

# THE GOVERNOR

## Title 4—ADMINISTRATION

### PART I. GOVERNOR'S OFFICE

[ 4 PA. CODE CH. 6 ]

[ EXECUTIVE ORDER NO. 2017-02 ]

### Pennsylvania Commission for Women

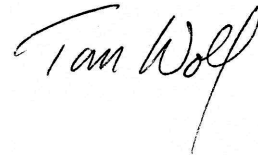
October 6, 2017

*Whereas*, women in Pennsylvania make unique, diverse and valuable contributions to the culture, society and economy of Pennsylvania, which have a beneficial impact on the commonwealth; and

*Whereas*, the commonwealth is committed to increasing access for women to civic, economic and educational opportunities and providing equality and opportunity for all Pennsylvanians; and

*Whereas*, it will benefit the commonwealth to define and address the unique contributions, needs and concerns of women and girls to improve the lives of all Pennsylvanians.

*Now, Therefore*, I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, by virtue of the authority vested in me by the Constitution of the Commonwealth of Pennsylvania and other laws, do hereby reestablish the Pennsylvania Commission for Women as the commonwealth's advocate agency for women as herein set forth.



Governor

**Fiscal Note:** GOV-17-02. No fiscal impact. Increases in travel reimbursement costs due to the creation of the Commission will be absorbed within the Office of the Governor's current operating budget. (8) recommends adoption.

#### Annex A

#### TITLE 4. ADMINISTRATION

#### PART I. GOVERNOR'S OFFICE

#### CHAPTER 6. ADDITIONAL COUNCILS AND COMMITTEES

#### Subchapter YY. (Reserved)

§§ 6.601—6.609. (Reserved).

#### Subchapter BBB. PENNSYLVANIA COMMISSION FOR WOMEN

§ 6.631. **Functions.**

The Pennsylvania Commission for Women shall:

(1) Work with the Administration on policies, procedures, legislation and regulations that affect women.

(2) Support economic and civic opportunities for women.

(3) Support mentoring programs for girls and young women.

(4) Serve as a resource for women and community groups by identifying and supporting strategies and programs that will expand and enhance the civic, social, educational, cultural and economic status of women, and providing constituent guidance as necessary.

(5) Identify, and help build, programs and opportunities for the benefit and advancement of women.

**§ 6.632. Composition.**

(a) The Pennsylvania Commission for Women (Commission) shall consist of no more than 30 volunteer members appointed by the Governor who represent a diverse population within this Commonwealth. The Governor will invite a member of each of the four legislative caucuses in the General Assembly to serve on the Commission.

(b) Appointees shall have an interest in improving the status of women in this Commonwealth, commit to volunteer their time to and further the mission and work of the Commission, and support the Governor's legislative efforts as it positively impacts the women and girls of this Commonwealth.

(c) The Governor will designate one member of the Commission to serve as chairperson. The Governor may designate one or more Commission members to serve in leadership positions as needed. Commission leadership shall serve at the pleasure of the Governor.

(d) The Governor will appoint a member of his staff to serve as Executive Director of the Commission, who shall serve at the pleasure of the Governor.

**§ 6.633. Terms of membership.**

(a) Members will be appointed for terms of 2 years and serve until their respective successors are appointed. A member may be reappointed for one or more additional terms. Members shall serve at the pleasure of the Governor and adhere to a policy setting forth Commissioner responsibilities and expectations as may be promulgated by the Executive Director and the Pennsylvania Commission for Women (Commission chairperson).

(b) If a vacancy occurs on the Commission, the Governor will appoint a successor. The successor shall fulfill the remainder of the term. The successor may thereafter be reappointed for one or more additional terms.

(c) A member who is absent from two consecutive meetings of the Commission, without sufficient excuse, shall forfeit membership on the Commission.

**§ 6.634. Compensation.**

Members of the Pennsylvania Commission for Women will not receive compensation for their service except that members may, upon request, be reimbursed for travel in accordance with Commonwealth policy. See Chapter 40 (relating to travel and subsistence).

**§ 6.635. Relationship with other agencies.**

Agencies under the Governor's jurisdiction shall cooperate with and provide assistance and support as needed by the Pennsylvania Commission for Women (Commission) to carry out its functions effectively. Independent agencies, State-affiliated entities and State-related institutions are also strongly encouraged to work with the Commission to support its mission.

**§ 6.636. Procedures.**

(a) The Pennsylvania Commission for Women (Commission) is authorized to establish subcommittees, rules and procedures for the effective implementation of its functions, consistent with this subchapter. Subcommittees may include advisory nonmembers if approved by the Commission's chairperson and Executive Director.

(b) A majority of the Commissioners serving at any time constitutes a quorum.

**§ 6.637. Effective date.**

This subchapter takes effect immediately and remains in effect unless revised or rescinded by the Governor.

**§ 6.638. Rescission.**

Executive Order 2015-09 is rescinded.

[Pa.B. Doc. No. 17-1839. Filed for public inspection November 9, 2017, 9:00 a.m.]

## [ EXECUTIVE ORDER NO. 2017-03 ]

**Review of State Professional and Occupational Licensure Board Requirements and Processes**

October 24, 2017

*Whereas*, according to the White House report on occupational licensing, 20.2 percent of Pennsylvania workers have an occupational license. The share of workers licensed at the State level has grown rapidly since the 1950s with more than one-quarter of U.S. workers now requiring a license to work in their respective jobs; and

*Whereas*, the Bureau of Professional and Occupational Affairs (BPOA) within the Pennsylvania Department of State provides administrative and legal support to 29 professional and occupational licensing Boards and Commissions; and

*Whereas*, the Commissioner of BPOA is responsible for carrying out the duties set forth in the Administrative Code, including providing administrative support and services to the occupational licensing Boards and Commissions; and

*Whereas*, regulatory Boards and Commissions and occupational licensure serve to protect the public from harm and benefit workers; and

*Whereas*, onerous licensing requirements, excessive fees, and strict criminal history and other policies can create unnecessary barriers for Pennsylvanians who want to enter the job market.

