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

November 16, 2000

Honorable James M. Seif, Chairman
Environmental Quality Board
Rachel Carson State Office Building
400 Market Street, 16th Floor
Harrisburg, PA 17105

Re: Regulation #7-347 (IRRC #2095)
Environmental Quality Board
Universal Waste Rule--Addition of Mercury-Containing Devices

Dear Chairman Seif:

The Independent Regulatory Review Commission approved your regulation on November 16, 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,

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

Alvin C. Bush
Vice Chairman

wbg

Enclosure

cc: Honorable Arthur D. Hershey, Majority Chairman, House Environmental Resources & Energy Committee
Honorable Camille George, Democratic Chairman, House Environmental Resources & Energy Committee
Honorable Mary Jo White, Chairman, Senate Environmental Resources & Energy Committee
Honorable Raphael J. Musto, Minority Chairman, Senate Environmental Resources & Energy Committee
Sharon Trostle, Regulatory Coordinator, Environmental Quality Board
Barbara Sexton, Director of Policy Office, Environmental Quality Board

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held November 16, 2000

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

Regulation No.7-347
Environmental Quality Board
Universal Waste Rule - Addition of
Mercury-Containing Devices

On February 3, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code Chapters 261a, 266b, 268a and 270a. The proposed regulation was published in the February 26, 2000 *Pennsylvania Bulletin* with a 60-day public comment period. The final-form regulation was submitted to the Commission on October 24, 2000.

This rulemaking will add "mercury-containing devices" to the list of universal wastes. The EQB has concluded that listing mercury-containing devices as universal waste will encourage recycling of mercury-containing devices without increasing risk to the environment or public.

We have determined this regulation is consistent with the statutory authority of the EQB (35 P.S. §§ 6018.105, 6018.401 – 6018.403 and 6018.501) 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