

JOHN R. MCGINLEY, JR., ESQ., CHAIRMAN
ALVIN C. BUSH, VICE CHAIRMAN
ARTHUR COCCODRILLI
JOHN F. MIZNER, ESQ.
JIM KAUFMAN, EXECUTIVE DIRECTOR
MARY S. WYATTE, CHIEF COUNSEL



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

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

April 5, 2006

Honorable Dennis J. Yablonsky, Secretary
Department of Community and Economic Development
Commonwealth Keystone Building
4th Floor
Harrisburg, PA 17120

Re: Regulation #4-84 (IRRC #2521)
Department of Community and Economic Development
Manufactured Housing

Dear Secretary Yablonsky:

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.irrc.state.pa.us. If you would like to discuss them, please contact me.

Sincerely,

Kim Kaufman
Executive Director
wbg
Enclosure

cc: Honorable Terry L. Punt, Chairman, Senate Community and Economic Development Committee
Honorable Gerald J. LaValle, Minority Chairman, Senate Community and Economic Development Committee
Honorable George C. Hasay, Majority Chairman, House Commerce Committee
Honorable Joseph F. Markosek, Democratic Chairman, House Commerce Committee

Comments of the Independent Regulatory Review Commission

on

Department of Community and Economic Development Regulation #4-84 (IRRC #2521)

Manufactured Housing

April 5, 2006

We submit for your consideration the following comments on the proposed rulemaking published in the February 4, 2006 *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 Department of Community and Economic Development to respond to all comments received from us or any other source.

Section 143.15. Fees. – Clarity.

The fees for “Follow-up inspection or monitoring services” and “Administrative services associated with follow-up inspection or monitoring services” both include a day and an hourly rate. The Department has indicated that it intends for the manufacturer or retailer to pay the lesser of the two fees in all situations. Therefore, for clarity, the Department should add “whichever is less” after “per hour” in both of these fees.

Also, the Department should add a cross reference to where the manufacturer or retailer can find the current rates for “Travel and per diem expenses.”

FAX NO. P. 01

Facsimile Cover Sheet

Kristine M. Shomper
Director for Administration



Phone: (717) 783-5419
Fax #: (717) 783-2664
kshomper@irrc.state.pa.us
www.irrc.state.pa.us

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

To: Jill Busch
Agency: DCED
Phone: 720-7314
Fax: 772-3103
Date: 04/06/2006
Pages: 3

INDEPENDENT REGULATORY
REVIEW COMMISSION

2006 APR - 5 AM 10: 25

RECEIVED

Comments: We are submitting the Independent Regulatory Review Commission's comments on the Department of Community and Economic Development's regulation #4-84 (IRRC #2521). 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:

Jill B. Busch

Date:

4/5/06

FAX

RECEIVED TIME APR. 5, 8:49AM

PRINT TIME APR. 5, 8:50AM