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ROBERT E. NYCE, EXECUTIVE DIRECTOR
MARY S. WYATTE, CHIEF COUNSEL



PHONE: (717) 783-5417
FAX: (717) 783-2664
irrc@irrc.state.pa.us
<http://www.irrc.state.pa.us>

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

June 21, 2001

Mr. David Smith, Director
Pennsylvania Emergency Management Agency
2605 Interstate Drive
P. O. Box 3321
Harrisburg, PA 17105


Re: Regulation #30-56 (IRRC #2157)
Pennsylvania Emergency Management Agency
Prohibition of Nonessential Water Uses in a Commonwealth
Drought Emergency Area

Dear Mr. Smith:

The Independent Regulatory Review Commission approved your regulation on June 21, 2001. 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 meets the criteria and intent of the Regulatory Review Act.

Sincerely,


John R. McGinley, Jr.
Chairman
wbg
Enclosure

cc: Honorable Paul W. Semmel, Majority Chairman,
House Veterans Affairs & Emergency Preparedness Committee
Honorable Thomas A. Michlovic, Democratic Chairman,
House Veterans Affairs & Emergency Preparedness Committee
Honorable Charles D. Lemmond, Jr., Chairman, Senate State Government Committee
Honorable Anthony H. Williams, Minority Chairman, Senate State Government Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held June 21, 2001

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

Regulation No. 30-56
Pennsylvania Emergency Management Agency
Prohibition of Nonessential Water Uses in a
Commonwealth Drought Emergency Area

On October 24, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Emergency Management Agency (PEMA). This rulemaking amends 4 Pa. Code Chapter 119. The proposed regulation was published in the November 4, 2000, *Pennsylvania Bulletin* with a 30-day public comment period. Pursuant to Section 5(e) of the Regulatory Review Act (71 P.S. § 745.5(e)), the Department resubmitted the proposed regulation on January 30, 2001. The final-form regulation was submitted to the Commission on May 31, 2001.

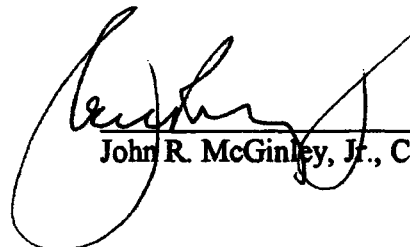
This regulation expands the effective emergency area to include the complete service area of any public water supply agency whose source of water is located in the declared emergency area. Definitions have been added to clarify the meanings of athletic field, newly seeded and sodded grass, effective conservation, professional landscaper and irrigation contractor.

We have determined this regulation is consistent with the statutory authority of PEMA (35 Pa. C.S.A. § 7313) 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.




John R. McGinley, Jr., Chairman