

Regulatory Analysis Form

This space for use by IRRC

RECEIVED

2005 NOV 15 PM 12:22

INDEPENDENT REGULATORY
REVIEW COMMISSION

(1) Agency

Department of Community and Economic Development

(2) I.D. Number (Governor's Office Use)

4-80

IRRC Number: 2504

(3) Short Title

Community Development Grant Program

(4) PA Code Cite

12 Pa. Code Chapter 141

(5) Agency Contacts & Telephone Numbers

Primary Contact: Jill B. Busch, Deputy Chief Counsel,
717-720-7314

Secondary Contact: Tom Brennan, Division Chief,
717-720-7403

(6) Type of Rulemaking (check one)

- Proposed Rulemaking
 Final Order Adopting Regulation
 Final Order, Proposed Rulemaking Omitted

(7) Is a 120-Day Emergency Certification Attached?

- No
 Yes: By the Attorney General
 Yes: By the Governor

(8) Briefly explain the regulation in clear and nontechnical language.

The regulations are being amended in response to Governor Rendell's Economic Stimulus Package as it relates to the 108 loan guarantee program. Under the current regulations, nonentitlement public entities may obtain federally guaranteed loans through the Commonwealth to fund their economic development projects and undertake revitalization activities by committing the use of future CDBG funds to pay off the loan in case of default. The amendments will increase the amount of loan guarantee funds available, double the duration of the loan guarantee period and provide additional security from the Commonwealth for the loan guarantee. These amendments should make the 108 loan guarantee program more attractive to nonentitlement public entities, which previously viewed the program as too burdensome and complicated for smaller communities to use.

Regulatory Analysis Form

(9) State the statutory authority for the regulation and any relevant state or federal court decisions.

These regulations are promulgated by the Department under the authority of Section 1764 of the act of October 11, 1984 (P.L. 906, No. 179) (35 P.S. § 1764), known as the Community Development Block Grant Entitlement Program for Nonurban Counties and Certain Other Municipalities.

(10) Is the regulation mandated by any federal or state law or court order, or federal regulation? If yes, cite the specific law, case or regulation, and any deadlines for action.

Section 1764 of the act of October 11, 1984 (P.L. 906, No. 179) (35 P.S. § 1764), known as the Community Development Block Grant Entitlement Program for Nonurban Counties and Certain Other Municipalities, provides "The department shall adopt regulations to carry out the provisions of this act and to provide for projects whose scope is adequate to meet the community development needs of the municipalities covered by this act. Such regulations, unless specifically required by Federal or State law, shall not be more restrictive or more burdensome than the Federal regulations which are applicable to urban counties and metropolitan cities which receive funding directly from the Federal Government under the Housing and Community Development Act. The department shall make prompt review of applications for funds and amendments thereto and rely on local certifications unless independent evidence is available which tends to challenge in a substantial manner the certifications.

There are no deadlines for these amendments.

(11) Explain the compelling public interest that justifies the regulation. What is the problem it addresses?

The current regulations are viewed by nonentitlement public entities as too burdensome and complicated for smaller communities to use. These amendments should make the 108 loan guarantee program more attractive to nonentitlement public entities.

Regulatory Analysis Form

(12) State the public health, safety, environmental or general welfare risks associated with nonregulation.

N/A.

(13) Describe who will benefit from the regulation. (Quantify the benefits as completely as possible and approximate the number of people who will benefit.)

Nonentitlement public entities will be able to use this financing for general economic development, acquiring and rehabilitating properties, housing infrastructure, public facilities and environmental clean-up and remediation.

(14) Describe who will be adversely affected by the regulation. (Quantify the adverse effects as completely as possible and approximate the number of people who will be adversely affected.)

The Department foresees no adverse impacts from the proposed amendments.

(15) List the persons, groups or entities that will be required to comply with the regulation. (Approximate the number of people who will be required to comply.)

Public entities eligible to participate in the State administered Community Development Block Grant Program.

