

JOHN R MCGINLEY JR ESQ CHAIRMAN  
ALVIN C BUSH VICE CHAIRMAN  
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**INDEPENDENT REGULATORY REVIEW COMMISSION**  
333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

May 3, 2005

Honorable Jonathan H. Newman, Chairman  
Pennsylvania Liquor Control Board  
502 Northwest Office Building  
Harrisburg, PA 17124

Re: Regulation #54-62 (IRRC #2477)  
Pennsylvania Liquor Control Board  
Numerous Revisions

Dear Chairman Newman:

In our review of this regulation, we noted drafting errors that should be corrected and provisions where clarification is needed. We recommend that you toll the review period to make the following revisions and corrections.

1. Subchapter J. Point System for Certain Licensees should be changed to Subchapter L to be consistent with existing regulations.
2. Within this new subchapter of Chapter 3, new Sections should begin with Section 3.121.
3. Section 3.105(c)(8) contains an incorrect citation. The correct citation is 40 Pa. Code § 5.32(e)(3).
4. The title "Numerous Revisions" should be changed to "Point System for Certain Licenses."

If you choose to toll the review period, your Board must deliver written notice to the House Liquor Control Committee, Senate Law and Justice Committee, and the Independent Regulatory Review Commission on the same day. The written notice must be delivered before either Committee takes action on the regulation, or before the end of the Committees' review period on May, 25, 2005, whichever occurs first.

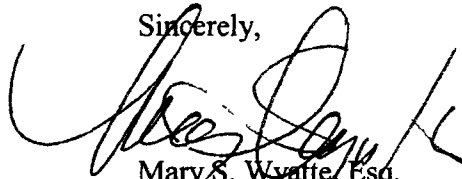
As required by Section 307.5 of our regulations, written notice must include:

1. A citation to the section(s) the Board is considering revising,
2. A description of the revisions the Board is considering, and
3. An explanation of how the revisions will satisfy the concerns listed in this letter.

If your written notice includes revisions that are beyond the scope of our recommendations, the Commission may object to tolling the review period. We are required to notify you and the Committees within two business days after receipt of your tolling notice if we object. If the Commission objects, the review period will not be tolled and your regulation will be considered by the Commission at our public meeting on May 26, 2005. If the Commission does not object, the review period will be tolled for up to 30 days beginning with receipt of your letter and ending on the day you resubmit the regulation.

Please call me at 783-5506 if you have any questions.

Sincerely,



Mary S. Wyatt, Esq.

Acting Executive Director/Chief Counsel

sfh

cc: Honorable John C. Rafferty, Chairman, Senate Law and Justice Committee  
Honorable Sean F. Logan, Minority Chairman, Senate Law and Justice Committee  
Honorable Ron Raymond, Majority Chairman, House Liquor Control Committee  
Honorable Robert C. Donatucci, Democratic Chairman, House Liquor Control Committee  
Robert A. Mulle, Esq., Office of Attorney General  
David J. DeVries, Esq., Office of General Counsel  
James Maher, Assistant Counsel, Pennsylvania Liquor Control Board

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

May 24, 2005

Honorable Jonathan H. Newman, Chairman  
Pennsylvania Liquor Control Board  
502 Northwest Office Building  
Harrisburg, PA 17124

Re: Regulation #54-62 (IRRC #2477)  
Pennsylvania Liquor Control Board  
Numerous Revisions

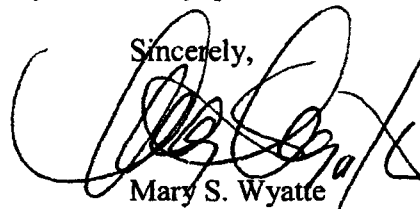
Dear Chairman Newman:

We received your letter informing us of your intent to toll the subject regulation and your revisions to the regulation on May 24, 2005. The Commission does not object to your request.

Pursuant to Sections 5.1(g)(3) and (j.2) of the Act (71 P.S. §§ 745.5a(g)(3) and (j.2)), the Committees will have until June 8, 2005, to complete their review. The Commission will act on this regulation at its public meeting on June 9, 2005.

Please call me at 783-5506 if you have any questions.

Sincerely,



Mary S. Wyatt  
Acting Executive Director/Chief Counsel

sfh

cc: Honorable John C. Rafferty, Chairman, Senate Law and Justice Committee  
Honorable Sean F. Logan, Minority Chairman, Senate Law and Justice Committee  
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