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INDEPENDENT REGULATORY REVIEW COMMISSION

October 2, 2008

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

Karl G. Brown, Executive Secretary
State Conservation Commission
407 Agriculture Building
2301 N. Cameron Street
Harrisburg, PA 17110

Re: Regulation #7-418 (IRRC #2634)
State Conservation Commission
Facility Odor Management

Dear Mr. Brown:

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 2, 2008

Arthur Coccodrilli, Chairman
Alvin C. Bush, Vice Chairman
Nancy Sabol Frantz, Esq., by Phone
Karen A. Miller
John F. Mizner, Esq.

Regulation No. 7-418 (#2634)
State Conservation Commission
Facility Odor Management

On August 22, 2007, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Conservation Commission (SCC). This rulemaking establishes 25 Pa. Code Chapter 83, Subchapter G. The proposed regulation was published in the September 1, 2007 *Pennsylvania Bulletin* with a 60-day public comment period. The final-form regulation was submitted to the Commission on August 28, 2008.

This regulation implements part of Act 38 of 2005 by requiring certain concentrated animal operations and concentrated animal feeding operations to file and implement odor management plans.

We have determined this regulation is consistent with the statutory authority of the SCC (3 Pa. C.S. § 504(1.1)) 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