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

November 18, 2004

Honorable M. Diane Koken, Commissioner
Insurance Department
1326 Strawberry Square
Harrisburg, PA 17120

Re: Regulation #11-222 (IRRC #2409)
Insurance Department
Workers' Compensation Act-Provider Fees; Payment for Anesthesia Services

Dear Commissioner Koken:

Since this proposal meets all of the criteria under Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)), your regulation was deemed approved on November 17, 2004. A copy of this letter will be forwarded to the Legislative Reference Bureau.

If you or your staff has any questions, contact Robert E. Nyce, our Executive Director at 783-5506.

Sincerely,

Alvin C. Bush
Vice Chairman
evp

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

**INSURANCE DEPARTMENT REGULATION NO. 11-222
WORKERS' COMPENSATION ACT – PROVIDER FEES; PAYMENT FOR
ANESTHESIA SERVICES**

Section 5(g) of the Regulatory Review Act provides that the Commission is deemed to have approved a final-form regulation when the Commission did not file comments on the proposed regulation. Further, disapproval of the final-form regulation shall relate only to changes which the agency made to the proposed regulation, or to recommendations, comments or objections which a committee conveyed to the agency or the Commission.

The above-captioned regulation met these criteria; therefore, it was deemed approved on November 17, 2004.