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**INDEPENDENT REGULATORY REVIEW COMMISSION
COMMONWEALTH OF PENNSYLVANIA
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December 18, 2003

Michael P. Sullivan, Executive Director
Underground Storage Tank Indemnification Board
901 North 7th Street, Suite 101
Harrisburg, PA 17102


Re: Regulation #11-219 (IRRC #2370)
Underground Storage Tank Indemnification Board
Fees and Collection Procedures

Dear Mr. Sullivan:

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,



John R. McGinley, Jr.

Chairman

sfh

Enclosure

cc: Honorable Nicholas A. Micozzie, Majority Chairman, House Insurance Committee
Honorable Tony DeLuca, Democratic Chairman, House Insurance Committee
Honorable Gibson E. Armstrong, 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 December 18, 2003

John R. McGinley, Jr., Esq., Chairman
Alvin C. Bush, Vice Chairman
Daniel F. Clark, Esq.
Arthur Coccodrilli
Murray Ufberg, Esq., Recused

Regulation No. 11-219
Underground Storage Tank
Indemnification Board
Fees and Collection Procedures

On November 14, 2003, the Independent Regulatory Review Commission (Commission) received this regulation from the Underground Storage Tank Indemnification Board (Board). This rulemaking amends 25 Pa. Code Chapter 977. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

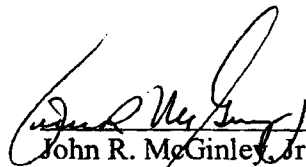
This final-omitted regulation raises the gallon and capacity fees charged by the Board. Upon review of the annual actuarial report, the Board is increasing these fees by 10% to maintain the solvency of the Underground Storage Tank Indemnification Fund.

We have determined this regulation is consistent with the statutory authority of the Board (35 P.S. § 6021.705) 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., Esq. Chairman