

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 954 Session of 2021

INTRODUCED BY LAUGHLIN, NOVEMBER 22, 2021

REFERRED TO LAW AND JUSTICE, NOVEMBER 22, 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 and liquor, alcohol and malt and
 18 brewed beverages, further providing for sales by liquor
 19 licensees and restrictions and for retail dispensers'
 20 restrictions on purchases and sales.

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

23 Section 1. Sections 406(e)(1) and 442(e)(4) of the act of
 24 April 12, 1951 (P.L.90, No.21), known as the Liquor Code, are
 25 amended to read:

26 Section 406. Sales by Liquor Licensees; Restrictions.--* * *

27 (e) (1) The holder of a hotel license or the holder of a

1 restaurant license located in a hotel may allow persons to
2 transport liquor or malt or brewed beverages from the licensed
3 portion of the premises to the unlicensed portion of the
4 premises, so long as the liquor or malt or brewed beverages
5 remain on the hotel property. In addition, a holder of a
6 restaurant or club license located on a golf course may sell,
7 furnish or give liquor or malt or brewed beverages on the
8 unlicensed portion of the golf course so long as the liquor or
9 malt or brewed beverages remain on the restaurant, club or golf
10 course. The holder of a restaurant license located immediately
11 adjacent to and under the same roof of a bowling center or
12 billiard room may allow persons to transport liquor or malt or
13 brewed beverages from the licensed portion of the premises to
14 the unlicensed portion of the premises, so long as the liquor or
15 malt or brewed beverages remain within the bowling center or
16 billiard room. In addition, the holder of a hotel license or a
17 restaurant license may allow persons who have purchased but only
18 partially consumed a bottle of wine on the premises to remove
19 the bottle from the premises so long as the bottle was purchased
20 in conjunction with a meal which was consumed on the premises
21 and so long as the bottle is resealed. For purposes of this
22 subsection, "wine" shall have the meaning given to it under
23 section 488(i). For purposes of this section and section 432,
24 "meal" shall mean food prepared on the premises, sufficient to
25 constitute breakfast, lunch or dinner; it shall not mean a
26 snack, such as pretzels, popcorn, chips or similar food. For
27 purposes of this paragraph, "billiard room" shall mean an
28 enclosed facility of at least two thousand square feet with a
29 minimum of six billiard tables and the primary focus of the
30 facility is to provide the recreational activity of billiards to

1 the general public.

2 * * *

3 Section 442. Retail Dispensers' Restrictions on Purchases
4 and Sales.--* * *

5 (e) * * *

6 (4) The holder of a restaurant license located immediately
7 adjacent to and under the same roof of a bowling center or
8 billiard room may allow persons to transport liquor or malt or
9 brewed beverages from the licensed portion of the premises to
10 the unlicensed portion of the premises so long as the liquor or
11 malt or brewed beverages remain within the bowling center[.] or
12 billiard room. For purposes of this paragraph, "billiard room"
13 shall mean the same as defined in section 406(e)(1).

14 * * *

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