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INDEPENDENT REGULATORY REVIEW COMMISSION

333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

October 18, 2007

Boyd E. Wolff, Chairman
Milk Marketing Board
110 Agriculture Building
2301 North Cameron Street
Harrisburg, PA 17110

Re: Regulation #47-12 (IRRC #2564)
Milk Marketing Board
Refrigeration Equipment; Records and Reports

Dear Chairman Wolff:

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

wbg

Enclosure

cc: Honorable Michael W. Brubaker, Chairman, Senate Agriculture and Rural Affairs
Committee

Honorable Michael A. O'Pake, Minority Chairman, Senate Agriculture and Rural Affairs
Committee

Honorable Michael K. Hanna, Sr., Majority Chairman, House Agriculture and Rural Affairs
Committee

Honorable Arthur D. Hershey, Minority Chairman, House Agriculture and Rural Affairs
Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held October 18, 2007

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

Regulation No. 47-12 (#2564)
Milk Marketing Board
Refrigeration Equipment; Records and Reports

On September 7, 2006, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Milk Marketing Board (Board). This rulemaking amends 7 Pa. Code Chapters 145, 146 and 147. The proposed regulation was published in the September 23, 2006 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on September 14, 2007.

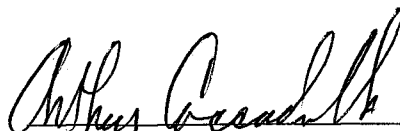
This final-form regulation amends existing regulations to make them consistent with current industry practice. The primary amendment permits charges for the sale or lease of refrigeration equipment to wholesale customers to be collected through a fee added to the Board-established minimum prices.

We have determined this regulation is consistent with the statutory authority of the Board (31 P.S. § 700j-307) 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