(16) Describe the communications with and input from the public in the development and drafting of the regulation. List the persons and/or groups who were involved, if applicable.

The proposed Section 108 program was publicized at the Annual Conference of all CDBG grantees in April of 2004 and with the four Regional Housing Advisory Committee meetings held in the summer of 2004 and attended by nearly 200 persons.

Regulatory Analysis Form

(17) Provide a specific estimate of the costs and/or savings to the regulated community associated with compliance, including any legal, accounting or consulting procedures which may be required.

The proposed regulations are cost neutral. There is no change in costs from the previous Section 108 loan guarantee program. The proposed regulations make the program more accessible and easier to use for state entitlement communities.

The Department has taken measures, such as contracting directly with consultants to assist communities in developing Section 108 program applications, to prevent state entitlement communities from incurring additional costs.

(18) Provide a specific estimate of the costs and/or savings to local governments associated with compliance, including any legal, accounting or consulting procedures which may be required.

The proposed regulations are cost neutral. There is no change in costs from the previous Section 108 loan guarantee program. The proposed regulations make the program more accessible and easier to use for state entitlement communities.

The Department has taken measures, such as contracting directly with consultants to assist communities in developing Section 108 program applications, to prevent state entitlement communities from incurring additional costs.

(19) Provide a specific estimate of the costs and/or savings to state government associated with the implementation of the regulation, including any legal, accounting, or consulting procedures which may be required.

The Department has entered into two year contracts with two consulting firms to assist state entitlement communities develop Section 108 program applications at a total cost of \$300,000. The Department has also entered into a two year contract with a consulting firm to provide technical assistance to the Department in the areas of marketing outreach, training programs, financial compliance with regulatory and program guidelines, and underwriting of Housing and Urban Development 108 loan guarantee projects at a cost of \$295,000.

Regulatory Analysis Form

(20) In the table below, provide an estimate of the fiscal savings and costs associated with implementation and compliance for the regulated community, local government, and state government for the current year and five subsequent years.

	Current FY Year	FY +1 Year	FY +2 Year	FY +3 Year	FY +4 Year	FY +5 Year
SAVINGS:	\$	\$	\$	\$	\$	\$
Regulated Community						
Local Government						
State Government						
Total Savings						
COSTS:						
Regulated Community						
Local Government						
State Government	\$1,078,500	\$198,500	\$198,500			
Total Costs	\$1,078,500	\$198,500	\$198,500			
REVENUE LOSSES:						
Regulated Community						
Local Government						
State Government						
Total Revenue Losses						

(20a) Explain how the cost estimates listed above were derived.

The regulated community will not have any costs imposed on them by these changes. The changes will facilitate the use of federal financing through the Section 108 program. Increasing the use of this federal program will increase the demand for the program but not increase state or local costs. Federal Community Development Block Grant [CDBG] will be used in the current year for: \$880,000 to establish a loan loss reserve fund to cover any Section 108 loans which are unable to be repaid by the private sector party [thereby sparing the local community from having to use its CDBG funds] and, \$198,500 in consultant costs, which continue into the second and third years.

Regulatory Analysis Form

(20b) Provide the past three year expenditure history for programs affected by the regulation.

Program	FY -3	FY -2	FY -1	Current FY
Community Development Block Grant - Administration	\$1,300,000	\$1,300,000	\$1,720,000	\$1,720,000

(21) Using the cost-benefit information provided above, explain how the benefits of the regulation outweigh the adverse effects and costs.

Under the current regulations in the past four years, there has been only one local government to use the Section 108 program. DCED approved that project on 7/2/2001 for \$2,600,000 in federal Section 108 funds for reconstruction of storm and sanitary sewer lines, façade improvements and transit improvements in the central business district of that city.

These regulatory changes are designed to make greater use of federal Section 108 funds. It is anticipated that the first year use of this program will increase to \$88 million, \$89 million in the second, and \$111 million in the third year. The costs to administer this program will be provided through the federal Community Development Block Grant (CDBG) program.

