
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2750 Session of
2020

INTRODUCED BY MASSER, BARRAR AND SCHLEGEL CULVER, AUGUST 6, 2020

REFERRED TO COMMITTEE ON LIQUOR CONTROL, AUGUST 6, 2020

AN ACT

1 Amending Title 35 (Health and Safety) of the Pennsylvania
2 Consolidated Statutes, in COVID-19 disaster emergency,
3 providing for social distancing and public health measures.

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

6 Section 1. Chapter 57 of Title 35 of the Pennsylvania
7 Consolidated Statutes is amended by adding a subchapter to read:

8 SUBCHAPTER F

9 SOCIAL DISTANCING AND PUBLIC HEALTH MEASURES

10 Sec.

11 5751. Compliance with social distancing guidelines and
12 limitations on seating capacity by liquor licensees.

13 § 5751. Compliance with social distancing guidelines and
14 limitations on seating capacity by liquor licensees.

15 (a) General rule.--Notwithstanding any other provision of
16 this title or other law to the contrary, during the COVID-19
17 disaster emergency, a social distancing guideline or seating
18 capacity limitation imposed by law or official action and
19 applicable to a liquor licensee below 50% of seating capacity

1 shall be void and unenforceable.

2 (b) Prohibited conduct.--A liquor licensee that is subject,
3 during the COVID-19 disaster emergency, to a social distancing
4 guideline or limitation of 50% or greater seating capacity
5 imposed by law or official action may not knowingly violate the
6 guideline or limitation.

7 (c) Penalties.--A liquor licensee that violates subsection
8 (b) shall, in addition to any other penalty provided by law, be
9 subject to the following:

10 (1) A written warning, for a first violation.

11 (2) A fine of \$1,000, for a second violation.

12 (3) A 30-day suspension of the license, for a third or
13 subsequent violation.

14 (d) Enforcement.--The Pennsylvania Liquor Control Board
15 shall enforce the provisions of this section in accordance with
16 the provisions of the act of April 12, 1951 (P.L.90, No.21),
17 known as the Liquor Code.

18 (e) Definition.--As used in this section, the term "liquor
19 licensee" means a person that holds a license to sell and serve
20 liquor or malt or brewed beverages to patrons under the Liquor
21 Code.

22 Section 2. This act shall take effect in 60 days.