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

July 6, 2006

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

Re: Regulation #4-86 (IRRC #2540)  
Department of Community and Economic Development  
Building Energy Conservation Standards

Dear Secretary Yablonsky:

The Independent Regulatory Review Commission approved the subject regulation today. Our order is enclosed and will be available on our website at [www.irc.state.pa.us](http://www.irc.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  
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

**INDEPENDENT REGULATORY REVIEW COMMISSION  
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held July 6, 2006

Alvin C. Bush, Chairman  
Arthur Coccodrilli  
David J. DeVries, Esq.  
John F. Mizner, Esq., by Phone

Regulation No. 4-86  
Department of Community and  
Economic Development  
Building Energy Conservation Standards

On May 24, 2006, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Community and Economic Development (Department). This rulemaking deletes 12 Pa. Code Chapter 147. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This regulation deletes the existing Chapter 147. This is necessary because Chapter 147 is outdated and inconsistent with the existing statutes. Chapter 147 was promulgated to implement the Building Energy Conservation Standards Act (Act 222 of 1980). This Act was repealed by the Pennsylvania Construction Code Act (Act 45 of 1999).

We have determined this regulation is consistent with the statutory authority of the Department (71 P.S. § 1709.306(a)) 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.



  
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Alvin C. Bush, Chairman