(22) Describe the nonregulatory alternatives considered and the costs associated with those alternatives. Provide the reasons for their dismissal.

The Department was unsuccessful in its attempt to repeal the regulations and replace the regulations with program guidelines. Amending the regulations was the only alternative available to the Department.

(23) Describe alternative regulatory schemes considered and the costs associated with those schemes. Provide the reasons for their dismissal.

None.

Regulatory Analysis Form

(24) Are there any provisions that are more stringent than federal standards? If yes, identify the specific provisions and the compelling Pennsylvania interest that demands stronger regulation.

No.

(25) How does this regulation compare with those of other states? Will the regulation put Pennsylvania at a competitive disadvantage with other states?

Pennsylvania's approach in forming a consortium is the first of its kind with respect to the Section 108 loan guarantee program and should give the Commonwealth an advantage in using this program.

(26) Will the regulation affect existing or proposed regulations of the promulgating agency or other state agencies? If yes, explain and provide specific citations.

No.

(27) Will any public hearings or informational meetings be scheduled? Please provide the dates, times, and locations, if available.

No.

Regulatory Analysis Form

(28) Will the regulation change existing reporting, record keeping, or other paperwork requirements? Describe the changes and attach copies of forms or reports which will be required as a result of implementation, if available.

No.

(29) Please list any special provisions which have been developed to meet the particular needs of affected groups or persons including, but not limited to, minorities, elderly, small businesses, and farmers.

N/A

(30) What is the anticipated effective date of the regulation; the date by which compliance with the regulation will be required; and the date by which any required permits, licenses or other approvals must be obtained?

The regulation will be effective immediately upon publication in the *Pennsylvania Bulletin*.

(31) Provide the schedule for continual review of the regulation.

The regulation will be monitored on a regular basis and updated as needed.

**FACE SHEET
FOR FILING DOCUMENTS
WITH THE LEGISLATIVE REFERENCE BUREAU**

(Pursuant to Commonwealth Documents Law)

*** 2504**

RECEIVED

2005 OCT 24 PM 3: 23

**INDEPENDENT REGULATORY
REVIEW COMMISSION**

DO NOT WRITE IN THIS SPACE

Copy below is hereby approved as to form and legality. Attorney General

By: _____
(Deputy Attorney General)

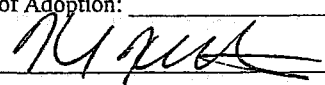
Date of Approval

Check if applicable. Copy not approved. Objections attached.

Copy below is hereby certified to be a true and correct copy of a document issued, prescribed or promulgated by:

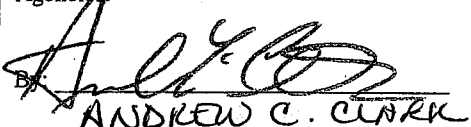
Department of Community and Economic Development
(Agency)

Document/Fiscal Note No. 4-80
Date of Adoption: _____

By:  _____

Title: Deputy Secretary for Community Affairs & Dev.

Copy below is hereby approved as to form and legality. Executive or Independent Agencies

By: 
ANDREW C. CLARK

10.5.05
Date of Approval

(Deputy General Counsel)

Check if applicable. No Attorney General approval or objection within 30 days after submission.

**TITLE 12. COMMERCE, TRADE AND LOCAL GOVERNMENT
PART V. COMMUNITY AFFAIRS AND DEVELOPMENT
SUBPART C. COMMUNITY DEVELOPMENT AND HOUSING
CHAPTER 141. COMMUNITY DEVELOPMENT GRANT PROGRAM**

PREAMBLE

By this order, the Department of Community and Economic Development, under the authority of Section 1764 of the act of October 11, 1984 (P.L. 906, No. 179) (35 P.S. § 1764), known as the Community Development Block Grant Entitlement Program for Nonurban Counties and Certain Other Municipalities, hereby amends Title 12 of the Pennsylvania Code by revising Chapter 141.

