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

September 20, 2007

Honorable Kathleen A. McGinty, Chairperson
Environmental Quality Board
Rachel Carson State Office Building
400 Market Street, 16th Floor
Harrisburg, PA 17101

Re: Regulation #7-395 (IRRC #2532)
Environmental Quality Board
Administration of the Storage Tank and Spill Prevention Act

Dear Chairperson McGinty:

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,

Arthur Coccodrilli

Chairman

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Enclosure

cc: Honorable Mary Jo White, Chairman, Senate Environmental Resources and Energy Committee
Honorable Raphael J. Musto, Minority Chairman, Senate Environmental Resources and Energy Committee
Honorable Camille George, Majority Chairman, House Environmental Resources and Energy Committee
Honorable Scott E. Hutchinson, Minority Chairman, House Environmental Resources and Energy Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held September 6, 2007

Arthur Coccodrilli, Chairman
David J. DeVries, Esq.
John F. Mizner, Esq.

Regulation No. 7-395 (#2532)
Environmental Quality Board
Administration of the Storage Tank and Spill
Prevention Act

On April 7, 2006, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapter 245. The proposed regulation was published in the April 22, 2006 *Pennsylvania Bulletin* with a 68-day public comment period. The final-form regulation was submitted to the Commission on July 27, 2007.

This final-form rulemaking makes comprehensive and minor editorial changes to the Board's existing Storage Tank Program regulations. Changes pertain to: new and revised definitions; new tank registration provisions; regulation of large aboveground storage tanks storing heating oil for on-site consumptive use; additional training and qualification provisions for certified tank installers and inspectors; storage tank permitting; record keeping; and inspection provisions.

We have determined this regulation is consistent with the statutory authority of the Board (35 P.S. § 6021.106) 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.




Arthur Coccodrilli, Chairman