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INDEPENDENT REGULATORY REVIEW COMMISSION

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

August 19, 2010

Honorable Allen D. Biehler, P.E., Secretary
Department of Transportation
Keystone Building, 8th Floor
400 North Street
Harrisburg, PA 17120-0041

Re: Regulation #18-410 (IRRC #2705)
Department of Transportation
Physical and Mental Criteria, Including Vision Standards Relating to the Licensing of
Drivers

Dear Secretary Biehler:

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

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Enclosure

cc: Honorable John C. Rafferty, Jr., Majority Chairman, Senate Transportation Committee
Honorable J. Barry Stout, Minority Chairman, Senate Transportation Committee
Honorable Joseph F. Markosek, Majority Chairman, House Transportation Committee
Honorable Richard A. Geist, Minority Chairman, House Transportation Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held August 19, 2010

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

Regulation No. 18-410 (#2705)
Department of Transportation
Physical and Mental Criteria, Including Vision
Standards Relating to the Licensing of Drivers

On June 18, 2008, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Transportation (Department). This rulemaking amends 67 Pa. Code Chapter 83. The proposed regulation was published in the June 28, 2008 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on July 7, 2010.

This regulation updates the minimum medical requirements and standards for drivers with diabetes mellitus, including physician reporting requirements and waivers for disqualification of drivers under certain circumstances.

We have determined this regulation is consistent with the statutory authority of the Department (75 Pa.C.S. §§ 1517, 1518 and 6103) 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