Introduction

The regulations are being amended in response to Governor Rendell's Economic Stimulus Package as it relates to the 108 loan guarantee program. Under the current regulations, nonentitlement public entities may obtain federally guaranteed loans through the Commonwealth to fund their economic development projects and undertake revitalization activities by committing the use of future CDBG funds to pay off the loan in case of default. The amendments will increase the amount of loan guarantee funds available, double the duration of the loan guarantee period and provide additional security from the Commonwealth for the loan guarantee. These amendments should make the 108 loan guarantee program more attractive to nonentitlement public entities, which previously viewed the program as too burdensome and complicated for smaller communities to use.

Analysis

Section 302 is amended to add the definitions of "joint public entities", "consortium", and "consortium member".

Section 303 is amended to clarify that all applications for 108 loan guarantees must be submitted to and approved by the Department before it may be submitted to HUD.

Section 304 is amended to revise the funding limitation for entitlement entities and to clarify that the funding limitation applies to both single public entities and joint public entities.

Section 305 is amended to revise the funding limitation for nonentitlement public entities; to clarify that the \$3 million funding limitation established in this section applies to individual public entities; and to number the existing paragraph as subsection (a). Subsection 305(b) is added to clarify that although a county may apply for assistance on behalf of multiple nonentitlement public entities, the county's funding limitation is \$7 million. Subsection 305(c) is added to require consortium membership for nonentitlement entities seeking assistance under this program.

Section 306 is deleted in its entirety as the amended regulations clearly recognize joint public entity applications for assistance.

Subsection 307 (a) is amended to change the limitation on the repayment period for a guaranteed loan from 10 years to 20 years. Subsection 307(b) is amended to broaden the security offered by the Department to HUD. Subsection 307(c) is deleted in its entirety and replaced with language which would permit the Department to provide an additional guarantee from sources other than the public entity's annual CDBG grant, as well as clarifying that such additional guarantee would supercede the use of the public entity's CDBG funds as a source to guarantee debt payments for a section 108 loan. Subsection 307(e) is amended to permit amortization variations if approved in writing by the Department. Subsection 307(f) is amended to include HUD in the contracting process. Subsection 307(g) is amended to require security in addition to a pledge of CDBG allocations when the pledge of the allocation is insufficient.

Subsection 309(a) is amended to permit the Department to consider factors other than those listed in this subsection when determining whether to disapprove a loan guarantee request or approve a loan guarantee request for an amount less than requested.

Fiscal Impact

The proposed regulations are cost neutral with respect to political subdivisions and the public. The Commonwealth will incur costs totaling \$1,475,500, of which \$880,000 will be expended in the first year to establish a loan loss reserve fund and \$198,500 will be expended each year over the next three years to cover technical assistance costs. The costs incurred in

administering this program and providing technical assistance will be covered through the federal CDBG administrative funds available through this program and within existing authorization levels of those funds. While there are potential costs that may be incurred in future years if loans default, these costs will be absorbed by either the loan loss account that will be established with the new approach to administering the program and/or the use of CDBG program funds.

Paperwork

No new or different paperwork requirements are imposed as a result of the proposed regulation.

Notice

Notice of proposed rulemaking has been omitted under section 204(3) of the act of July 31, 1968 (P.L. 769, No. 240)(45 P.S. §1204), which specifies that a regulation may be adopted without notice of proposed rulemaking if proposed rulemaking procedures are "in the circumstances impracticable, unnecessary, or contrary to the public interest"; or if they relate to "Commonwealth property, loans, grants, benefits or contracts" The existing regulation is directly related to a Commonwealth loan guarantee program.

Regulatory Review

Under Section 5(a) of the Regulatory Review Act, the Act of June 30, 1989 (P.L. 73, No. 19), (71 P.S. §§745.1 - 745.15), the agency submitted a copy of the regulation with proposed rulemaking omitted on October 24, 2005 to the Independent Regulatory Review Commission, the Chairperson of the House Commerce Committee, and the Chairperson of the Senate Community and Economic Development Committee. On the same date, the regulation was submitted to the Attorney General for review and approval pursuant to the Commonwealth Attorneys Act. In accordance with Section 5(c) of the Act, the regulation was [deemed] approved by the House Committee on (date) and [deemed] approved by the Senate Committee on (date).

