

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



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

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

May 4, 2006

Honorable Gregory C. Fajt, Secretary
Department of Revenue
Strawberry Square, 11th Floor
Harrisburg, PA 17128

Re: Regulation #15-435 (IRRC #2531)
Department of Revenue
Terminal-Based Lottery Games

Dear Secretary Fajt:

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,

Alvin C. Bush, Chairman

Chairman

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Enclosure

cc: Honorable Jane M. Earll, Chairwoman, Senate Finance Committee
Honorable John N. Wozniak, Minority Chairman, Senate Finance Committee
Honorable Dennis E. Leh, Majority Chairman, House Finance Committee
Honorable David K. Levdansky, Democratic Chairman, House Finance Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held May 4, 2006

Alvin C. Bush, Chairman
Arthur Coccodrilli
John F. Mizner, Esq.

Regulation No. 15-435
Department of Revenue
Terminal-Based Lottery Games

On April 5, 2006, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Revenue (Department). This rulemaking adds 61 Pa. Code Chapter 875. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the Pennsylvania *Bulletin*.

This regulation establishes procedures and standards for initiating "terminal-based lottery games" via notices in the *Pennsylvania Bulletin*. This new chapter gives the Department greater agility to respond to market trends in lottery ticket sales.

We have determined this regulation is consistent with the statutory authority of the Department (72 P.S. § 3761-303) 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.



Alvin C. Bush, Chairman