

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 738 Session of 2021

INTRODUCED BY KULIK, MERSKI, GALLOWAY, MARKOSEK, MILLARD, HILL-
EVANS, McNEILL, LONGIETTI, SANCHEZ, LEE, NEILSON, CIRESI,
DELLOSO, DEASY, SAINATO AND PISCIOTTANO, MARCH 3, 2021

REFERRED TO COMMITTEE ON LIQUOR CONTROL, MARCH 3, 2021

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, liquor, alcohol and malt and brewed
18 beverages, providing for safekeeping during 2020 disaster
19 emergency.

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

22 Section 1. The act of April 12, 1951 (P.L.90, No.21), known
23 as the Liquor Code, is amended by adding a section to read:

24 Section 462.1. Safekeeping During 2020 Disaster Emergency.--
25 In addition to the authority provided by section 462 and
26 notwithstanding any other provision of this act to the contrary,

1 the board shall be authorized to engage in the following during
2 the proclamation of disaster emergency issued by the Governor on
3 March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020), and
4 any renewal of the state of disaster emergency:

5 (1) The board shall provide any club or catering club
6 license that was in safekeeping at any time during the disaster
7 emergency, an additional year of safekeeping. The license shall
8 not be subject to any renewal, validation or late fees that
9 would otherwise be due during this additional year, but the
10 licensee shall otherwise file any renewal or validation that
11 becomes due. The additional year of safekeeping shall be
12 construed to have started on the effective date of this section.
13 The additional year of safekeeping is in addition to the two
14 years authorized under section 474.

15 (2) The board shall provide any restaurant, eating place
16 retail dispenser, hotel, importing distributor and distributor
17 license that was in safekeeping at any time during the disaster
18 emergency declaration, an additional year of safekeeping. The
19 license shall not be subject to any renewal, validation, late or
20 safekeeping fees that would otherwise be due during this
21 additional year, but the licensee shall otherwise file any
22 renewal or validation that becomes due. The additional year of
23 safekeeping shall be construed to have started on the effective
24 date of this section.

25 Section 2. This act shall take effect immediately.