

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 421 Session of 2011

INTRODUCED BY O'NEILL, CALTAGIRONE, EVERETT, FARRY, HARKINS,
KILLION, MOUL, RAPP, J. TAYLOR AND VULAKOVICH,
FEBRUARY 3, 2011

REFERRED TO COMMITTEE ON LIQUOR CONTROL, FEBRUARY 3, 2011

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,"
17 further providing for limited wineries.

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

20 Section 1. Section 505.2(a)(4) of the act of April 12, 1951
21 (P.L.90, No.21), known as the Liquor Code, reenacted and amended
22 June 29, 1987 (P.L.32, No.14) and amended July 16, 2007
23 (P.L.107, No.34), is amended to read:

24 Section 505.2. Limited Wineries.--(a) In the interest of
25 promoting tourism and recreational development in Pennsylvania,

1 holders of a limited winery license may:

2 * * *

3 (4) At the discretion of the board, obtain a special permit
4 to participate in alcoholic cider, wine and food expositions off
5 the licensed premises. A special permit shall be issued upon
6 proper application and payment of a fee of thirty dollars (\$30)
7 per day for each day of permitted use, not to exceed [five (5)]
8 thirty (30) consecutive days. The total number of days for all
9 the special permits may not exceed [forty (40)] one hundred
10 (100) days in any calendar year. A special permit shall entitle
11 the holder to engage in the sale by the glass, by the bottle or
12 in case lots of alcoholic cider or wine produced by the
13 permittee under the authority of a limited winery license.
14 Holders of special permits may provide tasting samples of wines
15 in individual portions not to exceed one fluid ounce. Samples at
16 alcoholic cider, wine and food expositions may be sold or
17 offered free of charge. Except as provided herein, limited
18 wineries utilizing special permits shall be governed by all
19 applicable provisions of this act as well as by all applicable
20 regulations or conditions adopted by the board.

21 For the purposes of this clause, "alcoholic cider, wine and
22 food expositions" are defined as affairs held indoors or
23 outdoors with the intent of promoting Pennsylvania products by
24 educating those in attendance of the availability, nature and
25 quality of Pennsylvania-produced alcoholic ciders and wines in
26 conjunction with suitable food displays, demonstrations and
27 sales. Alcoholic cider, wine and food expositions may also
28 include activities other than alcoholic cider, wine and food
29 displays, including arts and crafts, musical activities,
30 cultural exhibits, agricultural exhibits and farmers markets.

1 * * *

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