

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 533 Session of  
2011

INTRODUCED BY PETRI, BARRAR, CALTAGIRONE, DeLUCA, GEORGE,  
GERBER, GOODMAN, GRELL, HENNESSEY, KNOWLES, LONGIETTI,  
MARSICO, MILLARD, MILLER, MOUL, MURT, O'NEILL, PICKETT, PYLE,  
RAPP, READSHAW, ROAE, K. SMITH, VULAKOVICH AND WHITE,  
FEBRUARY 8, 2011

AS REPORTED FROM COMMITTEE ON LIQUOR CONTROL, HOUSE OF  
REPRESENTATIVES, AS AMENDED, MAY 9, 2012

## AN ACT

1 Amending the act of April 12, 1951 (P.L.90, No.21), entitled, as  
2 reenacted, "An act relating to alcoholic liquors, alcohol and  
3 malt and brewed beverages; amending, revising, consolidating  
4 and 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,"  
17 further providing for sales by liquor licensees and  
18 restrictions.

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

21 Section 1. Section 406(a) of the act of April 12, 1951  
22 (P.L.90, No.21), known as the Liquor Code, reenacted and amended  
23 June 29, 1987 (P.L.32, No.14), is amended by adding a paragraph  
24 to read:

1 Section 406. Sales by Liquor Licensees; Restrictions.--(a)

2 \* \* \*

3 (7) (i) Notwithstanding any provision of this act to the  
4 contrary, the act by a bed and breakfast homestead or inn of  
5 providing wine to its paying guests while in an overnight status  
6 shall not be construed as the direct or indirect sale of alcohol  
7 SO LONG AS THAT WINE IS PRODUCED BY A LICENSED LIMITED WINERY AS ←  
8 PROVIDED FOR UNDER SECTION 505.2.

9 (ii) For purposes of this paragraph, a "bed and breakfast  
10 homestead or inn" shall mean a private residence which contains  
11 ten or fewer bedrooms used for providing overnight  
12 accommodations to the public and in which breakfast is the only  
13 meal served and is included in the charge for the room.

14 \* \* \*

15 Section 2. This act shall take effect immediately.