THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL
No. 1299 Session of 2020

INTRODUCED BY STEFANO, GORDNER, MENSCH, AUMENT, KILLION, ARNOLD, YAW, ARGALL, PITTMAN, DISANTO, REGAN, MARTIN, J. WARD, MASTRIANO, HUTCHINSON, LANGERHOLC, TOMLINSON AND SCAVELLO, SEPTEMBER 18, 2020

REFERRED TO LAW AND JUSTICE, SEPTEMBER 18, 2020

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 employes 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 employes of certain departments, boards and commissions shall be determined," providing for COVID-19 mitigation.

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-A

COVID-19 MITIGATION

Section 101-A. Prohibition on meal requirement to purchase alcoholic beverages.

(a) General rule.--Notwithstanding any other provision of law to the contrary, a business in the retail food service industry shall not be subject to an executive order during the COVID-19 disaster emergency which:

(1) Requires the purchase of a meal to buy alcoholic beverages.

(2) Prohibits bar service for food and beverages.

(b) Requirements.--A business operating under subsection (a) shall require social distancing consistent with guidelines issued by the Centers for Disease Control and Prevention and the Commonwealth or maintain physical barriers.

(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 immediately.