
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 840 Session of
2021

INTRODUCED BY CIRESI, SANCHEZ, GALLOWAY, McNEILL, PISCIOTTANO,
D. WILLIAMS, SCHMITT, ISAACSON, SCHLOSSBERG, LONGIETTI,
T. DAVIS, WEBSTER, HILL-EVANS, KULIK, SCHWEYER, NEILSON,
MALAGARI, GLEIM, A. DAVIS, DEASY, DRISCOLL, FREEMAN, O'MARA,
GAYDOS, KINKEAD, HENNESSEY, LEWIS, LEE, STEPHENS, KINSEY,
SHUSTERMAN, SAPPEY, SNYDER, PASHINSKI, PENNYCUICK, BIZZARRO,
KEEFER, KAUFER, KENYATTA, DELLOSO, WARREN AND SAINATO,
MARCH 9, 2021

REFERRED TO COMMITTEE ON AGRICULTURE AND RURAL AFFAIRS,
MARCH 9, 2021

AN ACT

1 Amending Title 3 (Agriculture) of the Pennsylvania Consolidated
2 Statutes, in food protection, further providing for license
3 required.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 5703(j)(3) of Title 3 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 5703. License required.

9 * * *

10 (j) Fees.--The fees that may be charged under this
11 subchapter are as established by the licensor, if the licensor
12 is an entity other than the department, and shall be paid into
13 the city, borough, incorporated town, township or county
14 treasury. If the licensor is the department, the fees shall be
15 paid to the State Treasury through the department and are as

1 follows:

2 * * *

3 (3) For a renewal of a license or for issuing a license
4 to reflect a change of ownership: \$82. For the period
5 beginning after December 31, 2020, and ending January 1,
6 2022, a retail food facility shall be exempt from the fee
7 under this paragraph if all of the following apply:

8 (i) The retail food facility's gross annual receipts
9 do not exceed \$5,000,000 for the previous fiscal year.

10 (ii) The retail food facility lost more than 20% of
11 the retail food facility's monthly sales during the
12 declaration of disaster emergency issued by the Governor
13 on March 6, 2020, published at 50 Pa.B. 1644 (March 21,
14 2020), or any renewal of the declaration of disaster
15 emergency.

16 (iii) The retail food facility offers for sale or
17 otherwise provides food or drink for human consumption
18 through a dine-in service, catering, a bar or club,
19 church or fire hall.

20 (iv) The retail food facility does not operate as a
21 retail grocery store, convenience store, an on-the-farm
22 retail store, a farmers market or farm stand.

23 * * *

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