

2661

RECEIVED

Gelnett, Wanda B.

From: Stephens, Michael J.
Sent: Monday, April 14, 2008 8:45 AM
To: Gelnett, Wanda B.; IRRC
Subject: FW: Proposed Regs 17-75

2008 APR 14 AM 8:49

INDEPENDENT REGULATORY
REVIEW COMMISSION

Comment on #2661

-----Original Message-----

From: CAGIBBINPA@aol.com [mailto:CAGIBBINPA@aol.com]
Sent: Sunday, April 13, 2008 3:06 PM
To: Stephens, Michael J.
Subject: Proposed Regs 17-75

(Mr. Stephens, I corrected an error in grammar in the third paragraph. Substance not changed.)

Re: IRRC No. 2661 published in the Bulletin 03-29-08

Mr. Stephens:

Please consider this a supplement to my earlier comments on the proposed regulations.

My concern, as a retired US Treasury agent, is that there is clear limitation in the proposed regulations since they make no provision for federal retired officers (or even officers from other states who move to PA) to qualify for the nationwide carry provisions of the federal Law Enforcement Officers Safety Act of 2004. In earlier correspondence, I pointed out several references in the proposed regs and related documents which limited the scope of the regs to PA retired officers only.

I failed to note another provision that amplifies that conclusion: The document headed PROPOSED RULEMAKING, as printed in the Bulletin to introduce the MPOETC regulations, under Description and Purpose: The second sentence reads as follows: "This proposed rulemaking provides for the eligibility, requirements, contents, issuance and replacement of identification and qualification cards for *retired Pennsylvania law enforcement officers*. (Italics added).

With so many references limiting the applicability of these regulations, I can reach no conclusion other than that retired federal law enforcement officers are excluded. As noted above, the regs also appear to exclude PA residents who are retired law enforcement officers (state and municipal) from out of state. The underlying federal and state implementing statutes are all encompassing, so retired federal, state, and local officers should be provided means to qualify to a state standard course of fire under the proposed regulations.

If the improper exclusions can be fixed, another issue is the provision of information of use to retired federal, state, and local law enforcement officers about the standard course of fire and where those retired officers can qualify. Since I have my federal agency issued retiree credentials, I must wonder what I do next (assuming the regs get enacted). Where do I go to qualify? The proposed regulations are silent about the what, where, how, and when such firearm qualification can take place. I think that information should be included.

Charles A. Gibb, Boiling Springs, PA Phone: 717-258-9313

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4/14/2008