
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2273 Session of
2024

INTRODUCED BY DEASY, GIRAL, SANCHEZ, MALAGARI, BELLMON AND
CIRESI, MAY 7, 2024

REFERRED TO COMMITTEE ON LIQUOR CONTROL, MAY 7, 2024

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 Pennsylvania Malt and
19 Brewed Beverages Industry Promotion Board and for
20 Pennsylvania Wine Marketing and Research Program Board; and,
21 in distilleries, wineries, bonded warehouses, bailees for
22 hire and transporters for hire, establishing the Pennsylvania
23 Distilled Spirits Industry Promotion Board.

24 The General Assembly of the Commonwealth of Pennsylvania
25 hereby enacts as follows:

26 Section 1. Sections 446.1(e) (1) introductory paragraph and
27 (f) and 488.1(d) (3) (i) of the act of April 12, 1951 (P.L.90,
28 No.21), known as the Liquor Code, are amended and the sections

1 are amended by adding subsections to read:

2 Section 446.1. Pennsylvania Malt and Brewed Beverages
3 Industry Promotion Board.--* * *

4 (e) The Pennsylvania Malt and Brewed Beverages Industry
5 Promotion Board has the following powers and duties:

6 (1) Make recommendations to the [board] Secretary of
7 Agriculture to award grants to entities for the purpose of
8 increasing the production of Pennsylvania-made malt and brewed
9 beverages and enhancing the Pennsylvania malt and brewed
10 beverages industry through promotion, marketing and research-
11 based programs and projects. Grants shall be awarded through a
12 competitive grant review process. The application for a grant
13 shall include the following information:

14 * * *

15 (f) The Department of Agriculture shall provide assistance
16 to [assist] the Pennsylvania Malt and Brewed Beverages Industry
17 Promotion Board in carrying out its powers and duties. Final
18 decisions for awarding grants under subsection (e) (1) shall be
19 made by the Secretary of Agriculture.

20 * * *

21 (h) The board shall transfer the annual allocation
22 authorized under this section to the Pennsylvania Malt and
23 Brewed Beverages Industry Promotion Board account. The
24 Pennsylvania Malt and Brewed Beverages Industry Promotion Board
25 shall allocate money under this subsection for the purpose of
26 awarding grants under subsection (e) (1). The following shall
27 apply:

28 (1) The Pennsylvania Malt and Brewed Beverages Industry
29 Promotion Board may deduct money from the allocation under this
30 subsection to cover the Department of Agriculture's expenses in

1 assisting the Pennsylvania Malt and Brewed Beverages Industry
2 Promotion Board.

3 (2) In any fiscal year when grant money authorized under
4 this section remains unallocated, the remaining amount of money
5 shall be made available for grants in subsequent fiscal years.

6 (3) Notwithstanding any provision of law, all of the
7 obligations of the board under this section are fulfilled by
8 virtue of the transfer of the annual allocation under subsection
9 (h) to the Pennsylvania Malt and Brewed Beverages Industry
10 Promotion Board.

11 Section 488.1. Pennsylvania Wine Marketing and Research
12 Program Board.--* * *

13 (d) In addition to duties imposed under other laws, the
14 Pennsylvania Wine Marketing and Research Program Board shall do
15 all of the following:

16 * * *

17 (3) Have the following duties as to awarding grants:

18 (i) Make recommendations to the [board] Secretary of
19 Agriculture to award grants to entities for the purpose of
20 increasing the production of Pennsylvania-made wines and
21 enhancing the Pennsylvania wine industry through promotion,
22 marketing and research-based programs and projects.

23 * * *

24 (e) The Department of Agriculture shall provide assistance
25 to the Pennsylvania Wine Marketing and Research Program Board in
26 carrying out its powers and duties. Final decisions for awarding
27 grants under subsection (d) (3) shall be made by the Secretary of
28 Agriculture.

29 (g) Annually, the board shall allocate the amount of one
30 million dollars (\$1,000,000), as required by section 488(k), for

1 the purpose of awarding grants under subsection (d) (3).

2 (h) The board shall transfer the allocation under subsection
3 (g) to the Pennsylvania Wine Marketing and Research Program
4 Board account. The Pennsylvania Wine Marketing and Research
5 Program Board shall allocate money for the purpose of awarding
6 grants under subsection (d) (3). The following shall apply:

7 (1) The Pennsylvania Wine Marketing and Research Program
8 Board may deduct money from the allocation under subsection (g)
9 to cover the Department of Agriculture's expenses in assisting
10 the Pennsylvania Wine Marketing and Research Program Board.

11 (2) In any fiscal year when grant money authorized under
12 this section remains unallocated, the remaining amount of money
13 shall be made available for grants in subsequent fiscal years.

14 (3) Notwithstanding any provision of law to the contrary,
15 all of the board's obligations under this section and section
16 488(k) are fulfilled by virtue of the transfer of the allocation
17 under subsection (g) to the Pennsylvania Wine Marketing and
18 Research Program Board.

19 Section 2. The act is amended by adding a section to read:

20 Section 505.5. Pennsylvania Distilled Spirits Industry
21 Promotion Board.--(a) The Pennsylvania Distilled Spirits
22 Industry Promotion Board is established.

23 (b) The Pennsylvania Distilled Spirits Industry Promotion
24 Board shall be composed of the following members:

25 (1) One member appointed by the Governor.

26 (2) Four members appointed by the General Assembly as
27 follows:

28 (i) One individual appointed by the President pro tempore of
29 the Senate.

30 (ii) One individual appointed by the Speaker of the House of

1 Representatives.

2 (iii) One individual appointed by the Minority Leader of the
3 Senate.

4 (iv) One individual appointed by the Minority Leader of the
5 House of Representatives.

6 (c) Each member must be a resident of this Commonwealth and
7 have substantial experience or expertise in the Pennsylvania
8 distilleries industry.

9 (d) Each member shall serve at the pleasure of the
10 appointing authority.

11 (e) The Pennsylvania Distilled Spirits Industry Promotion
12 Board has the following powers and duties:

13 (1) Make recommendations to the board to award grants to
14 entities for the purpose of increasing the production of
15 Pennsylvania-made spirits and enhancing the Pennsylvania
16 distilled spirits industry through promotion, marketing and
17 research-based programs and projects. Grants shall be awarded
18 through a competitive grant review process. The application for
19 a grant shall include the following information:

20 (i) Purpose for which the grant will be utilized.

21 (ii) Need for the grant.

22 (iii) Estimated budget.

23 (iv) Method for measuring outcome.

24 (v) Other criteria required by the Pennsylvania Distilled
25 Spirits Industry Promotion Board.

26 (2) Require each grant recipient to provide full and
27 complete access to all records relating to the performance of
28 the grant and to submit accurate information.

29 (3) Conduct a thorough annual evaluation of each program for
30 which a grant under this section is made.

1 (4) Seek repayment of money upon a determination that the
2 money was not utilized for the original stated purpose.

3 (5) Submit an annual report to the General Assembly
4 detailing all grants and other actions.

5 (f) The Department of Agriculture shall assist the
6 Pennsylvania Distilled Spirits Industry Promotion Board in
7 carrying out its powers and duties.

8 (g) Annually, the board shall allocate the amount of one
9 million dollars (\$1,000,000) for the purpose of awarding grants
10 under subsection (e) (1).

11 Section 3. This act shall take effect in 60 days.