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INDEPENDENT REGULATORY REVIEW COMMISSION
333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

March 22, 2001

Honorable Bradley L. Mallory, Secretary
Department of Transportation
Keystone Building, 8th Floor
400 North Street
Harrisburg, PA 17120

RE: IRRC Regulation #18-349 (IRRC #2070)
Department of Transportation
Administrative Practice and Procedure; Outdoor Advertising

Dear Secretary Mallory:

The Independent Regulatory Review Commission approved the subject regulation at its March 22, 2001 public meeting. Our Order is enclosed and is available on our website at <http://www.irrc.state.pa.us>.

We appreciate the joint effort that went into producing a regulation that met the criteria and intent of the Regulatory Review Act.

Sincerely,

A handwritten signature in cursive script, appearing to read "Alvin C. Bush".

Alvin C. Bush
Vice Chairman
wbg

cc: Honorable Richard A. Geist, Majority Chairman, House Transportation Committee
Honorable Italo Cappabianca, Democratic Chairman, House Transportation Committee
Honorable Roger A. Madigan, Chairman, Senate Transportation Committee
Honorable J. Barry Stout, Minority Chairman, Senate Transportation Committee
Jan Tamanini, Regulatory Coordinator, Department of Transportation
Robert Raymond, Jr., Esq., Deputy Chief Counsel, Department of Transportation

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held March 22, 2001

John R. McGinley, Jr., Chairman, by Phone
Alvin C. Bush, Vice Chairman
Arthur Coccodrilli
Robert J. Harbison, III
John F. Mizner

Regulation No. 18-349
Department of Transportation
Administrative Practice and Procedure;
Outdoor Advertising

On October 6, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Transportation (Department). This rulemaking amends 67 Pa. Code Chapters 445 and 491. The proposed regulation was published in the October 23, 1999 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on November 8, 2000. At its December 14, 2000 public meeting, the Commission voted to disapprove the final-form regulation. On January 30, 2001, the Department notified the Commission of its intent to revise and resubmit the regulation. On March 2, 2001, the revised final-form regulation was submitted to the Commission.

The final-form regulation revises the current administrative procedural rules applicable to Department hearings, enumerates the specific requirements for hearing requests and facilitates the administrative review of Department procedures. The Department made several changes that further streamlined and clarified administrative procedures.

We have determined this regulation is consistent with the statutory authority of the Department of Transportation (2 Pa. C.S. §§501-508 and 701-704) 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 now in the public interest.

BY ORDER OF THE COMMISSION:

This regulation, as revised, is approved.





Alvin C. Bush, Vice Chairman