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**INDEPENDENT REGULATORY REVIEW COMMISSION
COMMONWEALTH OF PENNSYLVANIA
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April 24, 2003

Honorable Allen D. Biehler, Secretary
Department of Transportation
Keystone Building, 8th Floor
400 North Street
Harrisburg, PA 17120

Re: Regulation #18-371 (IRRC #2335)
Department of Transportation
Liquid Fuels Tax Funds

Dear Secretary Biehler:

The Independent Regulatory Review Commission approved your regulation today. 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 Richard A. Geist, Majority Chairman, House Transportation Committee
Honorable Keith R. McCall, Democratic Chairman, House Transportation Committee
Honorable Roger A. Madigan, Chairman, Senate Transportation Committee
Honorable J. Barry Stout, Minority Chairman, Senate Transportation Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held April 24, 2003

Alvin C. Bush, Vice Chairman
Arthur Coccodrilli
Robert J. Harbison, III
Murray Ufberg, Esq.

Regulation No. 18-371
Department of Transportation
Liquid Fuels Tax Funds

On March 17, 2003, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Transportation (Department). This rulemaking amends 67 Pa. Code Chapter 449. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This rulemaking amends annual reporting forms and documents needed by municipalities to qualify for annual liquid fuels tax funds. It also increases the threshold level from \$4,000 to \$10,000 for competitive bidding, advertising and bonding requirements. These changes are needed to make the regulations consistent with existing statutes.

We have determined this regulation is consistent with the statutory authority of the Department (75 Pa.C.S. §§ 6103 and 9511) 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