

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 847 Session of 2015

INTRODUCED BY ACOSTA, YOUNGBLOOD, DAWKINS, THOMAS, SCHLOSSBERG,
V. BROWN, J. HARRIS, McNEILL, O'BRIEN, CARROLL, COHEN,
CALTAGIRONE, DAVIS, CRUZ, D. COSTA AND MURT, MARCH 26, 2015

REFERRED TO COMMITTEE ON LIQUOR CONTROL, MARCH 26, 2015

AN ACT

1 Amending the act of April 12, 1951 (P.L.90, No.21), entitled, as
2 reenacted, "An act relating to alcoholic liquors, alcohol and
3 malt and brewed beverages; amending, revising, consolidating
4 and changing the laws relating thereto; regulating and
5 restricting the manufacture, purchase, sale, possession,
6 consumption, importation, transportation, furnishing, holding
7 in bond, holding in storage, traffic in and use of alcoholic
8 liquors, alcohol and malt and brewed beverages and the
9 persons engaged or employed therein; defining the powers and
10 duties of the Pennsylvania Liquor Control Board; providing
11 for the establishment and operation of State liquor stores,
12 for the payment of certain license fees to the respective
13 municipalities and townships, for the abatement of certain
14 nuisances and, in certain cases, for search and seizure
15 without warrant; prescribing penalties and forfeitures;
16 providing for local option, and repealing existing laws," in
17 preliminary provisions, further providing for definitions;
18 and, in licenses and regulations, liquor, alcohol and malt
19 and brewed beverages, further providing for unlawful acts
20 relative to liquor, alcohol and liquor licensees.

21 The General Assembly of the Commonwealth of Pennsylvania

22 hereby enacts as follows:

23 Section 1. The definitions of "alcohol," "denatured alcohol"
24 and "liquor" in section 102 of the act of April 12, 1951
25 (P.L.90, No.21), known as the Liquor Code, reenacted and amended
26 June 29, 1987 (P.L.32, No.14), are amended and the section is

1 amended by adding a definition to read:

2 Section 102. Definitions.--The following words or phrases,
3 unless the context clearly indicates otherwise, shall have the
4 meanings ascribed to them in this section:

5 "Alcohol" shall mean ethyl alcohol of any degree of proof
6 originally produced by the distillation of any fermented liquid,
7 whether rectified or diluted with or without water, whatever may
8 be the origin thereof, and shall include powdered or crystalline
9 alcohol and synthetic ethyl alcohol, but shall not mean or
10 include ethyl alcohol, whether or not diluted, that has been
11 denatured or otherwise rendered unfit for beverage purposes.

12 * * *

13 "Denatured alcohol" shall mean and include all alcohol or any
14 compound thereof which by the admixture of such denaturing
15 material or materials is rendered unfit for use as a beverage.
16 The term shall not include powdered or crystalline alcohol.

17 * * *

18 "Liquor" shall mean and include any alcoholic, spirituous,
19 vinous, fermented or other alcoholic beverage, powdered or
20 crystalline alcohol, or combination of liquors and mixed liquor
21 a part of which is spirituous, vinous, fermented or otherwise
22 alcoholic, including all drinks or drinkable liquids,
23 preparations or mixtures, and reused, recovered or redistilled
24 denatured alcohol usable or taxable for beverage purposes which
25 contain more than one-half of one per cent of alcohol by volume,
26 except pure ethyl alcohol and malt or brewed beverages.

27 * * *

28 "Powdered or crystalline alcohol" shall mean a powdered or
29 crystalline product prepared or sold for either direct use or
30 reconstitution for human consumption that contains any amount of

1 alcohol when hydrolyzed.

2 * * *

3 Section 2. Section 491 of the act is amended by adding a
4 paragraph to read:

5 Section 491. Unlawful Acts Relative to Liquor, Alcohol and
6 Liquor Licensees.--

7 It shall be unlawful--

8 * * *

9 (15) Possession, purchase, sale or use of powdered or
10 crystalline alcohol. For any person to possess, purchase, sell,
11 offer to sell or use powdered or crystalline alcohol. This
12 paragraph shall not apply to commercial or industrial use
13 specifically approved by State law, a hospital that operates
14 primarily for the purpose of conducting scientific research, a
15 State institution conducting bona fide research, a private
16 college or university conducting bona fide research or a
17 pharmaceutical company conducting bona fide research.

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