IRRC met on (date) and [deemed] approved the regulation.

Effective Date/Sunset Date

- (a) The regulation will be effective immediately upon publication in the *Pennsylvania Bulletin*.
- (b) The regulation will be monitored on a regular basis and updated as needed.

Contact Person

For an explanation of these regulations contact Jill B. Busch, Deputy Chief Counsel, Commonwealth Keystone Building, 4th Floor, 400 North Street, Harrisburg, PA 17120, 717-720-7314.

Findings and Order

The Department finds:

- (1) The proposed rulemaking procedures in §§201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202), known as the Commonwealth Documents Law, are unnecessary, because the regulations are directly related to a Commonwealth loan guarantee program.
- (2) That public notice of intention to adopt the regulations has been omitted under section 204 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. § 1204) and the regulations thereunder, 1 Pa. Code § 7.4.
- (3) That delay in implementing the regulation will have a serious adverse impact on the public interest.

The Department, acting under the authorizing statute, orders:

- (1) That the regulations of the Department, 12 Pa. Code, are amended by revising Chapter 141 to read as set forth in Annex A.
- (2) That the Department shall submit this order and Annex A to the Office of

Attorney General and the Office of General Counsel for approval as to legality as required by law.

(3) That this order shall take effect upon publication in the Pennsylvania Bulletin.

By the Department

Dennis Yablonsky

Secretary

ANNEX A

TITLE 12. COMMERCE, TRADE AND LOCAL GOVERNMENT

PART V. COMMUNITY AFFAIRS AND DEVELOPMENT

SUBPART C. COMMUNITY DEVELOPMENT AND HOUSING

CHAPTER 141. COMMUNITY DEVELOPMENT GRANT PROGRAM

SECTION 108 LOAN PROGRAM

§ 141.301. Purpose.

This section and §§141.302-141.309 contain conditions under which the Department will guarantee the notes or other obligations issued by public entities in compliance with Federal regulations authorizing a guarantee program under section 108 of the Housing and Community Development Act of 1974. See 24 CFR Subchapter C, Subpart M (relating to loan guarantees).

§ 141.302. Definitions.

The following words and terms, when used in this section, §§141.301 and 141.303-141.309, have the following meanings, unless the context clearly indicates otherwise:

Consortium—A group of public entities that have entered into an agreement with the Department to apply jointly for an allocation of section 108 loan guarantee funds from HUD.

Consortium Member — A public entity that has agreed to participate in the consortium to access section 108 loan guarantee funds from HUD.

Entitlement public entity—A city, county, borough, incorporated town or township that qualifies as an eligible entitlement entity under section 3 of the act (35 P. S. § 1753).

Joint public entities – Two or more public entities or a county that applies on behalf of a public entity, or both, which participate in a joint municipal or regional project.

Nonentitlement public entity—A unit of general local government that is eligible to participate in the State administered Community Development Block Grant Program and

which is not an eligible entitlement entity under section 3 of the act.

Public entity—A unit of general local government that is eligible to participate in the State administered Community Development Block Grant Program.

§ 141.303. Applicability of HUD implementing regulations.

(a) An application for loan guarantees by the Department shall meet the requirements contained in 24 CFR Subchapter C, Subpart M (relating to loan guarantees).

(b) An application for State guarantees submitted with or without assistance from the State shall first be submitted to, and approved by the Department before it may be submitted to HUD.

§ 141.304. Limitations on loan commitments—entitlement public entities.

The amount of loan guarantees that an entitlement public entity receives may not exceed [an amount equal to five times the amount of the average grant made to that entity under the act during the preceding 5-year period.] the amount of a public entity's CDBG allocation that can support annual debt service payments based on the average amount of the CDBG allocation for the past three years or \$7 million, whichever is less. This maximum amount applies to both single public entity applicants and joint public entity applicants.

