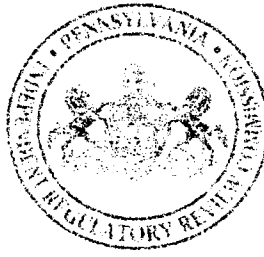


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INDEPENDENT REGULATORY REVIEW COMMISSION
333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

July 29, 2004

James Buckheit, Executive Director
State Board of Education
333 Market Street, 1st Floor
Harrisburg, PA 17126

Re: Regulation #6-279 (IRRC #2349)
State Board of Education
Pupil Attendance

Dear Mr. Buckheit:

The Independent Regulatory Review Commission approved the subject regulation today. Our Order is enclosed and will be 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
sfh
Enclosure

cc: Honorable James J. Rhoades, Chairman, Senate Education Committee
Honorable Allyson Y. Schwartz, Minority Chairman, Senate Education Committee
Honorable Jess M. Stairs, Majority Chairman, House Education Committee
Honorable James R. Roebuck, Jr., Democratic Chairman, House Education Committee
Honorable Vicki L. Phillips, Secretary, Department of Education

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held July 29, 2004

Alvin C. Bush, Vice Chairman
Daniel F. Clark, Esq.
Arthur Coccodrilli
Murray Ufberg, Esq., by Phone

Regulation No. 6-279
State Board of Education
Pupil Attendance

On August 18, 2003, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Education (Board). This rulemaking amends 22 Pa. Code Chapter 11. The proposed regulation was published in the August 30, 2003 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 24, 2004.

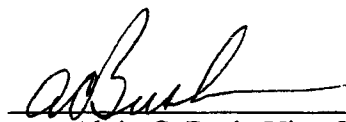
The Board is amending its existing regulations related to student attendance. The final-form regulation addresses admission to school; absences from school; rules for counting daily attendance; private tutoring; minimum hours of instruction; enrollment standards for children of divorced or separated parents, foster children and children living with adults that are not their parents; and immunization requirements. The amendments also bring the Board's regulations into conformity with state and federal statutes, regulations and judicial decisions.

We have determined this regulation is consistent with the statutory authority of the Board (24 P.S. § 26-2603-B(k)) 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