/21/13	#16A-6110	Continuing Education and Elimination of Registration without Examination	#2994	06/05/13*
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Updates existing regulations pertaining to continuing education and registration without examination.

PROPOSED REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed
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State Board of Medicine

10/07/13	#16A-4937	Genetic Counselors	#3034	12/18/13
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Provides for the licensure and regulation of genetic counselors.

State Board of Osteopathic Medicine

12/12/13	#16A-5328	Genetic Counselors	#3043	OPEN
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Provides for the licensure and regulation of genetic counselors.

State Board of Pharmacy

04/22/13	#16A-5425	Collaborative Management of Drug Therapy	#3006	07/03/13
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Provides for collaborative management of drug therapy between physicians & pharmacists & clarifies liability insurance obligations for pharmacists engaging in collaborative management of drug therapy.

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

02/21/13	#16A-6920	Biennial Renewal Fees	#2983	05/08/13
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Increases biennial renewal fees for licensed social workers, licensed clinical social workers, licensed marriage and family therapists and licensed professional counselors.

10/16/13	#16A-6921	Qualifications for Licensure	#3037	NONE
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Amends licensure requirements to reflect statutory amendments.

DEPARTMENT OF TRANSPORTATION

05/22/13	#18-432	Intrastate Motor Carrier Safety Requirements	#3013	NONE*
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Permits the Governor, in issuing a declaration of emergency, to waive specified provisions of a regulation as necessary to deal with the emergency.

ENVIRONMENTAL HEARING BOARD

04/26/13	#106-10	Practice and Procedure	#3008	07/10/13
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Amends existing rules of practice and procedure.

PROPOSED REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed
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INSURANCE DEPARTMENT

02/22/13	#11-251	Surplus Insurance Lines	#2985	05/08/13*
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Updates existing regulations in accordance with amendments to the Surplus Lines Law.

09/30/13	#11-252	Rules and Procedural Requirements for Insurance Holding Company Systems	#3030	12/12/13
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Updates rules and procedural requirements applicable to insurance holding company systems to reflect amendments to the Insurance Company Law of 1921.

PENNSYLVANIA GAMING CONTROL BOARD

01/29/13	#125-166	Slot Machines and Table Game Controls, Equipment, Credit and Rules	#2981	04/10/13*
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Transitions several temporary table game chapters into final-form rulemakings and adds several new table game side wagers and variations of the games.

04/05/13	#125-168	Gaming Junket Enterprises, Accounting and Internal Controls, Compulsive and Problem Gambling, Self-Exclusion, Underage Gaming, Equipment, Blackjack	#3003	06/19/13
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Transitions two policy statements into binding regulations and updates and clarifies existing regulations.

04/15/13	#125-169	Electronic Gaming Tables and Table Games Rules of Play	#3005	NONE
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Adds requirements for progressive table game systems that are linked between multiple tables within the same licensed facility.

05/15/13	#125-170	Table Games Rules of Play	#3011	07/24/13
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Amends existing regulations pertaining to counting of table inventory containers that were not open for gaming and table game wagers.

11/04/13	#125-175	Licensing; Slot Software; Count Room Characteristics; Credit; Table Game Rules	#3040	OPEN
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Comprehensive amendments to 13 chapters pertaining to licensing.

PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY

08/22/13	#58-24	Student Financial Aid	#3020	12/24/13
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Amends provisions in existing regulations that are obsolete, inconsistent or superseded by current higher education practice.

PROPOSED REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed
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PENNSYLVANIA LIQUOR CONTROL BOARD

03/27/13	#54-73	Sale by Licensed Limited Distilleries and Distilleries	#2999	06/12/13
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Permits licensed limited distilleries to deliver their products directly to consumers, retail licensees or the Board.

09/24/13	#54-74	Conversion of Suspension to Fine	#3026	12/04/13
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Increases the minimum fines that can be imposed when the Board is asked to convert an unserved suspension into a fine.

09/24/13	#54-76	Sale by Limited Winery Licensees	#3027	NONE*
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Allows licensed limited wineries to sell their wines at prices lower than the Board's prices for the same items.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

10/04/12	#57-289	Establishing a Uniform Definition and Metrics for Unaccounted-For-Gas	#2977	01/03/13*
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Establishes a uniform definition and methodology for calculating and reporting unaccounted-for-gas and proposes a maximum allowed recovery for unaccounted-for-gas.

02/22/13	#57-290	Rules of Practice and Procedure	#2984	05/08/13*
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Amends existing practice and procedure rules for attorneys representing persons and companies with business before the Public Utility Commission.

