

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2844 Session of 2020

INTRODUCED BY MASSER, ECKER, ROWE, SCHMITT AND KORTZ,
SEPTEMBER 1, 2020

REFERRED TO COMMITTEE ON LIQUOR CONTROL, SEPTEMBER 1, 2020

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 licenses and regulations and liquor, alcohol and malt and
18 brewed beverages, further providing for prepared beverages
19 and mixed drinks for off-premises consumption during disaster
20 emergency.

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

23 Section 1. Section 417 heading, (b) and (c) of the act of
24 April 12, 1951 (P.L.90, No.21), known as the Liquor Code, added
25 May 21, 2020 (P.L.149, No.21), are amended to read:

26 Section 417. Prepared Beverages and Mixed Drinks for Off-
27 Premises Consumption [During Disaster Emergency].--* * *

1 [(b) Notwithstanding any other provision of this section or
2 provision of law to the contrary, a licensee selling prepared
3 beverages and mixed drinks for off-premises consumption may only
4 do so during the COVID-19 disaster emergency and during the
5 mitigation period after the termination of the disaster
6 emergency in which a licensee is operating at less than sixty
7 per centum (60%) capacity.]

8 (c) A licensee may sell liquor to another licensee qualified
9 to sell prepared beverages and mixed drinks under this section.
10 The licensee shall notify the board in writing advising it of
11 the name of the licensee and identifying any product sold to
12 that licensee, as well as the description of the liquor,
13 including brand names, sizes and numbers of containers sold to
14 another licensee. [The sales may only occur during the COVID-19
15 disaster emergency and during the mitigation period after the
16 termination of the disaster emergency in which a licensee is
17 operating at less than sixty per centum (60%) capacity.]

18 * * *

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