
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 955 Session of
2023

INTRODUCED BY FRITZ, SMITH, JAMES, PICKETT, ADAMS AND MOUL,
APRIL 24, 2023

REFERRED TO COMMITTEE ON TRANSPORTATION, APRIL 24, 2023

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 breweries; and, in
19 distilleries, wineries, bonded warehouses, bailees for hire
20 and transporters for hire, further providing for limited
21 distilleries and distilleries.

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

24 Section 1. Section 446 of the act of April 12, 1951 (P.L.90,
25 No.21), known as the Liquor Code, is amended by adding a
26 subsection to read:

27 Section 446. Breweries.--* * *

1 (d) (1) A single entity may hold and operate a brewery
2 license and a limited distillery license at the same location
3 and may manufacture liquor and malt or brewed beverages at that
4 location. The area subject to each license shall be clearly
5 delineated and may overlap.

6 (2) Only the location used for manufacturing liquor and malt
7 or brewed beverages may be dual-licensed.

8 (3) Each license may only operate during the hours that it
9 is permitted to under this act.

10 (4) A citation which may be issued for activity relating to
11 the operation of the location may be issued against one or both
12 of the licenses.

13 (5) A licensee that operates a brewery license and a limited
14 distillery license as provided under this subsection and which
15 allows the consumption of alcohol on-premise shall consider the
16 location a single entity for purposes of the ratios provided
17 under subsection (a) (2).

18 Section 2. Section 505.4(b) of the act is amended by adding
19 a paragraph to read:

20 Section 505.4. Limited Distilleries and Distilleries.--* * *

21 (b) * * *

22 (10) (i) A single entity may hold and operate a brewery
23 license and a limited distillery license at the same location
24 and may manufacture liquor and malt or brewed beverages at that
25 location. The area subject to each license shall be clearly
26 delineated and may overlap.

27 (ii) Only the location used for manufacturing liquor and
28 malt or brewed beverages may be dual-licensed.

29 (iii) Each license may only operate during the hours that it
30 is permitted to under this act.

1 (iv) A citation which may be issued for activity relating to
2 the operation of the location may be issued against one or both
3 of the licenses.

4 (v) A licensee that operates a brewery license and a limited
5 distillery license as provided under this paragraph and allows
6 the consumption of alcohol on-premise shall consider the
7 location a single entity for purposes of the ratios provided
8 under this section.

9 * * *

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