

AMENDMENTS TO HOUSE BILL NO. 2513

Sponsor: SENATOR BREWSTER

Printer's No. 3778

1 Amend Bill, page 1, line 21, by striking out "indoor space"

2 Amend Bill, page 2, line 4, by striking out all of said line
3 and inserting

4 ESTABLISHMENT OPERATION

5 (a) Establishment Indoor Space Operation

6 Amend Bill, page 2, line 6, by striking out "article" and
7 inserting

8 subarticle

9 Amend Bill, page 3, line 24, by striking out "article" and
10 inserting

11 subarticle

12 Amend Bill, page 3, by inserting between lines 26 and 27

13 (b) Outdoor Space Operation

14 Section 110-A. Definitions.

15 The following words and phrases when used in this subarticle
16 shall have the meanings given to them in this section unless the
17 context clearly indicates otherwise:

18 "Board." As defined under section 102 of the Liquor Code.

19 "Liquor Code." The act of April 12, 1951 (P.L.90, No.51),
20 known as the Liquor Code.

21 Section 111-A. Outdoor space operation.

22 Notwithstanding any other provision of law, in addition to
23 the authority specified in section 462 of the Liquor Code,
24 during the proclamation of disaster emergency issued by the
25 Governor on March 6, 2020, published at 50 Pa.B. 1644 (March 21,
26 2020), and any renewal of the state of disaster emergency, the
27 following shall apply:

28 (1) Upon receipt of a request from a club, catering
29 club, restaurant, retail dispenser, hotel, limited
30 distillery, distillery, brewery or limited winery licensed
31 under the Liquor Code, the board may temporarily extend the

1 licensed premises of the applicant to include any outside
2 serving area that is:

3 (i) immediately adjacent to the existing licensed
4 areas; or

5 (ii) noncontinuous and within 250 feet of the main
6 licensed building.

7 (2) The board shall grant immediate operating authority
8 to the applicant to use the outside serving area subject to
9 the request while the board processes the request.

10 (3) The operating authority shall expire at the earliest
11 of any of the following:

12 (i) A valid protest is received.

13 (ii) The board determines that the proposed area
14 does not meet the requirements of this act and board
15 regulations for the licensing of the area in question.

16 (iii) The state of disaster emergency is terminated
17 or expires under 35 Pa.C.S. § 7301(c) (relating to
18 general authority of Governor).

19 (4) No filing fee shall be required from the applicant.

20 (5) The board may require the applicant to provide any
21 information that the board deems relevant.

22 (6) An outdoor serving area approved under this
23 subsection may only be utilized for purposes of outdoor
24 dining and may not include a kitchen or a bar.