THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 588 Session of 2015

INTRODUCED BY KITCHEN, BREWSTER, RAFFERTY, WILLIAMS, COSTA, HUGHES AND BLAKE, MARCH 2, 2015

REFERRED TO LAW AND JUSTICE, MARCH 2, 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

27 amended by adding a definition to read:

1   Section 102. Definitions.--The following words or phrases,

2   unless the context clearly indicates otherwise, shall have the

3   meanings ascribed to them in this section:

4   "Alcohol" shall mean ethyl alcohol of any degree of proof

5   originally produced by the distillation of any fermented liquid,

6   whether rectified or diluted with or without water, whatever may

7   be the origin thereof, and shall include powered alcohol and

8   synthetic ethyl alcohol, but shall not mean or include ethyl

9   alcohol, whether or not diluted, that has been denatured or

10   otherwise rendered unfit for beverage purposes.

11   * * *

12   "Denatured alcohol" shall mean and include all alcohol or any

13   compound thereof which by the admixture of such denaturing

14   material or materials is rendered unfit for use as a beverage.

15   The term shall not include powered alcohol.

16   * * *

17   "Liquor" shall mean and include any alcoholic, spirituous,

18   vinous, fermented or other alcoholic beverage, powered alcohol,

19   or combination of liquors and mixed liquor a part of which is

20   spirituous, vinous, fermented or otherwise alcoholic, including

21   all drinks or drinkable liquids, preparations or mixtures, and

22   reused, recovered or redistilled denatured alcohol usable or

23   taxable for beverage purposes which contain more than one-half

24   of one per cent of alcohol by volume, except pure ethyl alcohol

25   and malt or brewed beverages.

26   * * *

27   "Powdered alcohol" shall mean alcohol sold in a powder form

28   for either direct use or reconstitution.

29   * * *

30   Section 2. Section 491 of the act is amended by adding a

1 paragraph to read:

2   Section 491. Unlawful Acts Relative to Liquor, Alcohol and

3 Liquor Licensees.--

4   It shall be unlawful--

5   * * *

6   (15) Possession or sale of powdered alcohol. For any person

7 to possess, purchase, sell, offer to sell or use powdered

8 alcohol, but this paragraph shall not apply to a hospital that

9 operates primarily for the purpose of conducting scientific

10 research, a State institution conducting bona fide research, a

11 private college or university conducting bona fide research or a

12 pharmaceutical company conducting bona fide research.

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