04/25/13	#57-293	Paper Copy and Electronic Copy Filing Requirements	#3007	NONE*
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Amends existing regulations pertaining to filing requirements.

10/03/13	#57-296	Motor Carrier Vehicle List and Vehicle Age Requirements	#3033	12/18/13
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Eliminates the vehicle list requirements for taxis and limousines; eliminates the waiver exception for vehicle age limitation for taxis; and replaces the vehicle age limitation for limousines with a mileage requirement.

10/03/13	#57-294	Review of Long Term Infrastructure Improvement Plan	#3032	OPEN
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Sets forth requirements for Long-Term Infrastructure Improvement Plans to ensure that utilities are planning and executing expenditures that will maintain and improve safety, adequacy and reliability of existing distribution infrastructure.

PROPOSED REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed
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10/17/13	#57-297	Recovery of Fuel Costs by Gas Utilities	#3038	OPEN
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Revises and streamlines information and procedures small gas utilities use when submitting gas cost rate filings.

11/07/13	#57-298	Household Goods in Use Carriers and Property Carriers	#3041	OPEN
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Amends existing regulations to eliminate the requirement that applicants for authority establish a public demand or need for service and modifies insurance requirements.

PHILADELPHIA PARKING AUTHORITY

03/15/13	#126-3	Impoundment of Vehicles and Equipment	#2992	05/29/13
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Codifies procedures related to regulatory impoundments and clarifies post-impoundment due process rights of owners and lienholders of impounded properties.

03/15/13	#126-4	Taxicab and Limousine Amendments	#2993	05/29/13
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Eliminates references to a classification of carriers no longer subject to the Parking Authority's regulation, corrects typographical and technical errors, and provides certain clarifications to rights and requirements.

10/15/13	#126-5	Wheelchair Accessible Vehicle Taxicabs	#3036	12/24/13
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Establishes requirements for the operation of taxicabs through medallions restricted to wheelchair accessible taxicab service.

10/29/13	#126-6	Taxicab Medallion Sales by the Authority	#3039	OPEN
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Establishes procedures for the sale of medallions.

12/17/13	#126-7	Taxicab Emergency Lights	#3044	OPEN
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Requires the installation of emergency distress lights in all taxicabs in Philadelphia.

Final Regulations

The following is an explanation of the action codes in this section:

- APP** **Approved** – The final regulation was approved.
- ABL** **Approved by Law** – The final regulation was deemed approved because the Commission did not submit any comments on the proposed regulation, the regulation was not modified from its proposed form and the designated standing committees did not disapprove the final regulation.
- DIS** **Disapproved** – The final regulation was disapproved by the Commission at its public meeting.
- EC** **Emergency Certified** – A regulation certified by the Attorney General or the Governor pursuant to Section 6(d) of the RRA as necessary for compliance with a court order or statutory mandate, or to respond to an emergency.
- N/A** Indicates this was a final-omitted regulation and was, therefore, not published in the *Pennsylvania Bulletin* for public comment.
- NONE** The Commission did not submit any comments on the proposed regulation.
- OPEN** Regulation was received in 2013 with Commission action due in 2014.
- WBL** **Withdrawn by Law** – Final Regulation was deemed withdrawn because it was not delivered before the 2nd Monday after the Committee designations were published in the *Pennsylvania Bulletin*.
- WPA** **Withdrawn Prior to Action** – A final regulation submitted but withdrawn prior to Commission action. A withdrawn final regulation may be resubmitted within two years after the close of the public comment period. A withdrawn final-omitted regulation may be resubmitted as a new final-omitted regulation at any time.

FINAL REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed	Final Action
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CONSTABLES' EDUCATION AND TRAINING BOARD

11/14/13	#35-32	Constables' Education and Training Board Amendments	#2921	01/04/12	OPEN
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Amends existing regulations to reflect current Board policies and practices regarding certification, training attendance and financial responsibility. The regulation also addresses firearms qualification.

COUNTY PROBATION AND PAROLE OFFICERS' FIREARM EDUCATION AND TRAINING COMMISSION

10/18/13	#41-21	County Probation and Parole Officers' Firearm Education and Training Commission	#3009	NONE	11/20/13 ABL
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Mandates that when an officer has a change of firearm, that officer must complete the Commission's qualification course on that firearm before carrying it.

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

10/24/13	#4-96	Manufactured Housing Improvement Program	#3014	08/07/13	12/12/13 APP
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Establishes an installation and construction standard for relocated manufactured homes installed in Pennsylvania.

