
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 844 Session of
2013

INTRODUCED BY BOBACK, MILLARD, EVERETT, STERN, GABLER, MUNDY,
DeLUCA, MOUL AND BARRAR, MARCH 11, 2013

REFERRED TO COMMITTEE ON LIQUOR CONTROL, MARCH 11, 2013

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 malt and brewed beverages retail
18 licenses, for retail dispensers' restrictions on purchase and
19 sales, and for unlawful acts relative to malt or brewed
20 beverages and licensees.

21 The General Assembly of the Commonwealth of Pennsylvania
22 hereby enacts as follows:

23 Section 1. Section 432 of the act of April 12, 1951 (P.L.90,
24 No.21), known as the Liquor Code, reenacted and amended June 29,
25 1987 (P.L.32, No.14), is amended by adding a subsection to read:

26 Section 432. Malt and Brewed Beverages Retail Licenses.--* *

27 *

1 (g) Hotel, eating places, or municipal golf course retail
2 dispenser licensees may obtain a special permit from the board
3 to allow the hotel, eating place or municipal golf course to
4 sell wine by the glass pursuant to section 492(22) so long as
5 the wine has been purchased from a winery licensed under section
6 505.2

7 Section 2. Section 442 of the act is amended by adding a
8 subsection to read:

9 Section 442. Retail Dispensers' Restrictions on Purchases
10 and Sales.--* * *

11 (h) Notwithstanding any other provision of law or
12 regulation, the holder of a retail dispenser license may obtain
13 a special permit to sell wine by the glass pursuant to section
14 492(22) so long as that wine has been obtained from a winery
15 licensed under section 505.2.

16 Section 3. Section 492 is amended by adding a paragraph to
17 read:

18 Section 492. Unlawful Acts Relative to Malt or Brewed
19 Beverages and Licensees.--

20 It shall be unlawful--

21 * * *

22 (22) For any retail dispenser licensee, his servant, agents
23 or employes to sell wine by the glass on premises otherwise
24 licensed for solely malt and brewed beverage sales unless the
25 licensee receives a special permit from the board to do so. Only
26 those licensees holding a valid hotel, eating place or municipal
27 golf course retail dispenser license shall be allowed to apply
28 for the permit. Any licensee that wishes to apply for a wine
29 sales permit must notify the board and pay the permit fee on an
30 annual basis. The board may charge a fee of one thousand dollars

1 (\$1,000) each calendar year. The wine sales permit shall enable
2 the holder to sell wine by the glass to a guest so long as the
3 wine has been purchased from a winery licensed under section
4 505.2.

5 Section 4. This act shall take effect in 60 days.