*Now, Therefore*, I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, by virtue of the authority vested in me by the Constitution of the Commonwealth of Pennsylvania and other laws, do hereby order and direct the Commissioner of Professional and Occupational Affairs within the Department of State as follows:

1. The Commissioner shall work with each Board and Commission stated in this Executive Order to undertake a critical and comprehensive review of the processes, fees, training, and continuing education requirements for occupational and professional licensure. The Commissioner shall prepare a report for each type of professional and occupational license issued by each Board or Commission. At a minimum for each type of professional license, this report shall include training requirements; licensing, registration, and renewal fees; continuing education requirements; and any other requirements described within this Executive Order. The report shall also include information regarding the number of other states which require a license for each professional or occupational license, the national and regional averages for training requirements, fees, and continuing education requirements.

2. The Commissioner may establish an advisory group to assist with the research, data collection, and formatting of the reports, and any other function the Commissioner deems necessary. The advisory group shall be composed of members chosen by the Commissioner from the professional Boards and Commissions, BPOA staff, and any other persons the Commissioner deems necessary. The Commissioner shall have 30 days from the effective date of this Executive Order to establish the advisory group.

3. For the purposes of this Executive Order, “regional” shall mean the Northeast quadrant of the United States, including Ohio, West Virginia, Maryland, Delaware, New Jersey, New York, Massachusetts, Rhode Island, Connecticut, New Hampshire, Vermont, and Maine.

4. For each of the requirements and fees identified in paragraph (1), if the requirement or fee in Pennsylvania is above the national or regional average for that license, the report shall include justification for the requirement with respect to protecting the public health and safety of the

residents of the Commonwealth of Pennsylvania. For each of the requirements and fees identified in paragraph (1), the report shall indicate whether the requirement or fee is mandated by statute, regulation, or policy.

5. For each occupational or professional license, the report shall identify which other states also provide the same or an equivalent license.

6. The report shall also include any automatic criminal history bans on licensure, specifying which crimes or convictions trigger an automatic ban and if a ban lasts for a specific period. If the criminal history ban is not applied in a majority of other regional states with the same or an equivalent license, the report shall provide justification with respect to protecting the public health and safety of the residents of the Commonwealth of Pennsylvania. The report shall indicate whether the criminal history ban is mandated by statute, regulation, or policy.

7. The report shall include any Interstate Compacts or Reciprocity Agreements that exist and identify to which states they are applicable. For the purposes of this Executive Order, an Interstate Compact or Reciprocity Agreement is any agreement that allows a license or credential issued by another state to satisfy Board or Commission licensure requirements in Pennsylvania.

8. The report shall include the following information for each Board and Commission:

a. The number of disciplinary actions imposed on licensees each year for the last five years, including fines, penalties, license suspensions, and other disciplinary actions, and the ten most frequent violations resulting in a fine;

b. Any disciplinary actions taken against persons practicing without a license or practicing with an expired or suspended license, and;

c. The average timeframe for approval for each type of license.

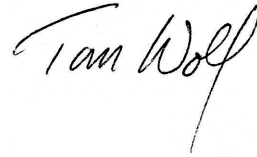
9. The report shall contain demographic information, including but not limited to, race, ethnicity, gender, and regional statistics of its licensee population and professional community.

10. The Commissioner shall submit the report including the information required in this Executive Order to the Governor, the Secretary of Policy and Planning, and the Secretary of the Commonwealth no later than 180 days from the establishment of the advisory group in paragraph (2) or 210 days from the effective date of this Executive Order, whichever is sooner.

11. For the purposes of this Executive Order, the term "Board" includes without limitation, the State Board of Accountancy, the State Architects Licensure Board, the State Board of Auctioneer Examiners, the State Board of Barber Examiners, the State Board of Certified Real Estate Appraisers, the State Board of Chiropractic, the State Board of Cosmetology, the State Board of Crane Operators, the State Board of Dentistry, the State Board for Professional Engineers, Land Surveyors, and Geologists, the State Board of Funeral Directors, the State Board of Landscape Architects, the State Board of Massage Therapy, the State Board of Medicine, the State Board of Nursing, the State Board of Nursing Home Administrators, the State Board of Occupational Therapy, the State Board of Optometry, the State Board of Osteopathic Medicine, the State Board of Pharmacy, the State Board of Physical Therapy, the State Board of Podiatry, the State Board of Psychology, the State Board of Social Workers, Marriage and Family Therapists, and Professional Counselors, the State Board of Speech-Language Pathology and Audiology, the State Board of Vehicle Manufacturers, Dealers, and Salespersons, the Navigation Commission, and the Real Estate Commission.

12. *Effective Date.* This Executive Order shall take effect immediately.

13. *Expiration Date.* This Executive Order shall expire after the final report is delivered to the Governor, the Secretary of Policy and Planning, and the Secretary of the Commonwealth.

A handwritten signature in black ink that reads "Tom Wolf". The signature is written in a cursive style with a long, sweeping tail on the letter "f".

Governor

**Fiscal Note:** GOV-17-03. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 17-1840. Filed for public inspection November 9, 2017, 9:00 a.m.]

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