

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 657 Session of 2015

INTRODUCED BY ENGLISH, MILLARD, D. COSTA, KOTIK, JAMES,  
READSHAW, KILLION AND COHEN, FEBRUARY 26, 2015

REFERRED TO COMMITTEE ON LIQUOR CONTROL, FEBRUARY 26, 2015

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 unlawful acts relative to liquor, malt  
18 and brewed beverages and licensees.

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

21 Section 1. Section 493(14) 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) and amended May 8, 2003 (P.L.1,  
24 No.1), is amended to read:

25 Section 493. Unlawful Acts Relative to Liquor, Malt and  
26 Brewed Beverages and Licensees.--The term "licensee," when used

1 in this section, shall mean those persons licensed under the  
2 provisions of Article IV, unless the context clearly indicates  
3 otherwise.

4 It shall be unlawful--

5 \* \* \*

6 (14) Permitting Undesirable Persons or Minors to Frequent  
7 Premises. For any hotel, restaurant or club liquor licensee, or  
8 any retail dispenser, his servants, agents or employes, to  
9 permit persons of ill repute or prostitutes to frequent his  
10 licensed premises or any premises operated in connection  
11 therewith. Minors may only frequent licensed premises if: (a)  
12 they are accompanied by a parent; (b) they are accompanied by a  
13 legal guardian; (c) they are under proper supervision; (d) they  
14 are attending a social gathering; or (e) the hotel, restaurant  
15 or retail dispenser licensee has gross sales of food and  
16 nonalcoholic beverages equal to fifty per centum or more of its  
17 combined gross sale of both food and alcoholic beverages. If a  
18 minor is frequenting a hotel, restaurant or retail dispenser  
19 licensee under subsection (e), then the minor may not sit at the  
20 bar section of the premises, nor may any alcoholic beverages be  
21 served at the table or booth at which the said minor is seated  
22 unless said minor is with a parent, legal guardian or under  
23 proper supervision. Further, if a hotel, restaurant, club liquor  
24 licensee or retail dispenser is hosting a social gathering under  
25 subsection (d), then written notice at least forty-eight hours  
26 in advance of such gathering shall be given to the Bureau of  
27 Enforcement. If a minor is frequenting licensed premises with  
28 proper supervision under subsection (c), each supervisor can  
29 supervise up to twenty minors, except for premises located in  
30 cities of the first class, where each supervisor can supervise

1 up to five minors. Notwithstanding any other provisions of this  
2 section, if the minors are on the premises as part of a school-  
3 endorsed function, then each supervisor can supervise fifty  
4 minors. Nothing in this clause shall be construed to make it  
5 unlawful for minors to frequent public venues [or], performing  
6 arts facilities or ski resorts.

7 \* \* \*

8 Section 2. This act shall take effect in 60 days.