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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2649 Session of  
2020

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INTRODUCED BY MILLARD, KAUFFMAN, SCHLEGEL CULVER, KNOWLES,  
WHEELAND, PICKETT, DAVANZO, DRISCOLL, McNEILL, BERNSTINE,  
NEILSON, CAUSER, JAMES, MARSHALL, MASSER, ORTITAY, WARREN,  
TOOHIL, MOUL, CIRESI, MENTZER AND SAINATO, JULY 1, 2020

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REFERRED TO COMMITTEE ON LIQUOR CONTROL, JULY 1, 2020

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AN ACT

1 Providing for emergency prorated and reduction of liquor control  
2 fees.

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

5 Section 1. Short title.

6 This act shall be known and may be cited as the Emergency  
7 Liquor Control Fees Relief Act.

8 Section 2. Definitions.

9 The following words and phrases when used in this act shall  
10 have the meanings given to them in this section unless the  
11 context clearly indicates otherwise:

12 "Board." The Pennsylvania Liquor Control Board.

13 "COVID-19." The novel coronavirus identified in the  
14 proclamation of disaster emergency.

15 "Proclamation of disaster emergency." The proclamation of  
16 disaster emergency issued by the Governor on March 6, 2020,  
17 published at 50 Pa.B. 1644 (March 21, 2020), and any renewal of

1 the state of disaster emergency. The term includes any  
2 proclamation of disaster emergency related to COVID-19.

3 Section 3. Emergency prorate and reduction of liquor control  
4 fees.

5 (a) Assessment of fees.--Notwithstanding any other provision  
6 of law, the board shall prorate and reduce the amount of fees  
7 assessed under all of the following based on the duration of the  
8 proclamation of disaster emergency:

9 (1) Section 614-A of the act of April 9, 1929 (P.L.177,  
10 No.175), known as The Administrative Code of 1929.

11 (2) Sections 405, 409, 410, 435, 439, 469, 504, 508,  
12 704, 707 and 723 of the act of April 12, 1951 (P.L.90,  
13 No.21), known as the Liquor Code.

14 (b) Payments.--Notwithstanding any other provision of law,  
15 the fees assessed under the provisions specified under  
16 subsection (a) shall be due January 1, 2021.

17 Section 4. Temporary regulations.

18 (a) Temporary regulations.--In order to facilitate the  
19 prompt implementation of this act, the board may promulgate  
20 temporary regulations within 30 days of the effective date of  
21 this section. The temporary regulations shall expire no later  
22 than 30 days after the publication of the temporary regulations.  
23 The temporary regulations shall not be subject to any of the  
24 following:

25 (1) Section 612 of the act of April 9, 1929 (P.L.177,  
26 No.175), known as The Administrative Code of 1929.

27 (2) Sections 201, 202, 203, 204 and 205 of the act of  
28 July 31, 1968 (P.L.769, No.240), referred to as the  
29 Commonwealth Documents Law.

30 (3) Sections 204(b) and 301(10) of the act of October

1 15, 1980 (P.L.950, No.164), known as the Commonwealth  
2 Attorneys Act.

3 (4) The act of June 25, 1982 (P.L.633, No.181), known as  
4 the Regulatory Review Act.

5 Section 5. Notice of prorated and reduced liquor control fees.

6 No later than 30 days from the effective date of this act,  
7 the board shall provide notice of the prorated and reduced fees  
8 under section 3 on the board's publicly accessible Internet  
9 website.

10 Section 6. Effective date.

11 This act shall take effect immediately.