



# HOUSE COMMITTEE ON APPROPRIATIONS

## FISCAL NOTE

HOUSE BILL NO. 1154

PRINTERS NO. 1421

PRIME SPONSOR: Masser

### COST / (SAVINGS)

FUND	FY 2020/21	FY 2021/22
General Fund	See fiscal impact	See fiscal impact
State Stores Fund	See fiscal impact	See fiscal impact

**SUMMARY:** House Bill 1154, printer's number 1421, amends the Liquor Code, in licenses and regulations and liquor, alcohol and malt and brewed beverages, further providing for sales by liquor licensees and restrictions and repealing provisions related to prepared beverages and mixed drinks for off-premises consumption during disaster emergency.

**ANALYSIS:** House Bill 1154 amends the Liquor Code to permanently allow valid restaurant and hotel licensees to sell up to 64 fluid ounces of mixed drinks for off-premises consumption. Mixed drinks may not be sold for off-premises consumption after 11:00 p.m. and must be labeled as containing alcohol. A licensee selling mixed drinks for off-premises consumption must prominently post a warning sign that explains restrictions on transporting open containers in vehicles and may only be transported in an unoccupied area of the vehicle, such as a trunk.

Act 21 of 2020 allowed for the sale of mixed drinks for off-premises consumption that lost at least 25% of their sales due to COVID-19 restrictions for the duration of the COVID-19 disaster declaration, and in which a licensee is operating at less than 60% capacity. This legislation removes the emergency declaration and diminished capacity requirements, allowing for the sale of mixed drinks for off-premises consumption permanently.

This legislation shall take effect immediately.

**FISCAL IMPACT:** Enactment of this legislation will have no adverse impact on Commonwealth funds. To the extent that this legislation results in additional sales of spirits, additional revenue may be received by the Commonwealth via the State Stores Fund and related taxes, but the amount is indeterminable.

**PREPARED BY:** Casey Martin  
House Appropriations Committee (R)

**DATE:** May 24, 2021

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