AN ACT

Amending the act of April 9, 1929 (P.L.177, No.175), entitled
"An act providing for and reorganizing the conduct of the
executive and administrative work of the Commonwealth by the
Executive Department thereof and the administrative
departments, boards, commissions, and officers thereof,
including the boards of trustees of State Normal Schools, or
Teachers Colleges; abolishing, creating, reorganizing or
authorizing the reorganization of certain administrative
departments, boards, and commissions; defining the powers and
duties of the Governor and other executive and administrative
officers, and of the several administrative departments,
boards, commissions, and officers; fixing the salaries of the
Governor, Lieutenant Governor, and certain other executive
and administrative officers; providing for the appointment of
certain administrative officers, and of all deputies and
other assistants and employees in certain departments, boards,
and commissions; providing for judicial administration; and
prescribing the manner in which the number and compensation
of the deputies and all other assistants and employees of
certain departments, boards and commissions shall be
determined," providing for event venue indoor space
operation.

The General Assembly of the Commonwealth of Pennsylvania

hereby enacts as follows:

Section 1. The act of April 9, 1929 (P.L.177, No.175), known
as The Administrative Code of 1929, is amended by adding an
article to read:

ARTICLE I-B

EVENT VENUE INDOOR SPACE FACILITY OPERATION

Section 101-B. Definitions.
The following words and phrases when used in this article
shall have the meanings given to them in this section unless the
context clearly indicates otherwise:

"Designated county." A county designated by executive order
in the yellow or green phase of reopening.

"Establishment." As follows:

(1) The term includes the following when located in a
designated county:

(i) A restaurant, bar or private club which serves
food and beverages.

(ii) A brewpub, brewery, winery or distillery.

(2) The term shall not include a night club, music or
entertainment venue.

"Event venue." As follows:

(1) The term includes a banquet hall, private club or
establishment which regularly holds events when located in a
designated county.

(2) The term shall not include a night club or music
venue.

"PERFORMANCE VENUE." AS FOLLOWS:

(1) THE TERM INCLUDES ANY LOCATION AT WHICH CONCERTS,
MUSICAL PERFORMANCES OR DRAMAS TAKE PLACE BEFORE A PUBLIC
AUDIENCE.

(2) THE TERM DOES NOT INCLUDE A NIGHT CLUB OR MUSIC
FESTIVAL VENUE.
"SPORTS FACILITY." A SPORTING VENUE AT WHICH SPORTS TEAMS THAT ARE NOT AFFILIATED WITH A SCHOOL TRAIN OR COMPETE BEFORE A PUBLIC AUDIENCE.

Section 102-B. Operation.

An event venue (A) GENERAL RULE.--EXCEPT AS PROVIDED UNDER SUBSECTION (B), A SPORTS FACILITY OR PERFORMANCE VENUE with inside seating in existence on the effective date of this section may, beginning on the effective date of this section, begin operation on the inside seating portion of the event venue. <---

(B) EXCEPTION.--A SCHOOL DISTRICT WHICH OPERATES A SPORTS FACILITY SHALL APPROVE ITS OPERATION UNDER SUBSECTION (A) PRIOR TO USE OF THE SPORTS FACILITY'S INSIDE SEATING PORTION.

Section 103-B. Requirements.

(a) Applicability.--This section shall apply to event venues SPORTS FACILITIES AND PERFORMANCE VENUES operating under section 102-B.

(b) Guidelines.--The following shall apply:

(1) Except as provided under paragraph (2), an event venue SPORTS FACILITIES AND PERFORMANCE VENUES shall follow guidelines issued by the Centers for Disease Control and Prevention and the Commonwealth regarding business and building operations. <---

(2) An event venue A SPORTS FACILITY OR PERFORMANCE VENUE may, consistent with guidelines issued by the Centers for Disease Control and Prevention and the Commonwealth regarding business and building operations, use suitable barriers in addition to social distancing requirements.

(c) Applicable practices.--An event venue A SPORTS FACILITY OR PERFORMANCE VENUE shall, to the extent possible, follow
applicable practices of the:


(2) United States Food and Drug Administration’s Best Practices for Retail Food Stores, Restaurants, and Food Pick-Up/Delivery Services During the COVID-19 Pandemic.

(d) Limitation.--An event venue A SPORTS FACILITY OR PERFORMANCE VENUE may not use more than 50% of the event venue’s SPORTS FACILITY’S OR PERFORMANCE VENUE’S seating capacity during operation.

Section 104-B. Expiration.

This article shall expire upon termination or expiration of the declaration of disaster emergency issued by the Governor on March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020).

Section 2. This act shall take effect immediately.