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

October 19, 2000

Honorable Samuel E. Hayes, Jr., Secretary
Department of Agriculture
211 Agriculture Building
2301 North Cameron Street
Harrisburg, PA 17110

Re: Regulation #2-128 (IRRC #2088)
Department of Agriculture
Importation and Intrastate Transportation of Animals; Brucellosis

Dear Secretary Hayes:

The Independent Regulatory Review Commission approved your regulation on October 19, 2000. Our Order is enclosed and is available on our website at 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,

Alvin C. Bush
Vice Chairman
wbg
Enclosure

cc: Honorable Raymond Bunt, Jr., Majority Chairman, House Agriculture & Rural Affairs Committee
Honorable Italo S. Cappabianca, Democratic Chairman, House Agriculture & Rural Affairs Committee
Honorable Noah W. Wenger, Vice Chairman, Senate Agriculture & Rural Affairs Committee
Honorable Patrick J. Stapleton, Minority Chairman, Senate Agriculture & Rural Affairs Committee
Dr. Phillip C. Debok, Director, Department of Agriculture
Dr. John I. Enck, Jr., Director, Department of Agriculture

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held October 19, 2000

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

Regulation No.2-128
Department of Agriculture
Importation and Intrastate Transportation of
Animals; Brucellosis

On January 31, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Agriculture (Department). This rulemaking amends 7 Pa. Code Chapters 3 and 7. The proposed regulation was published in the February 12, 2000 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on September 14, 2000. On September 27, 2000, the Commission received a request from the Department to toll consideration of this final-form regulation to correct minor technical problems. On October 4, 2000, the Department of Agriculture submitted its revisions to the final-form regulation to the Commission.

This regulation updates the Department's vaccination requirements for Brucellosis in cattle and bison and acceptable testing requirements for Equine Infectious Anemia in horses. The revisions also raise the age allowable for an official vaccination for Brucellosis from 8 months to 12 months and clarifies identification of calves by a change in tattoo requirements.

We have determined this regulation is consistent with the statutory authority of the Department of Agriculture (3 Pa. C.S. §§ 2301-2389) 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.





Alvin C. Bush, Vice Chairman