

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 427 Session of 2021

INTRODUCED BY PYLE, WHEELAND, SCHMITT, JAMES, LEWIS DELROSSO, HILL-EVANS, CAUSER, COOK, MILLARD, BURGOS, KAUFFMAN, SONNEY, JOZWIAK, GAYDOS, STAATS, MOUL, DRISCOLL, NEILSON, OBERLANDER AND STRUZZI, FEBRUARY 8, 2021

REFERRED TO COMMITTEE ON LIQUOR CONTROL, FEBRUARY 8, 2021

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 Pennsylvania liquor stores, further providing for sales by  
 18 Pennsylvania liquor stores.

19 The General Assembly of the Commonwealth of Pennsylvania  
 20 hereby enacts as follows:

21 Section 1. Section 305(b) of the act of April 12, 1951  
 22 (P.L.90, No.21), known as the Liquor Code, is amended to read:

23 Section 305. Sales by Pennsylvania Liquor Stores.--\* \* \*

24 (b) Every Pennsylvania Liquor Store shall sell liquors at  
 25 wholesale to hotels, restaurants, clubs, and railroad, pullman

1 and steamship companies licensed under this act; and, under the  
2 regulations of the board, to pharmacists duly licensed and  
3 registered under the laws of the Commonwealth, and to  
4 manufacturing pharmacists, and to reputable hospitals approved  
5 by the board, or chemists. Sales to licensees shall be made at a  
6 price that includes a discount of [ten] fifteen per centum from  
7 the retail price; except that special order sales to licensees  
8 authorized in subsection (a) shall not be subject to the [ten]  
9 fifteen per centum discount. The board may sell to registered  
10 pharmacists only such liquors as conform to the Pharmacopoeia of  
11 the United States, the National Formulary, or the American  
12 Homeopathic Pharmacopoeia. The board may sell at special prices  
13 under the regulations of the board, to United States Armed  
14 Forces facilities which are located on United States Armed  
15 Forces installations and are conducted pursuant to the authority  
16 and regulations of the United States Armed Forces. All other  
17 sales by such stores shall be at retail, except that incentives,  
18 such as coupons or discounts on certain products, may be offered  
19 to unlicensed customers of the board as provided under sections  
20 207(m) and 493(24) (ii) (B). A person entitled to purchase liquor  
21 at wholesale prices may purchase the liquor at any Pennsylvania  
22 Liquor Store upon tendering cash, check or credit card for the  
23 full amount of the purchase. For this purpose, the board shall  
24 issue a discount card to each licensee identifying such licensee  
25 as a person authorized to purchase liquor at wholesale prices.  
26 Such discount card shall be retained by the licensee. The board  
27 may contract through the Commonwealth bidding process for  
28 delivery to wholesale licensees at the expense of the licensee  
29 receiving the delivery.

30 \* \* \*

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