AN ACT

Amending Title 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in Commonwealth services, providing for small retail business operation during COVID-19 disaster emergency.

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

Section 1. Title 35 of the Pennsylvania Consolidated Statutes is amended by adding a section to read:

§ 7309. Small retail business operation during COVID-19 disaster emergency.

(a) General rule.--Notwithstanding the provisions of this chapter or any other provision of law to the contrary, a small retail business may operate during the COVID-19 disaster emergency if the small retail business has:

(1) A brick and mortar location.

(2) Ten or fewer employees worldwide.

(b) Conditions.--A small retail business operating under subsection (a) shall adhere to the following conditions:
(1) Shopping may only be done through online ordering or by phone.

(2) A customer shall receive their purchase by curbside delivery, direct delivery to the customer's home, mail or other service.

(3) Customers shall not be permitted inside the brick and mortar location of the small retail business.

(4) The small retail business must follow all health and safety guidelines issued by the Centers for Disease Control and Prevention or by the Commonwealth to protect the employees and customers of the retail business.

(c) Definitions.--As used in this section, the following words and phrases shall have the meanings given to them in this subsection unless the context clearly indicates otherwise:

"COVID-19 disaster emergency." The proclamation of disaster emergency issued by the Governor on March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020), and any renewal of the state of disaster emergency.

Section 2. This act shall take effect in 10 days.