AN ACT

Amending the act of April 12, 1951 (P.L.90, No.21), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," in licenses and regulations and liquor, alcohol and malt and brewed beverages, further providing for wine expanded permits and for prepared beverages and mixed drinks for off-premises consumption during disaster emergency.

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

Section 1. Section 415(8) of the act of April 12, 1951 (P.L.90, No.21), known as the Liquor Code, is amended to read:

Section 415. Wine Expanded Permits.--(a) *[A] Unless presented with a valid armed forces of the
United States identification card, a wine expanded permit holder shall utilize a transaction scan device to verify the age of an individual who appears to be under thirty-five years of age [before making a sale of wine] at the point of sale of wine or at the point of delivery of wine. A wine expanded permit holder may not sell or share data from the use of a transaction scan device, provided that the licensee may use the data to show the enforcement bureau of the board that the licensee is in compliance with this act. As used in this paragraph, the term "transaction scan device" means a device capable of deciphering, in an electronically readable format, the information encoded on the magnetic strip or bar code of an identification card under section 495(a).

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Section 2. Section 417(5) of the act, added May 21, 2020 (P.L.149, No.21), is amended to read:

Section 417. Prepared Beverages and Mixed Drinks for Off-Premises Consumption During Disaster Emergency.--* * *

(5) Within sixty (60) days of the effective date of this section, unless presented with a valid armed forces of the United States identification card, a licensee selling prepared beverages and mixed drinks for off-premises consumption shall begin utilizing a transaction scan device to verify the age of an individual who appears to be under thirty-five (35) years of age [before making a sale of prepared beverages and mixed drinks] at the point of sale of prepared beverages and mixed drinks or at the point of delivery of prepared beverages and mixed drinks for off-premises consumption. A licensee may not sell or share consumers' personal data from the use of a transaction scan device, provided that the licensee may share...
the data with the enforcement bureau of the board as evidence that the licensee is in compliance with this paragraph.

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