INTRODUCED BY MALAGARI, McNEILL, DALEY, BRIGGS, SANCHEZ, HARKINS, YOUNGBLOOD, MILLARD, MERSKI, CALTAGIRONE, READSHAW, DEASY, MURT, KOSIEROWSKI, WEBSTER, KIM, PASHINSKI, DRISCOLL, SNYDER, LONGIETTI, DONATUCCI, DERMODY, FRANKEL, NEILSON, KRUEGER, OTTEN, HOHENSTEIN, ISAACSON, GOODMAN, DeLUCA, SAINATO, COMITTA, MULLINS, SAPPEY, WILLIAMS, FITZGERALD, HOWARD, ROZZI, SHUSTERMAN, T. DAVIS, CIRESI, DELLOSO, HILL-EVANS, STEPHENS, KORTZ, INNAMORATO, ULLMAN AND MULLERY, AUGUST 28, 2020

REferred to Committee on Liquor Control, August 28, 2020

AN ACT
1 Establishing the Pennsylvania Brewery, Distillery and Winery
2 Manufacturers COVID-19 Grant Program; imposing powers and
3 duties on the Department of Community and Economic
4 Development; and making an appropriation.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:
7 Section 1. Short title.
8 This act shall be known and may be cited as the Pennsylvania
9 Brewery, Distillery and Winery Manufacturers COVID-19 Grant
10 Program Act.
11 Section 2. Definitions.
12 The following words and phrases when used in this act shall
13 have the meanings given to them in this section unless the
14 context clearly indicates otherwise:
15 "CARES Act." The Coronavirus Aid, Relief, and Economic
"COVID-19." The coronavirus disease 2019, an infectious disease caused by severe acute respiratory syndrome coronavirus 2 that was first identified during December 2019 in Wuhan, China.

"Department." The Department of Community and Economic Development of the Commonwealth.

"Fund." The COVID-19 Brewery, Distillery and Winery Manufacturers Grant Fund established under this act.

"Manufacturer." A limited winery, limited distillery, distillery or brewery licensed in this Commonwealth.

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

"Program." The Pennsylvania Brewery, Distillery and Winery Manufacturers COVID-19 Grant Program established under this act.

Section 3. Program.

(a) Establishment.--The Pennsylvania Brewery, Distillery and Winery Manufacturers COVID-19 Grant Program is established within the department.

(b) Duties of department.--The department shall award grants under the program in accordance with this act to manufacturers that are adversely affected financially due to COVID-19.

Section 4. Fund established.

The Pennsylvania Brewery, Distillery and Winery Manufacturers COVID-19 Grant Fund is established in the State Treasury. Money appropriated under section 11 shall be deposited into the fund to be used exclusively by the department to award grants to manufacturers under the program.
Section 5. Grant application forms.
(a) Development.--The department shall develop a grant application form for a manufacturer to apply for a grant under the program. At a minimum, the grant application form shall contain the following information:

(1) The name, address and contact information of the manufacturer.
(2) The amount of grant money requested under the program.
(3) The proposed use for the grant money requested under the program.
(4) The financial impact on the manufacturer due to COVID-19.
(5) Any other information that the department deems necessary and appropriate.

(b) Submission.--A manufacturer must submit the grant application form to and in a manner prescribed by the department to be eligible for a grant under the program.

Section 6. Award of grants.
(a) Review.--No later than 20 days after receipt of the grant application under section 5(a), the department shall review the grant application, determine whether to award a grant to the manufacturer under the program and determine the amount of the grant money to be awarded to the manufacturer, if applicable.

(b) Considerations.--In determining the amount of the grant money to be awarded to the manufacturer:

(1) The department shall consider:

(i) The geographic and demographic diversity of the manufacturer.
(ii) How the manufacturer and the surrounding community would be served through the award of the grant money to the manufacturer.

(2) The department may require documentation and information regarding the gross annual receipts and employees of the manufacturer.

(c) Notice.--After conducting a review and making a determination on a grant application under subsection (a), the department shall provide written notice to the manufacturer of the award or denial of a grant under the program. Notice of the award of a grant under the program shall include the amount of the grant money awarded and any conditions or restrictions on the use of the grant money. Notice of the denial of all or part of the grant money requested under the program in the grant application shall include the reasons for the full or partial denial.

Section 7. Public notice.

The department shall provide information regarding the availability and award of grants under the program on the department's publicly accessible Internet website.

Section 8. Limitations on award of grants.

Subject to the availability of funding, a grant to a manufacturer under the program shall not exceed $20,000.

Section 9. Reports.

(a) Preparation.--No later than 60 days after the notice is published under section 12(a), the department shall prepare a report listing each manufacturer that received grant money under the program and a summary of the information specified in each grant application under section 5(a).

(b) Publication.--The department shall post the report under 20200HB2821PN4289
subsection (a) on the department's publicly accessible Internet website.

Section 10. Guidelines.
The department may promulgate guidelines for the implementation and administration of this article.

Section 11. Appropriation.
The sum of $20,000,000 of the money available to the Commonwealth under the CARES Act is appropriated to the department for the purpose of awarding grants under the program.

Section 12. Expiration.
(a) Notice.--Upon termination or expiration of the proclamation of disaster emergency under 35 Pa.C.S. § 7301(c) (relating to general authority of Governor), the department shall transmit notice of the expiration or termination to the Legislative Reference Bureau for publication in the Pennsylvania Bulletin.

(b) Authority.--The authority of the department to award grants under the program shall expire 30 days after publication of the notice under subsection (a).

Section 13. Effective Date.
This act shall take effect in 30 days.