§ 141.305. Limitations on loan commitments—nonentitlement public entities.

(a) The total amount of a loan guarantee[s] made to a nonentitlement public [entities] entity may not exceed [an amount equal to four times the amount of the 13% discretionary set aside of the most recent HUD grant to the Department. The total loan guarantees provided to a nonentitlement public entity may not exceed four times the maximum allowable discretionary grant established by the Department for the year the guarantee is provided.] \$3 million.

(b) The maximum aggregate amount of section 108 loan assistance made to a county which applies on behalf of multiple nonentitlement public entities may not exceed \$7,000,000.

(c) Nonentitlement public entities shall join the consortium before applying for section 108 loan guarantee funds from the Department.

[§ 141.306. Limitations on loan commitments—regional projects.

Nothing in §§ 141.301-141.305, 141.307-141.309 and this section precludes the Department from considering applications for regional projects intended to benefit an area which encompasses more than one entitlement or nonentitlement public entity. In the case of a regional project two or more entitlement public entities may pledge their combined CDBG grants as security. In addition, a single nonentitlement public entity may participate in a regional project on behalf of all nonentitlement public entities that may benefit from the regional project. Anything in §§ 141.301-141.305, 141.307-141.309 and this section to the contrary, notwithstanding the amount of loan guarantees made available to all nonentitlement entities for a single project, may not exceed four times the maximum allowable discretionary grant established by the Department for the year the guarantee is provided.]

§ 141.307. Limitations on loan commitments—public entities.

- (a) The repayment period for a guaranteed loan may not exceed [10] 20 years.
- (b) The security offered by the Department to HUD will [be limited to] include a pledge of all grants made to the State or for which the State may become eligible under applicable Federal law and regulations.
- (c) [In the case of an entitlement public entity, the annual debt service on a guaranteed loan may not exceed an amount equal to its most recent grant under the act. Annual debt service for a nonentitlement public entity may not exceed an amount equal to the maximum allowable discretionary grant established by the Department for the year the guarantee is provided.] The State may provide an additional guarantee from sources other than the public entity's annual CDBG grant. The additional state guarantee will supersede the use of the public entity's CDBG grant funds as a source to guarantee debt payments for a section 108 loan.
- (d) A public entity shall pledge the full amount of CDBG grants to be received during the period of the loan guarantee. Grant amounts for any year sufficient to pay current debt service may not be expended until the debt service for that year has been paid, or until the public entity provides the Department with satisfactory evidence that funds to pay current debt service have been placed in a trust account.
- (e) Loans shall be amortized on an annual basis, unless otherwise approved in writing by the Department. [Balloon payments will not be accepted.]
- (f) A public entity shall enter into a contract with the Department and HUD, in a form acceptable to the Department and HUD, for the repayment of notes or other obligations guaranteed under this section, §§ 141.301-141.306, 141.308 and 141.309.

(g) Security in addition to a pledge of CDBG allocations [may] will be required when the pledge of the allocations is not sufficient to protect all of the potential liability of the Department.

§ 141.308. CDBG requirement.

Applicable requirements of the CDBG program apply to public entities receiving guaranteed loan funds, except as those requirements may be specifically modified or augmented by this section and §§ 141.301-141.307 and 141.309 or applicable HUD regulations.

§ 141.309. Department approval.

(a) The Department may disapprove loan guarantees or may approve a guarantee for an amount less than requested, for [one or more of the following] reasons including, but not limited to, the following:

(1) The Department determines that the guarantee in light of the financial condition of the applicant, the viability of the project or the costs of the project, constitutes an unacceptable financial risk[.];

(2) The requested guarantee amount exceeds one or more of the limitations in this section and §§ 141.301-141.308 or in applicable Federal regulations[.];

(3) Funds are not available in the amount requested[.];

(4) The performance of the public entity under §§ 141.61, 141.62, 141.81, 141.101, 141.102, 141.121-141.125 and 141.141-141.157 is unacceptable[.]; or

(5) The activities to be undertaken are ineligible under State or Federal law or regulations.

