

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1973 Session of
2015

INTRODUCED BY LONGIETTI, YOUNGBLOOD, FREEMAN, STAATS, SAINATO,
THOMAS, JAMES, MILLARD, CALTAGIRONE, D. COSTA, BURNS,
BULLOCK, FRANKEL, GIBBONS, McNEILL AND MOUL, APRIL 8, 2016

REFERRED TO COMMITTEE ON LIQUOR CONTROL, APRIL 8, 2016

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," in
17 licenses and regulations and liquor, alcohol and malt and
18 brewed beverages, further providing for breweries; and, in
19 distilleries, wineries, bonded warehouses, bailees for hire
20 and transporters for hire, further providing for limited
21 wineries and for distilleries.

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

24 Section 1. Section 446(a)(2) of the act of April 12, 1951
25 (P.L.90, No.21), known as the Liquor Code, reenacted and amended
26 June 29, 1987 (P.L.32, No.14) and amended December 22, 2011
27 (P.L.530, No.113), is amended to read:

1 Section 446. Breweries.--(a) Holders of a brewery license
2 may:

3 * * *

4 (2) Operate a restaurant or brewery pub on the licensed
5 premises under such conditions and regulations as the board may
6 enforce: Provided, however, That sales on Sunday may be made
7 irrespective of the volume of food sales if the licensed
8 premises are at a public venue location. The holder of a brewery
9 license may sell at its brewery pub premises [Pennsylvania wines
10 it has purchased from either the holder of a Pennsylvania
11 limited winery license or from the board] wines produced by the
12 holder of a limited winery license or liquor produced by a
13 licensed distillery or limited distillery: Provided, however,
14 That said wines and liquor must be consumed at the licensed
15 brewery pub premises.

16 * * *

17 Section 2. Section 505.2(a)(6.1) of the act, amended June
18 28, 2011 (P.L.55, No.11), is amended to read:

19 Section 505.2. Limited Wineries.--(a) In the interest of
20 promoting tourism and recreational development in Pennsylvania,
21 holders of a limited winery license may:

22 * * *

23 (6.1) Sell food for consumption on or off the licensed
24 premises and at the limited winery's additional board-approved
25 locations and sell by the glass, at the licensed premises and at
26 the limited winery's additional board-approved locations, [only]
27 wine and alcoholic ciders that may otherwise be sold by the
28 bottle. In addition, the holder of a limited winery license may
29 sell for consumption on the licensed premises, and at the
30 limited winery's additional board-approved locations, liquor

1 produced by a licensed distillery or limited distillery and malt
2 or brewed beverages produced by a licensed brewery.

3 * * *

4 Section 3. Section 505.4(b)(1) of the act, amended December
5 22, 2011 (P.L.530, No.113), is amended to read:

6 Section 505.4. Distilleries.--* * *

7 (b) (1) The board may issue a limited distillery license
8 that will allow the holder thereof to operate a distillery that
9 shall not exceed production of one hundred thousand (100,000)
10 gallons of distilled liquor per year. The holder of the license
11 may manufacture and sell bottled liquors produced on the
12 licensed premises to the board, to entities licensed by the
13 board and to the public between the hours of nine o'clock
14 antemeridian and eleven o'clock postmeridian so long as a
15 specific code of distilled liquor which is listed for sale as a
16 stock item by the board in State liquor stores may not be
17 offered for sale at a licensed limited distillery location at a
18 price which is lower than that charged by the board and under
19 such conditions and regulations as the board may enforce. The
20 holder of a limited distillery license may also sell wines
21 produced by a licensed limited winery or malt or brewed
22 beverages produced by a licensed brewery for on-premises
23 consumption.

24 * * *

25 Section 4. This act shall take effect in 60 days.