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INFORM

Commonwealth of Pennsylvania
Pennsylvania Liquor Control Board
September 17, 2009

SUBJECT: Final Regulations 54-63 (Amendments to Title 40, Pennsylvania Code) – IRRC No. 2613

TO: KIM KAUFMAN, EXECUTIVE DIRECTOR
INDEPENDENT REGULATORY REVIEW COMMISSION

FROM: FAITH S. DIEHL *FSDuh*
CHIEF COUNSEL
PENNSYLVANIA LIQUOR CONTROL BOARD

By Hand Delivery

Refer to: 3-9454

On August 20, 2009, final-form amendments to the regulations of the Pennsylvania Liquor Control Board (“Board”) were submitted to you. A copy of a letter from the Pennsylvania Department of Health about the BLM 2000 Beer Dispense Line Cleaning System was referenced in that submission, but was inadvertently omitted. A copy of this letter is provided herewith to you, to the Chairmen of the Standing Committees, and to the parties indicated below.

cc: Honorable John Rafferty, Chairman, Senate Committee on Law and Justice
Honorable Sean Logan, Democratic Chairman, Senate Committee on Law and Justice
Honorable Robert Donatucci, Chairman, House Committee on Liquor Control
Honorable John Taylor, Republican Chairman, House Committee on Liquor Control
Robert A. Mulle, Chief Deputy Attorney General
Mr. Mark Meyer, Senate Committee on Law and Justice
Mr. Ken Varhola, Senate Committee on Law and Justice
Ms. Marcia Lampman, Executive Director (R), House Committee on Liquor Control
Ms. Lynn Benka-Davies, Executive Director (D), House Committee on

Kim Kaufman
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Liquor Control

Ms. Danielle Guyer, Governor's Office of the Budget

Barbara Adams, Chief Counsel, Governor's Office of General Counsel

Ms. Donna Cooper, Governor's Office

Major John P. Lutz, Director, Pennsylvania State Police, Bureau of Liquor
Control Enforcement

DEPARTMENT OF HEALTH

Date: March 18, 2005

Subject: BLM 2000 Beer Dispense Line Cleaning System

To: Rodrigo Diaz
Deputy Chief Counsel
Liquor Control Board

From: M. Jeffery Shoemaker, Ph.D.
Director, Division of Chemistry and Toxicology
Bureau of Laboratories
Department of Health
610-280-3464, ext. 3229

We have reviewed the information which you submitted relative to the BLM 2000 Beer Line Cleaning System. The paper by A.C. Price titled "An Evaluation of the Efficacy of the BLM 2000 Device for Maintaining Beer Dispense Line Cleanliness" which was published in the Technical Quarterly of the Master Brewers Association of the Americas (Vol. 39, No. 3, pp. 133-137, 2002) provides evidence that the device effectively inhibits microbial growth. The fact that this information was published in a peer-reviewed journal provides further assurance of the validity of the statements contained in the paper. Further evidence of the adequacy of this system for cleaning beer dispenser lines is provided by the documentation that this device is being successfully employed in other states and by a major beer producer (Coors).

Although we are not experts in the matter at hand, it appears that there is merit to Mr. Donald Seelinger's claim that significant microbial growth will not occur in beer lines when the BLM 2000 device is used if a longer cleaning cycle is permitted than is currently allowed under existing regulations.

Thank you for your inquiry.

cc: Dr. Warren
Ken Brody

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OFFICE OF CHIEF COUNSEL