Summary of the Regulatory Review Process Under Act 148

Blue - Highlights Actions; Green - Agency Proceeds with Final Publication; Red - Represents End of Process

1 PUBLIC COMMENT PERIOD. Agency Delivers Proposed Regulation to IRRC, Committees and LRB for Publication in the Pennsylvania Bulletin With a Public Comment Period of at least 30 Days.

2 IRRC COMMENT PERIOD. IRRC Delivers Comments Within 30 Days of the Close of the Public Comment Period.

3A AGENCY REVIEW. Agency Responds to Comments and Delivers Final-Form Regulation.

3B RULEMAKING ENDS. Agency Does Not Deliver Final-Form Regulation Within 2-Year Statutory Period.

3C FINAL-OMITTED REGULATION DELIVERED.

At Any Time Up to 24 Hours Before the IRRC Public Meeting, a Committee May Approve, Disapprove or Notify IRRC and Agency of Intent to Review.

4 IRRC ACTS AT ITS PUBLIC MEETING. IRRC May Have Until Its Next Meeting Which Occurs No Less Than 30 Days After Receipt of the Regulation, Provided that IRRC Cannot Act for at Least 20 Days After Receipt of the Regulation.

5A IRRC APPROVES. A Committee Disapproves Or Files Notice of Intent to Review.

5B IRRC DISAPPROVES. Agency Has Three Options.

5C IRRC APPROVES. Committees Approve.

6A DELIVER REPORT AND REGULATION With or Without Changes to IRRC and Committees Within 40 Days.

6B WITHDRAW THE REGULATION; Rulemakings Ends.

6C TAKE NO ACTION WITHIN 40 DAYS; Regulation Deemed Withdrawn.

7 IRRC ACTS AT ITS SECOND PUBLIC MEETING Which Occurs No Less Than 15 Days After Receipt of Report.

8 FINAL COMMITTEE REVIEW PERIOD – 14 CALENDAR DAYS.

9A Committee Reports Disapproval Resolution.

9B Neither Committee Reports Disapproval Resolution.

10 House and Senate Each Have 30 Calendar or 10 Legislative Days, Whichever is Later, to Adopt the Disapproval Resolution.

11A Resolution Adopted. General Assembly Adopts and Presents the Resolution to the Governor.

11B Resolution Not Adopted. General Assembly Does Not Adopt Resolution.

12 Governor Has 10 Days to Sign or Veto Resolution.

13A Governor Signs Resolution or Does Not Veto it.

13B Governor Vetoes Resolution.

14 House and Senate Each Have 30 Calendar or 10 Legislative Days, Whichever is Longer, to Override Governor’s Veto.

15A Veto Override Succeeds.

15B Veto Override Does Not Succeed.

16A Regulation is Permanently Barred.

16B With Attorney General Approval, Agency May Proceed With Final Publication in the Pennsylvania Bulletin and the Regulation is Effective.