

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 872

Session of  
1979

INTRODUCED BY WILSON, BOWSER, D. S. HAYES, BRANDT, HONAMAN AND  
E. R. LYNCH, MARCH 27, 1979

REFERRED TO COMMITTEE ON LIQUOR CONTROL, MARCH 27, 1979

AN ACT

1 Amending the act of April 12, 1951 (P.L.90, No.21), entitled "An  
2 act relating to alcoholic liquors, alcohol and malt and  
3 brewed beverages; amending, revising, consolidating and  
4 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,"  
17 further providing for limited wineries.

18 The General Assembly of the Commonwealth of Pennsylvania  
19 hereby enacts as follows:

20 Section 1. Section 505, act of April 12, 1951 (P.L.90,  
21 No.21), known as the "Liquor Code," amended July 31, 1968  
22 (P.L.902, No.272), is amended to read:

23 Section 505. Licenses Issued.--Upon receipt of the  
24 application in the form herein provided, the proper fees and an  
25 approved bond as herein designated, the board may grant to such

1 applicant a license to engage in, (a) the operation of a limited  
2 winery or a winery; or, (b) the manufacturing, producing,  
3 distilling, developing, or using in the process of  
4 manufacturing, denaturing, redistilling, recovering, rectifying,  
5 blending and reusing of alcohol and liquor; or, (c) the holding  
6 in bond of alcohol and liquor; or (d) the holding in storage, as  
7 bailee for hire, of alcohol, liquor and malt or brewed  
8 beverages; or, (e) the transporting for hire of alcohol, liquor  
9 and malt or brewed beverages; or, (f) the transporting for hire  
10 of wine. The board may issue a fleet license for an annual fee  
11 of one thousand dollars (\$1,000) for the transporting for hire  
12 of wine. Such fleet license shall cover any and all vehicles,  
13 owned or hired and operated by such fleet licensee. In lieu of  
14 the identification required to be painted or affixed to each  
15 such vehicle, the holder of a fleet license may have in the cab  
16 of such vehicle a photostatic copy of its current fleet license  
17 issued by the board.

18 Section 2. Section 505.2 of the act, amended March 27, 1972  
19 (P.L.153, No.57), is amended to read:

20 Section 505.2. Limited Wineries.--Holders of a limited  
21 winery license may:

22 (1) Produce wines only from fruits grown in Pennsylvania in  
23 an amount not to exceed one hundred thousand (100,000) gallons  
24 per year.

25 (2) Sell wine produced by the limited winery on the licensed  
26 premises, under such conditions and regulations as the board may  
27 enforce, to the Liquor Control Board, to individuals and to  
28 hotel, restaurant, club and public service liquor licensees.

29 (3) Have additional outlets where their wines may be sold  
30 with no production or bottling requirements. Sales at these

1 outlets shall be made under the same conditions and regulations  
2 controlling sales at the limited winery premise. The license of  
3 such outlets shall be of a duration coextensive with the  
4 duration of the limited winery license at a fee of two hundred  
5 fifty dollars (\$250.00) per outlet. Each outlet shall be at  
6 least 750 square feet in area. All wine sold at these outlets  
7 shall be shipped bottled, or in bulk, from the limited winery  
8 premise.

9 (4) Distribute by mail, personally or through servants,  
10 agents or employes, price lists, circulars, handbills,  
11 brochures, pamphlets, or items of a similar nature to other  
12 licensees and to individuals who have previously purchased wine  
13 or have visited limited winery premise or limited winery outlet  
14 or have requested in writing to be on the mailing list of the  
15 limited winery.

16 (5) Be open for public tours, tasting of wines, and sales on  
17 Sunday between the hours of one o'clock postmeridian and nine  
18 o'clock postmeridian at the limited winery premise and limited  
19 winery outlets.

20 Section 3. This act shall take effect in 60 days.