(b) The Department will notify the public entity in writing that the guarantee has been approved, reduced or disapproved. If the guarantee is reduced or disapproved, the public entity will be informed of the specific reasons for that action. If the guarantee is acceptable, the Department will approve the application of the public entity to HUD for its commitment.



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT
HARRISBURG, PA 17120

OFFICE OF SECRETARY

November 15, 2005

Independent Regulatory Review Commission
c/o John R. McGinley, Jr.
14th Floor, Harristown II
333 Market Street
Harrisburg, PA 17101

Re: Regulation No. 4-80 (IRRC #2504)
Department of Community and Economic Development
Section 108 Loan Program

Dear Mr. McGinley:

The Independent Regulatory Review Commission has suggested a revision to section 141.305(a) of the final omitted Regulation No. 4-80 referenced above that were submitted for your review on October 24, 2005. At the commission's request, we are hereby asking that the time for review of the regulations be tolled to revise section 141.305(a)(Limitations on loan commitments – nonentitlement public entities).

The revision to section 141.305(a) will remove the last two sentences of section 141.305(a) which currently state "The Department will review this monetary limitation on an annual basis and if necessary revise it. Future adjustments will be issued by the Department as a notice in the *Pennsylvania Bulletin* and codified in this chapter." The removal of these two sentences will bring the regulation back into conformance with the Commonwealth Documents Law.

The Department of Community and Economic Development is simultaneously submitting with this tolling request a revised final form regulation package which consists of a Preamble, Annex A, and a Regulatory Analysis Form that reflects this change. If you should have any questions about this tolling request, please do not hesitate to contact Deputy Chief Counsel Jill Busch at 717-720-7314.

Sincerely,

Dennis Yablonsky,
Secretary

Enclosures

cc: Honorable George C. Hasay, Chairman, House Commerce Committee
Honorable Joseph F. Markosek, Minority Chairman, House Commerce Committee
Honorable Terry Punt, Chairman, Senate Community & Eco. Dev. Committee
Honorable Gerald J. LaValle, Minority Chair, Senate Community & Eco. Dev. Committee
Robert A. Mulle, Chief Deputy Attorney General, Review and Advice Section
Ron Boston, Legislative Liaison
Jill Busch, Deputy Chief Counsel

**TRANSMITTAL SHEET FOR REGULATIONS SUBJECT TO THE
REGULATORY REVIEW ACT**

RECEIVED

I.D. NUMBER: 4-80
 SUBJECT: Community Development Grant Program
 AGENCY: DEPARTMENT COMMUNITY & ECONOMIC DEVELOPMENT

2005 NOV 15 PM 12:22
 INDEPENDENT REGULATOR
 REVIEW COMMISSION

TYPE OF REGULATION

- Proposed Regulation
- Final Regulation
- Final Regulation with Notice of Proposed Rulemaking Omitted
- 120-day Emergency Certification of the Attorney General
- 120-day Emergency Certification of the Governor
- X Delivery of Tolled Regulation
 - a. With Revisions
 - b. Without Revisions

FILING OF REGULATION

DATE	SIGNATURE	DESIGNATION
11/15/05	<i>Brenda Zabolotky</i>	HOUSE COMMITTEE ON COMMERCE & ECONOMIC DEVELOPMENT
11/15/05	<i>Robert Floyd</i>	
11/15/05	<i>Kelly M. Lewis</i>	SENATE COMMITTEE ON COMMUNITY & ECONOMIC DEVELOPMENT
11/15/05	<i>Jim King</i>	
11/15/05	<i>Dr. Schultz</i>	INDEPENDENT REGULATORY REVIEW COMMISSION
11-15-05	<i>George Nouri</i>	ATTORNEY GENERAL (for Final Omitted only)
		LEGISLATIVE REFERENCE BUREAU (for Proposed only)