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

05/17/13	#7B-6	Conservation of Pennsylvania Native Wild Plants	#2991	NONE	06/19/13 ABL
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Moves the beginning of the ginseng harvest season from August 1 to September 1 and replaces the term "seeds" with "berries."

DEPARTMENT OF EDUCATION

State Board of Education

03/05/13	#6-328	Higher Education – General Provisions	#2990	N/A	04/18/13 APP
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Clarifies that specialized associate degrees may be reported in either clock hours or credit hours.

10/18/13	#6-326	Academic Standards and Assessment	#2976	12/05/12	11/21/13 APP
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Amends existing regulations to reflect Pennsylvania's Common Core Standards in English language arts; address test security concerns; and require students to demonstrate proficiency on the Keystone Exams in order to graduate from high school.

FINAL REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed	Final Action
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DEPARTMENT OF ENVIRONMENTAL PROTECTION

Board of Coal Mine Safety

10/04/13	#7-481	Maintenance of Incombustible Content of Rock Dust	#3010	NONE	11/06/13 ABL
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Requires that where rock dust is to be applied in bituminous coal mines, the incombustible content of the combined coal dust, rock dust and other dust present in the mine's intake and return airways must not be less than 80%.

Environmental Quality Board

11/29/12	#7-479	Emergency Response Planning at Unconventional Well Sites	#2979	N/A	02/25/13 WBL
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Enables county and other emergency responders to find and access unconventional oil and gas well sites in case of an emergency.

02/22/13	#7-479	Emergency Response Planning at Unconventional Well Sites	#2986	EC	04/04/13 APP
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Enables county and other emergency responders to find and access unconventional oil and gas well sites in case of an emergency.

05/02/13	#7-475	Triennial Review of Water Quality Standards	#2954	09/20/12	06/20/13 APP
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Updates and revises ambient water quality criteria as required by the federal Clean Water Act.

10/03/13	#7-478	Air Quality Title V Fee Amendment	#2980	05/08/13	11/07/13 APP
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Increases the current Title V annual emission fee.

DEPARTMENT OF HEALTH

07/16/13	#10-190	Emergency Medical Services System	#2917	12/28/11	08/22/13 APP
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Implements the Emergency Medical Services System Act.

DEPARTMENT OF LABOR AND INDUSTRY

11/05/12 03/26/13	#12-96	Unemployment Compensation; Active Search for Work	#2939	07/05/12	12/13/12 DIS 04/18/13 APP
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Establishes the requirements unemployment compensation claimants must meet to conduct an active search for suitable employment.

FINAL REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed	Final Action
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DEPARTMENT OF PUBLIC WELFARE

02/22/13	#14-521	Psychiatric Rehabilitation Services	#2879	12/22/10	04/04/13 APP
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Codifies minimum standards for the issuance of licenses for psychiatric rehabilitation services in facilities operated in the Commonwealth.

DEPARTMENT OF REVENUE

12/20/13	#15-458	Payments by Electronic Funds Transfer	#3045	N/A	OPEN
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Implements a statutory change which lowers the electronic funds transfer mandate from "payments of \$10,000 or more" to "payments of \$1,000 or more."

DEPARTMENT OF STATE

Bureau of Professional and Occupational Affairs

09/20/13	#16A-6917	Schedule of Civil Penalties – Social Workers, Marriage and Family Therapists and Professional Counselors	#2972	11/08/12	11/07/13 APP
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Adds a schedule of civil penalties to address unlicensed individuals holding themselves out as licensed; lapsed licenses; and violations of continuing education requirements.

Navigation Commission for the Delaware River & Its Navigable Tributaries

11/06/13	#16A-663	General Revisions	#2995	06/05/13	12/12/13 APP
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Requires Pennsylvania licensed pilots to also maintain a Federal pilot's license; updates obsolete provisions; and makes Pennsylvania's regulations consistent with those of Delaware.

State Athletic Commission

02/14/13	#16-53	Amateur Mixed Martial Arts Waiver	#2958	09/26/12	04/04/13 APP
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Allows, in certain cases, waiver of the rules against striking to the head while on the ground and rules requiring contestants to wear shin and instep pads.

State Board of Barber Examiners

12/30/13	#16A-428	Fees	#2998	06/05/13	OPEN
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Increases biennial renewal fees and adjusts certain application fees.

