

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2774 Session of 2020

INTRODUCED BY McCARTER, McNEILL, SAINATO, DEASY, MULLERY, READSHAW, FREEMAN, CALTAGIRONE, ULLMAN, KOSIEROWSKI, SCHLOSSBERG, WEBSTER, JONES, PASHINSKI, BRIGGS, DRISCOLL, SNYDER, SIMS, T. DAVIS, LONGIETTI, DERMODY, FRANKEL, NEILSON, KRUEGER, DONATUCCI, OTTEN, HOHENSTEIN, ISAACSON, GOODMAN, WILLIAMS, SANCHEZ, COMMITTA, MULLINS, CIRESI, DAVIDSON, SAPPEY, FITZGERALD, HOWARD, GALLOWAY, SCHMITT, ROZZI, INNAMORATO, HILL-EVANS AND DELLOSO, AUGUST 7, 2020

REFERRED TO COMMITTEE ON LIQUOR CONTROL, AUGUST 7, 2020

AN ACT

1 Amending the act of April 12, 1951 (P.L.90, No.21), entitled "An  
 2 act relating to alcoholic liquors, alcohol and malt and  
 3 brewed beverages; amending, revising, consolidating and  
 4 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 licenses and regulations and liquor, alcohol and malt and  
 18 brewed beverages, further providing for licensed places may  
 19 be closed during period of emergency.

20 The General Assembly of the Commonwealth of Pennsylvania

21 hereby enacts as follows:

22 Section 1. Section 462 of the act of April 12, 1951 (P.L.90,  
 23 No.21), known as the Liquor Code, is amended to read:

1 Section 462. Licensed Places May Be Closed During Period of  
2 Emergency.--(a) The board may, with the approval of the  
3 Governor[ ,

4 (a) ]:

5 (1) Temporarily close all licensed places within any  
6 municipality during any period of emergency proclaimed to be  
7 such by the Governor.

8 [(b)] (2) Advance by one hour the hours prescribed in this  
9 act as the hours during which liquor and malt or brewed  
10 beverages may be sold in any municipality during such part of  
11 the year when daylight saving time may be observed generally in  
12 such municipality.

13 (b) Notwithstanding any other provision of this act, in  
14 addition to the authority specified in subsection (a), during  
15 the proclamation of disaster emergency issued by the Governor on  
16 March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020), and  
17 any renewal of the state of disaster emergency, the following  
18 shall apply:

19 (1) The board may issue an unlimited number of off-premises  
20 catering permits to entities that qualify for the permits under  
21 this act.

22 (2) No application fee shall be required from an entity  
23 requesting a catering permit under this subsection.

24 (3) An application for a catering permit under this  
25 subsection does not need to be submitted prior to March 1 of  
26 that calendar year.

27 (4) The five-hour limit on catered events shall not apply to  
28 a catering permit under this subsection, but all the other  
29 requirements for catered events not specifically waived under  
30 this subsection shall continue to apply.

1       (5) The authority of the board to issue permits under this  
2 subsection and the authority to hold a catered event pursuant to  
3 a permit under this subsection shall expire upon the termination  
4 or expiration of the state of disaster emergency under 35  
5 Pa.C.S. § 7301(c) (relating to general authority of Governor).

6       Section 2. This act shall take effect immediately.