

**INDEPENDENT REGULATORY REVIEW COMMISSION  
PUBLIC MEETING MINUTES**

10:00 A.M.

Thursday, October 8, 2015  
14<sup>th</sup> Floor Conference Room  
333 Market Street

**I. CALL OF THE MEETING**

The October 8, 2015 public meeting of the Independent Regulatory Review Commission (Commission) was called to order by Commissioner Watson at 10:15 a.m. in the 14<sup>th</sup> Floor Conference Room, 333 Market Street, Harrisburg, PA.

Commissioners Present:      W. Russell Faber  
   Murray Ufberg, Esq.  
   Dennis A. Watson, Esq.

Telephone:                      John F. Mizner, Esq., Chairman  
   George D. Bedwick, Vice Chairman

Chairman Mizner noted that Commissioner Watson would serve as Chairman for the meeting and have the authority to sign all orders.

**II. APPROVAL OF THE SEPTEMBER 17, 2015 PUBLIC MEETING MINUTES**

Commissioner Watson asked for a motion for approval of the September 17, 2015 public meeting minutes, as submitted. Commissioner Ufberg made the motion and Commissioner Faber seconded, and the motion passed 5-0.

**III. NEW BUSINESS**

**A.      DEEMED APPROVED**

**1. No. 3078 Department of Transportation #18-463: Authorized Vehicles and Special Operating Privileges**

**B.      ACTION ITEMS**

**1. No. 3093 Pennsylvania Liquor Control Board #54-79: Responsible Alcohol Management Program**

Scott Schalles, Regulatory Analyst, explained that the Pennsylvania Liquor Control Board (LCB) established the Responsible Alcohol Management Program (RAMP) and has developed a curriculum for training. He said the regulation would allow third-parties to create their own curricula and submit them to the Bureau of Alcohol Education for approval.

Rodrigo Diaz, Executive Deputy Chief Counsel, and Norina Blynn, Assistant Counsel, LCB, were present to answer any questions.

Commissioner Ufberg noted that he has had experience in his private practice with the issue and said it would be helpful to the industry and commended the LCB for their work. Mr. Diaz said he would relay the message to the board members.

Adam Chafetz, President and CEO, Health Communications, Inc., spoke in support of the regulation and emphasized the importance of intervention procedures. “It’s nice to know all the Pennsylvania laws which we teach but it’s most important to give these people confidence to actually step in and act,” he stated. “If you’re not acting you’re really not going to step in and make a difference and that’s the real key when someone’s been drinking too much or is underage.”

Commissioner Ufberg asked if the LCB really will not have to increase staff as a result of the regulation. Mr. Diaz explained that the regulation would allow the review of a curriculum. “There may be a couple organizations that want to introduce their curricula but most of the trainers are using our curriculum,” he stated. “We don’t anticipate that there will be that many additional sets of curricula for us to review and that’s why we don’t think there will be a need for additional staff.”

Victor Wills, Executive Director (D), Senate Law and Justice Committee, said the committee is in support of the regulation.

Sean Moll, Legislative Director for Senator John Rafferty (R-Chester), noted that the Senator is in support of the regulation and indicated that he has introduced legislation that mirrors the regulation.

Lynn Benka-Davies, Executive Director (D), and Shauna Boscaccy, Executive Director (R), House Liquor Control Committee, noted that the Committee Chairmen sent a letter in support of the regulation.

Commissioner Watson made a motion for approval. Commissioner Faber seconded, and the motion passed 5-0.

## **2. No. 3098 Pennsylvania Liquor Control Board #54-84: Right to Occupy**

Michelle Elliott, Regulatory Analyst, explained that prior to approval of a transfer of ownership or transfer of ownership and location, the LCB’s current regulations require that an applicant establish its right to occupy the proposed licensed premises by presenting a deed or license for the premises or a bill of sale. She said the regulation permits other written proof to reflect the fact that the right to occupy may be obtained by other means.

Mr. Diaz was present to answer any questions.

Commissioner Ufberg made a motion for approval. Commissioner Faber seconded, and the motion passed 5-0.

#### **IV. OTHER BUSINESS**

##### **Approval of Vouchers**

Commissioner Ufberg made motions to approve vouchers and expenses for the period August 14, 2015 through September 17, 2015. Vice Chairman Bedwick seconded, and the motions passed 5-0.

#### **V. DATE AND PLACE OF SUBSEQUENT MEETING**

Commissioner Watson announced the next public meeting is scheduled for Thursday, October 22, 2015, at 10:00 a.m. in the 14<sup>th</sup> Floor Conference Room, 333 Market Street, Harrisburg.

#### **VI. EXECUTIVE SESSION ANNOUNCEMENTS**

Commissioner Watson announced that no executive session would be held.

#### **VII. ADJOURNMENT**

Commissioner Watson announced the meeting adjourned at 10:31 a.m.