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## INDEPENDENT REGULATORY REVIEW COMMISSION

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

July 15, 2010

Leonard M. Knepp, C.P.A., Executive Director  
State Employees' Retirement Board  
30 North Third Street  
Harrisburg, PA 17108-1147

Re: Regulation #31-7 (IRRC #2689)  
State Employees' Retirement Board  
Priority of Taxation, Attachment and Assignment of Funds

Dear Mr. Knepp:

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](http://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 Patrick M. Browne, Majority Chairman, Senate Finance Committee  
Honorable Jim Ferlo, Minority Chairman, Senate Finance Committee  
Honorable Babette Josephs, Majority Chairman, House State Government Committee  
Honorable Kerry A. Benninghoff, Minority Chairman, House State Government Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION  
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held July 15, 2010

Arthur Coccodrilli, Chairman  
George D. Bedwick, Vice Chairman  
S. David Fineman, Esq.  
Silvan B. Lutkewitte, III  
John F. Mizner, Esq., by Phone

Regulation No. 31-7 (#2689)  
State Employees' Retirement Board  
Priority of Taxation, Attachment and  
Assignment of Funds

On April 18, 2008, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Employees' Retirement Board (Board). This rulemaking amends 4 Pa. Code Chapter 247. The proposed regulation was published in the May 3, 2008 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 2, 2010.

This final-form rulemaking adds a new section to the Board's regulations pertaining to benefits. The new section sets priorities among conflicting demands of forfeitures, attachments and assignments on members' retirement benefits authorized under the State Employees' Retirement Code.

We have determined this regulation is consistent with the statutory authority of the Board (71 Pa.C.S.A. § 5902(h)) 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