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KIM KAUFMAN, EXECUTIVE DIRECTOR
MARY S. WYATTE, CHIEF COUNSEL



PHONE: (717) 783-5417
FAX: (717) 783-2664
irc@irc.state.pa.us
<http://www.irc.state.pa.us>

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

November 2, 2005

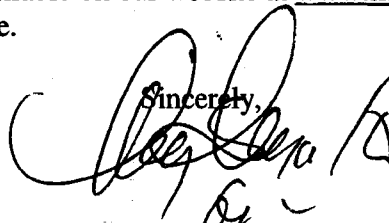
Eric Henry, Executive Director
State Employees' Retirement Board
30 North Third Street
Harrisburg, PA 17108-1147

Re: Regulation #31-3 (IRRC #2490)
State Employees' Retirement Board
Preliminary Provisions

Dear Mr. Henry:

Enclosed are the Commission's comments for consideration when you prepare the final version of this regulation. These comments are not a formal approval or disapproval of the regulation. However, they specify the regulatory review criteria that have not been met.

The comments will be available on our website at www.irc.state.pa.us. If you would like to discuss them, please contact me.

Sincerely,

Kim Kaufman
Executive Director

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Enclosure

cc: Honorable Jane M. Earll, Chairwoman, Senate Finance Committee
Honorable John N. Wozniak, Minority Chairman, Senate Finance Committee
Honorable Paul I. Clymer, Majority Chairman, House State Government Committee
Honorable Babette Josephs, Democratic Chairman, House State Government Committee

Comments of the Independent Regulatory Review Commission

on

State Employees' Retirement Board Regulation #31-3 (IRRC #2490)

Preliminary Provisions

November 2, 2005

We submit for your consideration the following comments on the proposed rulemaking published in the September 3, 2005 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the State Employees' Retirement Board (Board) to respond to all comments received from us or any other source.

1. Section 241.1. Definitions – Clarity.

The Board is proposing to delete the definition of “class of service multiplier” from its regulations. We agree the current definition is cumbersome as written. However, we suggest the Board replace the existing language with a cross reference to the definition of “class of service multiplier” found in 71 Pa. C.S.A. § 5102.

Facsimile Cover Sheet

Kristine M. Shomper
Administrative Officer



Phone: (717) 783-5419
Fax #: (717) 783-2664
E-mail: kriiss@irrc.state.pa.us
Website: www.irrc.state.pa.us

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

To: ~~Sean Sanderson~~ *Bob Gentzel*
Agency: State Employees' Retirement Board
Phone: 7-9657
Fax: 3-7300
Date: November 2, 2005
Pages: 3

Comments: We are submitting the Independent Regulatory Review Commission's comments on the State Employees' Retirement Board's regulation #31-3 (IRRC #2490). Upon receipt, please sign below and return to me immediately at our fax number 783-2664. We have sent the original through Interdepartmental mail. You should expect delivery in a few days. Thank you.

Accepted by:

Laila Snyder

Date:

11-2-05

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