



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

HOUSE BILL NO. 1497

PRINTERS NO. 2185

PRIME SPONSOR: Jozwiak

COST / (SAVINGS)

FUND	FY 2016/17	FY 2017/18
General Fund	\$0	\$0
State Stores Fund	\$0	\$0

SUMMARY: House Bill 1497, Printer's Number 2185, amends the act of April 12, 1951 (P.L. 90, No. 21), known as the Liquor Code, to further define "alcoholic cider" and "public venue"; and to make other omnibus changes to the Liquor Code.

The act shall take effect in 60 days.

ANALYSIS: The legislation proposes the following revisions to the Liquor Code:

- The definition of "alcoholic cider" in Section 102 is amended to bring it into conformity with the federal definition of alcoholic cider, as well as the industry standard for such products. The definition of "public venue" is also amended to include a facility located in a neighborhood improvement zone created under the Tax Reform Code of 1971, located in a city of the third class.
- Sections 406(d) and 413(f)(1) are amended to extend the hours that performing arts facilities may sell liquor and malt or brewed beverages on Sundays from 1 p.m. to 10 p.m. to 10 a.m. to 10 p.m.
- Section 408.12 is amended to extend eligibility for wine and spirits auction permits to any community-based voluntary health organization committed to fighting cancer.
- Sections 411 and 493 are amended to allow a person who has an ownership interest in a limited winery license to be employed by an entity that holds a hotel, restaurant, eating place or club license so long as the person is not employed as an alcohol service personnel or as manager.
- The penalties outlined in Section 431(b) for a distributor who delivers to a licensee outside of the designated geographical area are revised from at least a thirty day license suspension to a tiered level of penalties ranging from \$500 for a first citation to a fine of not more than \$5,000 and a suspension of operating privileges for seven days for a third or subsequent citation. A licensee who accepts product in violation of Section 431 shall also be subject to a tiered level of penalties ranging from a warning for a first citation to a fine of not more than \$5,000 and a suspension of operating privileges for seven days for a fourth or subsequent violation.

- Section 472(a) is amended to allow questions as to whether certain types of liquor licenses should be issued within a municipality to be on the ballot at any election other than a special election.

FISCAL IMPACT: Enactment of this legislation will have no adverse impact on Commonwealth funds.

PREPARED BY: Lisa Taglang
Ritchie LaFaver
House Appropriations Committee (R)

DATE: June 28, 2017

Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.