

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held April 15, 2021

George D. Bedwick, Chairman, dissenting
John F. Mizner, Esq., Vice Chairman
John J. Soroko, Esq.
Murray Ufberg, Esq.
Dennis A. Watson, Esq.

Regulation No. 54-93 (#3224)
Pennsylvania Liquor Control Board
Proof of Recycling

On February 21, 2019, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Liquor Control Board (Board). This rulemaking amends 40 Pa. Code § 5.43. The proposed regulation was published in the March 9, 2019 *Pennsylvania Bulletin* with a public comment period ending on April 8, 2019. The final-form regulation was submitted to the Commission on February 25, 2021.

The purpose of this rulemaking is to establish what constitutes “proof in writing” that a licensee participates in a recycling program pursuant to Section 491(5) of the Pennsylvania Liquor Code (47 P.S. § 4-491(5)).

We have determined this regulation is consistent with the statutory authority of the Board (47 P.S. § 2-207(i)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

BY ORDER OF THE COMMISSION:

This regulation is approved.



George D. Bedwick, Chairman