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

March 6, 2008

Honorable Kathleen A. McGinty, Chairperson
Environmental Quality Board
Rachel Carson State Office Building
400 Market Street, 16th Floor
Harrisburg, PA 17101

Re: Regulation #7-411 (IRRC #2607)
Environmental Quality Board
Clean Air Interstate Rule

Dear Chairperson McGinty:

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 Mary Jo White, Chairman, Senate Environmental Resources and Energy Committee
Honorable Raphael J. Musto, Minority Chairman, Senate Environmental Resources and Energy Committee
Honorable Camille George, Majority Chairman, House Environmental Resources and Energy Committee
Honorable Scott E. Hutchinson, Minority Chairman, House Environmental Resources and Energy Committee

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held March 6, 2008

Arthur Coccodrilli, Chairman
Alvin C. Bush, Vice Chairman
David J. DeVries, Esq.
Nancy Sabol Frantz, Esq., by Phone
John F. Mizner, Esq.

Regulation No. 7-411 (#2607)
Environmental Quality Board
Clean Air Interstate Rule

On April 17, 2007, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapters 121, 129 and 145. The proposed regulation was published in the April 28, 2007 *Pennsylvania Bulletin* with a 65-day public comment period. The final-form regulation was submitted to the Commission on January 22, 2008.


This final-form regulation incorporates by reference the Environmental Protection Agency model rules for three federal Clean Air Interstate Rule (CAIR) programs. The CAIR programs are designed to limit the emission of nitrogen oxides and sulfur dioxides from electric generating facilities of 25 megawatts or greater.

We have determined this regulation is consistent with the statutory authority of the Board (35 P.S. § 4005(a)(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