

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1030 Session of
2015

INTRODUCED BY RAFFERTY, FONTANA, COSTA, VULAKOVICH, BARTOLOTTA,
STEFANO, YAW, WARD, WAGNER, SCHWANK, MENSCH, VOGEL, SCAVELLO,
ARGALL, EICHELBERGER, SMUCKER, HUTCHINSON AND GORDNER,
OCTOBER 8, 2015

REFERRED TO LAW AND JUSTICE, OCTOBER 8, 2015

AN ACT

1 Amending the act of April 12, 1951 (P.L.90, No.21), entitled, as
2 reenacted, "An act relating to alcoholic liquors, alcohol and
3 malt and brewed beverages; amending, revising, consolidating
4 and changing the laws relating thereto; regulating and
5 restricting the manufacture, purchase, sale, possession,
6 consumption, importation, transportation, furnishing, holding
7 in bond, holding in storage, traffic in and use of alcoholic
8 liquors, alcohol and malt and brewed beverages and the
9 persons engaged or employed therein; defining the powers and
10 duties of the Pennsylvania Liquor Control Board; providing
11 for the establishment and operation of State liquor stores,
12 for the payment of certain license fees to the respective
13 municipalities and townships, for the abatement of certain
14 nuisances and, in certain cases, for search and seizure
15 without warrant; prescribing penalties and forfeitures;
16 providing for local option, and repealing existing laws," in
17 licenses and regulations and liquor, alcohol and malt and
18 brewed beverages, further providing for responsible alcohol
19 management.

20 The General Assembly of the Commonwealth of Pennsylvania
21 hereby enacts as follows:

22 Section 1. Section 471.1 of the act of April 12, 1951
23 (P.L.90, No.21), known as the Liquor Code, reenacted and amended
24 June 29, 1987 (P.L.32, No.14), is amended by adding subsections
25 to read:

Section 471.1. Responsible Alcohol Management.--* * *

(a.1) It is the intent of the General Assembly that:

(1) The board's Bureau of Alcohol Education expand training opportunities for alcohol service personnel by certifying all private third-party providers of alcohol education who, at a minimum, teach the information contained in the Bureau of Alcohol Education's standard curriculum. Private industry in this Commonwealth engaged in the business of training alcohol service personnel will become more competitive by creating the opportunity for enhanced training beyond the scope of the Bureau of Alcohol Education's standard curriculum while not compromising the standards set forth by the board.

(2) The board allow private third-party providers of alcohol education flexibility in the manner by which they present training materials to alcohol service personnel. The private industry offers a variety of successful training programs, and certifying these entities will not diminish the training received, but will enhance it.

(3) The Bureau of Alcohol Education notify within thirty days those private third-party providers of alcohol education whose curriculum is deemed deficient and provide a written explanation detailing what content is deemed to be deficient. By establishing a certification process, private industry will have a more predictable and transparent relationship with the board and a better understanding of the Bureau of Alcohol Education's certification process. Private third-party providers of training to alcohol service personnel will be better able to:

(i) Provide the opportunity to more easily receive additional industry-related certifications, making the service personnel more marketable to employers and better trained in

1 their field.

2 (ii) Operate more efficiently with the board.

3 (iii) Increase the amount of trainers in this Commonwealth,
4 which will allow business to more easily expand.

5 * * *

6 (h) (1) Within sixty days of the effective date of this
7 subsection, the board shall certify private third-party
8 providers of training under subsection (b) that cover, at a
9 minimum, the content contained in the Bureau of Alcohol
10 Education's standard curriculum.

11 (2) In the event that the third-party provider's curriculum
12 is not equivalent to the standard curriculum, the provider shall
13 be advised by the board within sixty days as to where the
14 curriculum is deficient.

15 (3) The board shall permit private third-party providers of
16 alcohol training to modify the order in which the content of the
17 Bureau of Alcohol Education's standard curriculum is presented
18 so long as the material is taught.

19 Section 2. This act shall take effect in 60 days.