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

October 18, 2001

E. Bruce Sheller, Chairman
Underground Storage Tank Indemnification Board
Sheller Oil Company
P. O. Box 3311
West Chester, PA 19381

Re: Regulation #11-179 (IRRC #2165)
Underground Storage Tank Indemnification Board
Underground Storage Tank Indemnification Fund

Dear Chairman Sheller:

The Independent Regulatory Review Commission approved your regulation on October 18, 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,



Alvin C. Bush

Vice Chairman

evp

Enclosure

cc: Honorable Nicholas A. Micozzie, Majority Chairman, House Insurance Committee
Honorable Anthony DeLuca, Democratic Chairman, House Insurance Committee
Honorable Edwin G. Holl, Chairman, Senate Banking and Insurance Committee
Honorable Jack Wagner, Minority Chairman, Senate Banking and Insurance Committee
Honorable M. Diane Koken, Commissioner, Insurance Department

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held October 18, 2001

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

Regulation No.11-179
Underground Storage Tank Indemnification Board
Underground Storage Tank Indemnification Fund

On December 12, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Underground Storage Tank Indemnification Board (Board). This rulemaking amends 25 Pa. Code Chapter 977. The proposed regulation was published in the December 23, 2000, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on September 27, 2001.


The Board is deleting 25 Pa. Code, Chapters 971, 973 and 975 and replacing them with a consolidated regulation to improve administration of the Storage Tank and Spill Prevention Act. The Board is adding new sections on claims procedures, fees for certified companies and dispute resolution procedures.

We have determined this regulation is consistent with the statutory authority of the Underground Storage Tank Indemnification Board (35 P.S. § 6021.301) 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