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INDEPENDENT REGULATORY REVIEW COMMISSION

333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

March 24, 2010

Patrick J. Stapleton, III, Chairman
Pennsylvania Liquor Control Board
502 Northwest Office Building
Harrisburg, PA 17124

Re: Regulation #54-60 (IRRC #2660)
Pennsylvania Liquor Control Board
Responsible Alcohol Management Program

Dear Chairman Stapleton:

In our review of this regulation, we noted a drafting error that should be clarified. We discussed the following with your staff March 23, 2010:

Section 5.233(b)(1) lacks clarity because it contains an inconsistency in the specified timeframe. The provision begins by requiring notice "at least seven calendar days in advance of scheduling any training session," but subsequently asks for that notification to be provided via the website "following each training session."

Based on our discussion with your staff, we recommend amending this provision to state:

(b) Instructors shall notify the BAE of the following:

- (1) At least seven calendar days in advance of scheduling any training session. Instructors will provide such notification to the BAE via the BAE's website.

If you choose to toll the review period, your agency must deliver written notice to both the Standing Committees and the 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 April 7, 2010, whichever occurs first.

Honorable Patrick J. Stapleton, III, Chairman
March 24, 2010
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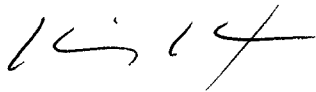
As required by Section 307.5 of our regulations, written notice must include:

1. A citation to the section(s) the Department is considering revising,
2. A description of the revisions the agency is considering, and
3. An explanation of how the revisions will satisfy the concerns listed above.

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 to your tolling notice, the review period will not be tolled and your regulation will be considered by the Commission at our public meeting on April 8, 2010. If the Commission does not object, the review period is tolled for up to 30 days beginning with receipt of your letter and ending on the day you resubmit the regulation.

Please contact me if you have any questions.

Sincerely,



Kim Kaufman
Executive Director
wbg
Enclosure

cc: Honorable John R. Pippy, Majority Chairman, Senate Law and Justice Committee
Honorable Sean F. Logan, Minority Chairman, Senate Law and Justice Committee
Honorable Robert C. Donatucci, Majority Chairman, House Liquor Control Committee
Honorable John J. Taylor, Minority Chairman, House Liquor Control Committee
Robert A. Mulle, Esq., Office of Attorney General
Andrew C. Clark, Esq., Office of General Counsel
James F. Maher, Counsel, Liquor Control Board
Christopher L. Herrington, Counsel, Liquor Control Board