FINAL REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed	Final Action
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State Board of Chiropractic

02/21/13 05/28/13	#16A-4320	Licensure by Reciprocity	#2907	11/16/11	04/04/13 DIS 06/20/13 APP
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Amends existing regulations relating to licensure by reciprocity.

State Board of Cosmetology

12/30/13	#16A-4515	Fees - Cosmetology	#2996	06/05/13	OPEN
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Increases biennial renewal fees and adjusts certain application fees.

State Board of Dentistry

09/20/13	#16A-4627	Fees	#2997	06/05/13	11/07/13 APP
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Increases application fees and biennial renewal fees.

State Board of Funeral Directors

08/26/13	#16A-4822	Fees	#3000	06/12/13	11/07/13 APP
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Increases the biennial renewal fees for funeral directors, funeral supervisors and funeral establishments.

State Board of Landscape Architects

11/22/13	#16A-6110	Continuing Education and Elimination of Registration without Examination	#2994	06/05/13	OPEN
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Updates existing regulations pertaining to continuing education and registration without examination.

State Board of Medicine

03/04/13	#16A-4936	Athletic Trainers	#2987	N/A	04/04/13 APP
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Conforms the existing regulations to amendments made to the Medical Practice Act.

03/04/13	#16A-4938	Conform CRNP Provisions to Statute	#2989	N/A	04/04/13 APP
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Deletes obsolete regulations.

03/21/13	#16A-4933	Prescribing	#2931	05/02/12	05/16/13 APP
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Updates an existing section of regulations relating to prescribing, administering and dispensing controlled substances and expands the section to cover three non-controlled substances (drugs of abuse).

FINAL REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed	Final Action
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05/10/13	#16A-4935	Perfusionist	#2951	08/22/12	06/20/13 APP
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Implements licensure of perfusionists.

10/29/13	#16A-4930	Physician Assistants and Respiratory Therapists	#2942	07/11/12	12/12/13 APP
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Implements statutory amendments pertaining to licensure of respiratory therapists and practice, continuing education and professional liability insurance for physician assistants.

State Board of Osteopathic Medicine

03/04/13	#16A-5325	Athletic Trainers	#2988	N/A	04/04/13 APP
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Conforms the existing regulations to amendments made to the Osteopathic Medical Practice Act.

05/10/13	#16A-5324	Perfusionist	#2952	08/22/12	06/20/13 APP
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Implements licensure of perfusionists.

10/29/13	#16A-5321	Physician Assistants and Respiratory Therapists	#2941	07/11/12	12/12/13 APP
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Implements statutory amendments pertaining to licensure of respiratory therapists and practice, continuing education and professional liability insurance for physician assistants.

State Board of Occupational Therapy Education and Licensure

04/08/13	#16A-677	Continuing Competency	#2892	06/08/11	05/16/13 APP
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Establishes continued competency requirements for occupational therapists and adds fees for continued competency providers and course approvals.

04/08/13	#16A-678	Referrals by CRNPs and PAs	#3004	N/A	05/16/13 APP
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Amends existing regulations to add certified registered nurse practitioners and licensed physician assistants to the list of authorized referring health care providers.

State Board of Pharmacy

04/08/13 07/24/13	#16A-5423	Cancer Drug Repository Program	#2889	05/11/11	05/16/13 DIS 08/22/13 APP
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Implements the Cancer Drug Repository Program Act which permits pharmacies to voluntarily accept donated cancer drugs and to dispense the donated drugs to indigent persons.

FINAL REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed	Final Action
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State Registration Board for Professional Engineers, Land Surveyors and Geologists

05/02/13 11/22/13	#16A-4711	Qualifications For Licensure	#2926	02/29/12	06/04/13 WPA OPEN
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Provides for examination and certification of geologists in training and conforms the regulation to current administrative practice.

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

09/20/13	#16A-6918	Continuing Education Audit and Enforcement	#2973	11/08/12	11/07/13 APP
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Clarifies that the Board will audit licensees to ensure compliance with continuing education requirements and will require licensees to make up any deficiencies.

DEPARTMENT OF TRANSPORTATION

08/09/13	#18-425	Vehicle Equipment Standards and Safety Inspection Process	#2959	NONE	09/18/13 ABL
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Updates equipment and inspection standards to make them consistent with the Vehicle Code and to improve clarity.

09/06/13	#18-423	Delivery of Certificates of Title	#2923	NONE	10/09/13 ABL
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Specifies the manner of delivery of encumbered certificates of title and certificates of title which are issued by the Department of Transportation free of a lien or encumbrance.

