

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

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**HOUSE BILL****No. 2832** Session of  
2020

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INTRODUCED BY DOWLING, KAUFFMAN, RYAN, ECKER, PYLE, KULIK, ROWE,  
TOPPER, SNYDER, BERNSTINE, WARNER, SCHMITT, CAUSER, COX,  
REESE, DUNBAR, MIHALEK, PUSKARIC, O'NEAL, COOK, GAYDOS,  
STRUZZI, MIZGORSKI, MILLARD, HICKERNELL, MULLERY, HERSHEY,  
SAYLOR, GLEIM, KORTZ, MUSTELLO, HEFFLEY, POLINCHOCK,  
MACKENZIE, JOZWIAK AND M. K. KELLER, AUGUST 31, 2020

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AS REPORTED FROM COMMITTEE ON COMMERCE, HOUSE OF  
REPRESENTATIVES, AS AMENDED, SEPTEMBER 17, 2020

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## AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled  
2 "An act providing for and reorganizing the conduct of the  
3 executive and administrative work of the Commonwealth by the  
4 Executive Department thereof and the administrative  
5 departments, boards, commissions, and officers thereof,  
6 including the boards of trustees of State Normal Schools, or  
7 Teachers Colleges; abolishing, creating, reorganizing or  
8 authorizing the reorganization of certain administrative  
9 departments, boards, and commissions; defining the powers and  
10 duties of the Governor and other executive and administrative  
11 officers, and of the several administrative departments,  
12 boards, commissions, and officers; fixing the salaries of the  
13 Governor, Lieutenant Governor, and certain other executive  
14 and administrative officers; providing for the appointment of  
15 certain administrative officers, and of all deputies and  
16 other assistants and employes in certain departments, boards,  
17 and commissions; providing for judicial administration; and  
18 prescribing the manner in which the number and compensation  
19 of the deputies and all other assistants and employes of  
20 certain departments, boards and commissions shall be  
21 determined," providing for event venue indoor space  
22 operation.

23 The General Assembly of the Commonwealth of Pennsylvania

24 hereby enacts as follows:

25 Section 1. The act of April 9, 1929 (P.L.177, No.175), known

1 as The Administrative Code of 1929, is amended by adding an  
2 article to read:

3 ARTICLE I-B

4 EVENT VENUE INDOOR SPACE FACILITY OPERATION <--

5 Section 101-B. Definitions.

6 The following words and phrases when used in this article  
7 shall have the meanings given to them in this section unless the  
8 context clearly indicates otherwise:

9 "Designated county." A county designated by executive order <--  
10 in the yellow or green phase of reopening.

11 "Establishment." As follows:

12 (1) The term includes the following when located in a  
13 designated county:

14 (i) A restaurant, bar or private club which serves  
15 food and beverages.

16 (ii) A brewpub, brewery, winery or distillery.

17 (2) The term shall not include a night club, music or  
18 entertainment venue.

19 "Event venue." As follows:

20 (1) The term includes a banquet hall, private club or  
21 establishment which regularly holds events when located in a  
22 designated county.

23 (2) The term shall not include a night club or music  
24 venue.

25 "PERFORMANCE VENUE." AS FOLLOWS: <--

26 (1) THE TERM INCLUDES ANY LOCATION AT WHICH CONCERTS,  
27 MUSICAL PERFORMANCES OR DRAMAS TAKE PLACE BEFORE A PUBLIC  
28 AUDIENCE.

29 (2) THE TERM DOES NOT INCLUDE A NIGHT CLUB OR MUSIC  
30 FESTIVAL VENUE.

1 "SPORTS FACILITY." A SPORTING VENUE AT WHICH SPORTS TEAMS  
2 THAT ARE NOT AFFILIATED WITH A SCHOOL TRAIN OR COMPETE BEFORE A  
3 PUBLIC AUDIENCE.

4 Section 102-B. Operation.

5 ~~An event venue~~ (A) GENERAL RULE.--EXCEPT AS PROVIDED UNDER <--  
6 SUBSECTION (B), A SPORTS FACILITY OR PERFORMANCE VENUE with  
7 inside seating in existence on the effective date of this  
8 section may, beginning on the effective date of this section,  
9 begin operation on the inside seating portion of the event <--  
10 ~~venue.~~ SPORTS FACILITY OR PERFORMANCE VENUE. <--

11 (B) EXCEPTION.--A SCHOOL DISTRICT WHICH OPERATES A SPORTS  
12 FACILITY SHALL APPROVE ITS OPERATION UNDER SUBSECTION (A) PRIOR  
13 TO USE OF THE SPORTS FACILITY'S INSIDE SEATING PORTION.

14 Section 103-B. Requirements.

15 (a) Applicability.--This section shall apply to event venues <--  
16 SPORTS FACILITIES AND PERFORMANCE VENUES operating under section <--  
17 102-B.

18 (b) Guidelines.--The following shall apply:

19 (1) Except as provided under paragraph (2), an event <--  
20 venue SPORTS FACILITIES AND PERFORMANCE VENUES shall follow <--  
21 guidelines issued by the Centers for Disease Control and  
22 Prevention and the Commonwealth regarding business and  
23 building operations.

24 (2) An event venue A SPORTS FACILITY OR PERFORMANCE <--  
25 VENUE may, consistent with guidelines issued by the Centers  
26 for Disease Control and Prevention and the Commonwealth  
27 regarding business and building operations, use suitable  
28 barriers in addition to social distancing requirements.

29 (c) Applicable practices.--An event venue A SPORTS FACILITY <--  
30 OR PERFORMANCE VENUE shall, to the extent possible, follow

1 applicable practices of the: <--

2 ~~(1) The World Health Organization's mass gathering~~  
3 ~~guidance, titled "Key planning recommendations for mass~~  
4 ~~gatherings in the context of COVID-19," published May 29,~~  
5 ~~2020.~~

6 ~~(2) United States Food and Drug Administration's Best~~  
7 ~~Practices for Retail Food Stores, Restaurants, and Food Pick~~  
8 ~~Up/Delivery Services During the COVID-19 Pandemic. THE WORLD~~ <--  
9 ~~HEALTH ORGANIZATION'S MASS GATHERING GUIDANCE, TITLED "KEY~~  
10 ~~PLANNING RECOMMENDATIONS FOR MASS GATHERINGS IN THE CONTEXT~~  
11 ~~OF COVID-19," PUBLISHED MAY 29, 2020.~~

12 (d) Limitation.--~~An event venue~~ A SPORTS FACILITY OR <--  
13 PERFORMANCE VENUE may not use more than 50% of the ~~event venue's~~ <--  
14 SPORTS FACILITY'S OR PERFORMANCE VENUE'S seating capacity during <--  
15 operation.

16 Section 104-B. Expiration.

17 This article shall expire upon termination or expiration of  
18 the declaration of disaster emergency issued by the Governor on  
19 March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020).

20 Section 2. This act shall take effect immediately.