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INDEPENDENT REGULATORY REVIEW COMMISSION

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

September 10, 2008

Frank Donaghue, Acting Executive Director
Pennsylvania Gaming Control Board
Strawberry Square
Verizon Tower, 5th Floor
Harrisburg, PA 17106-9060

Re: Regulation #125-87 (IRRC #2706)
Pennsylvania Gaming Control Board
Trusteeship

Dear Mr. Donaghue:

Enclosed are the Commission's comments for consideration when you prepare the final version of this regulation. These comments are not a formal approval or disapproval of the regulation. However, they specify the regulatory review criteria that have not been met.

The comments will be available on our website at www.irrc.state.pa.us. If you would like to discuss them, please contact me.

Sincerely,

Kim Kaufman
Executive Director
wbg
Enclosure

cc: Honorable Jane M. Earll, Chairman, Senate Community, Economic and Recreational Development Committee
Honorable Gerald J. LaValle, Minority Chairman, Senate Community, Economic and Recreational Development Committee
Honorable Harold James, Majority Chairman, House Gaming Oversight
Honorable Paul I. Clymer, Minority Chairman, House Gaming Oversight

Comment of the Independent Regulatory Review Commission



Pennsylvania Gaming Control Board Regulation #125-87 (IRRC #2706)

Trusteeship

September 10, 2008

We submit for your consideration the following comment on the proposed rulemaking published in the July 12, 2008 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the Pennsylvania Gaming Control Board (Board) to respond to all comments received from us or any other source.

Section 443a.7. Compensation of trustees and payment of costs associated with the trusteeship. - Clarity.

Subsection (b) cross-references hiring under Paragraph 443a.6(a)(9). However, Paragraph 443a.6(a)(9) discusses meeting with the Board's Executive Director, not hiring. Should this cross-reference be to Paragraph 443a.6(a)(10)?

Facsimile Cover Sheet



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INDEPENDENT REGULATORY REVIEW COMMISSION
333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

To: Cheryl Posavec
Richard M. Sandusky (#14-8111)
Agency: Pa Gaming Control Board
Phone: 346-8319
Fax: 703-2988
346-8350 (Front Desk)
Date: September 10, 2008
Pages: 3

Comments: We are submitting the Independent Regulatory Review Commission's comments on the Pennsylvania Gaming Control Board's regulation #125-87 (IRRC #2706). Upon receipt, please sign below and return to me immediately at our fax number 783-2664. We have sent the original through interdepartmental mail. You should expect delivery in a few days. Thank you.

Accepted by: Rita Spittler PGCB **Date:** 9/10/08