

Small Business Compliance Advisory Committee

to the Pennsylvania Department of Environmental Protection

PO Box 8468

Harrisburg, PA 17105-8468

April 29, 2010

Honorable John Hanger
Secretary
Department of Environmental Protection
Rachel Carson State Office Building
P.O. Box 2063
Harrisburg, PA 17105-2063

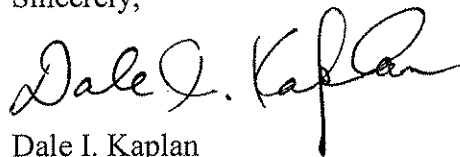
Re: Outdoor wood-fired boilers final-form rulemaking

Dear Secretary Hanger:

On April 28, 2010, the Small Business Compliance Advisory Committee (Committee) discussed the final-form amendments to 25 *Pa. Code* Chapters 121 and 123 (relating to general provisions; and standards for contaminants) for the regulation of outdoor wood-fired boilers. The proposed rulemaking was published in the *Pennsylvania Bulletin* on October 17, 2009 (39 *Pa.B.* 6068).

The final-form rulemaking will amend § 121.1 (relating to definitions) and will add § 123.14 (relating to outdoor wood-fired boilers). The Committee voted 5-0-1 to concur with the Department's recommendation to present the final-form rulemaking amendments to the Environmental Quality Board for consideration as a final-form regulation, with the recommendation that the written notice and recordkeeping provisions of proposed subsections 123.14(i) and (j) be reinstated in the final-form rulemaking. The Committee also supports providing grant monies for purchase and installation of Phase 2 units that will replace old units.

Sincerely,



Dale I. Kaplan
Chair

cc: Susan Foster, BAQ
Susan Hoyle, BAQ