
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1916 Session of
2017

INTRODUCED BY SCHWEYER, SCHLOSSBERG, MUSTIO, MILLARD, ROZZI,
WARD, PETRI, STURLA AND HEFFLEY, NOVEMBER 14, 2017

REFERRED TO COMMITTEE ON LIQUOR CONTROL, NOVEMBER 14, 2017

AN ACT

1 Amending the act of April 12, 1951 (P.L.90, No.21), entitled "An
2 act relating to alcoholic liquors, alcohol and malt and
3 brewed beverages; amending, revising, consolidating and
4 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," in
17 distilleries, wineries, bonded warehouses, bailees for hire
18 and transporters for hire, further providing for limited
19 wineries and for distilleries.

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

22 Section 1. Sections 505.2(a)(6.3) and 505.4(b)(1) of the act
23 of April 12, 1951 (P.L.90, No.21), known as the Liquor Code,
24 amended November 15, 2016 (P.L.1286, No.166), are amended to
25 read:

26 Section 505.2. Limited Wineries.--(a) In the interest of

1 promoting tourism and recreational development in Pennsylvania,
2 holders of a limited winery license may:

3 * * *

4 (6.3) Sell alcoholic cider, mead, wine and wine coolers only
5 between the hours of [nine o'clock antemeridian and eleven
6 o'clock postmeridian.] seven o'clock antemeridian of any day
7 except Sunday until two o'clock antemeridian of the following
8 day, and on Sunday between the hours of nine o'clock
9 antemeridian and two o'clock antemeridian the following day. A
10 limited winery also may request approval from the board to
11 extend sales hours in individual locations at other times during
12 the year or beyond the limits set forth in this clause. The
13 request shall be made in writing to the board's Office of the
14 Chief Counsel and shall detail the exact locations where sales
15 hours are proposed to be extended, the proposed hours and dates
16 of extended operation and the reason for the proposed extended
17 hours.

18 * * *

19 Section 505.4. Distilleries.--* * *

20 (b) (1) The board may issue a limited distillery license
21 that will allow the holder thereof to operate a distillery that
22 shall not exceed production of one hundred thousand (100,000)
23 gallons of distilled liquor per year. The holder of the license
24 may manufacture and sell bottled liquors produced on the
25 licensed premises to the board, to entities licensed by the
26 board and to the public between the hours of [nine o'clock
27 antemeridian and eleven o'clock postmeridian] seven o'clock
28 antemeridian of any day except Sunday until two o'clock
29 antemeridian of the following day, and on Sunday between the
30 hours of nine o'clock antemeridian and two o'clock antemeridian

1 the following day so long as a specific code of distilled liquor
2 which is listed for sale as a stock item by the board in State
3 liquor stores may not be offered for sale at a licensed limited
4 distillery location at a price which is lower than that charged
5 by the board and under such conditions and regulations as the
6 board may enforce. The holder of a limited distillery license
7 may not sell a product or a substantially similar product which
8 is listed for sale as a stock item by the board in State Liquor
9 Stores to a licensee at a price which is lower than that charged
10 by the board and under such conditions and regulations as the
11 board may enforce. The holder of a limited distillery license
12 may also sell wine and alcoholic cider produced by a licensed
13 limited winery, liquor produced by a licensed distillery or
14 limited distillery and malt or brewed beverages produced by a
15 licensed brewery [for on-premises consumption]. The combined
16 sales of wine, malt or brewed beverages and liquor produced by
17 another licensed distillery or limited distillery may not, on a
18 yearly basis, exceed fifty per centum of the on-premises sales
19 of the limited distillery's own sales of liquor for the
20 preceding calendar year: however, if a limited distillery did
21 not operate for an entire calendar year during the preceding
22 year, then its combined sales of wine, malt or brewed beverages
23 and liquor produced by another licensed distillery or limited
24 distillery may not, on a yearly basis, exceed fifty per centum
25 of the on-premises sales of the limited distillery's own liquor
26 for that year.

27 * * *

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