09/06/13	#18-432	Intrastate Motor Carrier Safety Requirements	#3013	NONE	10/09/13 ABL
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Provides the Governor with greater flexibility to waive specified provisions of the regulation and retain other provisions as effective in dealing with circumstances warranting a declaration of emergency.

INSURANCE DEPARTMENT

03/07/13 03/18/13	#11-249	Requirements for Qualified and Certified Reinsurers	#2970	10/31/12	03/18/13 WPA 04/18/13 APP
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Updates existing regulations to be consistent with amendments to the Insurance Company Law and with the National Association of Insurance Commissioners model regulations.

03/07/13	#11-250	Requirements for Funds Held as Security for the Payment of Obligations of Unlicensed, Unqualified Reinsurers	#2971	NONE	04/17/13 ABL
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Amends the definition of "unlicensed, unqualified reinsurer" to be consistent with amendments to the Insurance Company Law.

FINAL REGULATIONS

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08/13/13	#11-251	Surplus Insurance Lines	#2985	05/08/13	09/19/13 APP
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Updates existing regulations in accordance with amendments to the Surplus Lines Law.

PENNSYLVANIA GAMING CONTROL BOARD

05/15/13	#125-161	Gaming Service Providers and Slot Machine Licenses	#2944	07/25/12	06/20/13 APP
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Addresses types of agreements that operators are required to file, which types of agreements require prior Board approval, and exempts professional sports teams from certification and registration requirements.

11/06/13	#125-162	Slot Machine and Table Game Device Testing and Control; Possession of Slot Machines and Fully Automated Electronic Gaming Tables; Slot Machine Tournaments; Accounting and Internal Controls; Possession of Table Game and Table Game Devices; Rules of Play	#2975	NONE	12/12/13 APP
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Modifies requirements relating to progressive jackpots; monthly table game device master lists; and codifies agency policy on slot machine tournaments.

11/06/13	#125-166	Slot Machines and Table Game Controls, Equipment, Credit and Rules	#2981	04/10/13	12/12/13 APP
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Transitions several temporary table game chapters into final-form rulemakings and adds several new table game side wagers and variations of the games.

PENNSYLVANIA LIQUOR CONTROL BOARD

03/25/13	#54-72	Prize Limits for Events, Tournaments and Contests	#2974	NONE	05/15/13 ABL
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Increases the prize limits for qualifying self-sponsored events, tournaments and contests that occur on retail licensed premises.

08/09/13	#54-75	Municipal Noise Ordinances	#3018	N/A	09/19/13 APP
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Rescinds references to the Board's noise regulations and replaces them with references to the Liquor Code.

09/11/13	#54-77	Repeals	#3023	N/A	11/07/13 APP
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Rescinds an obsolete section of the Board's regulations.

FINAL REGULATIONS

Date Received	Agency & Regulation #	TITLE	IRRC #	Comments Filed	Final Action
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12/09/13	#54-76	Sale by Limited Winery Licensees	#3027	NONE	OPEN
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Allows licensed limited wineries to sell their wines at prices lower than the Board's prices for the same items.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

02/22/13 04/11/13	#57-283	Marketing and Sales Practices for the Retail Residential Energy Market	#2915	01/20/12	02/26/13 WPA 05/16/13 APP
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Sets forth regulations on marketing strategies and sales techniques for electric generation suppliers and natural gas suppliers to ensure fairness and integrity in the competitive market and eliminate confusion on behalf of customers.

02/22/13	#57-286	Railroad Transportation	#2916	12/21/11	04/04/13 APP
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Updates existing regulations to reflect technological and operational changes and federal law.

05/16/13	#57-289	Establishing a Uniform Definition and Metrics for Unaccounted-For-Gas	#2977	01/03/13	06/20/13 APP
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Establishes a uniform definition and methodology for calculating and reporting unaccounted-for-gas and proposes a maximum allowed recovery for unaccounted-for-gas.

06/18/13	#57-290	Rules of Practice and Procedure	#2984	05/08/13	08/01/13 APP
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Amends existing practice and procedure rules for attorneys representing persons and companies with business before the Public Utility Commission.

10/03/13	#57-293	Paper Copy and Electronic Copy Filing Requirements	#3007	NONE	11/06/13 ABL
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Amends existing regulations pertaining to filing requirements.

PHILADELPHIA PARKING AUTHORITY

02/19/13	#126-2	Electronic Testimony at Administrative Hearings	#2943	07/18/12	04/04/13 APP
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Permits witnesses to testify at administrative hearings by telephone or other audio-visual means, under certain terms and conditions.