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Executive Director

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## Senate Law and Justice Committee

Senator Charles T. McIlhinney, Jr.

Chairman

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### Amendments to Senate Bill 100

#### Expanded/Enhanced Permits:

New permits will be established to allow the over 14,000 licensees who hold restaurant, hotel, eating place and beer distributors to sell wine and spirits for off-premise consumption.

#### Expanded permits for restaurant, hotels

Restaurant and hotel licensees can obtain expanded wine and/or spirits permits to sell 4 bottles of wine in .750 ml to 1 liter or 2 bottles of wine in 1.5 liter to 1.75 liter, and 2 bottles of spirits in .750 ml to 1 liter or 1 bottle of 1.5 liter to 1.75 liter. .

#### Expanded permit for eating place licensees

Eating place licensees can obtain an expanded wine permit to sell 4 bottles of wine in .750 ml to 1 liter or 2 bottles of wine in 1.5 liter to 1.75 liter for off premise consumption. Can also sell wine for on premise consumption.

#### Enhanced permits for distributors/importing distributor licensees -

Distributor and importing distributors can obtain wine and/or spirits permit to sell any quantity or size of wine and spirits.

#### Annual Fees for Enhanced and Expanded Permit Holders:

\$8,000 - wine and spirits permit.

\$4,000 - wine permit; \$4,000 - sprits permit

\$2,000 specialty spirits permit to sell only a specific category of spirits (brandy & cognac, cordials, gin, rum, tequila, vodka, whiskey)

#### Hours:

Consistent hours for all retail liquor sales, including 8 AM to 11 PM.

#### Other permit provisions:

PLCB and LBFC study required two years after implementation to assess the viability of the state wholesale/retail system and changes to the current system. If the findings of either study determine that the divestiture of the wine and spirits wholesale system would not have a significant impact on the fiscal stability of the Commonwealth, the General Assembly may consider legislation providing for the divestiture of the wine and spirits wholesale system.

Prohibits PLCB and permit holders from selling their own private labels.



Prohibits permit holders and licensees to sell wine/spirits/malt and brewed beverages for off premise consumption at less than acquisition cost.

When closing state stores, provides that the Board consider lease agreements, alcohol availability, accessibility and cost to the public through the private retail market, and the profitability of store.

Allows permit holders to store alcohol in a noncontiguous area.

Requires permit holders to make available and sell wine and spirits to go to the public.

Requires the PLCB to buy any specific liquor or alcohol requested by a permit holder.

Allows manufacturer's coupons to be used.

**Package Reform:**

Restaurant, hotel, and eating place licensees can sell up to 4 six packs or up to 2 twelve packs.

Distributors/Importing Distributors 6 packs as packaged by the manufacturer.

**Shipping:**

Authorizes direct shipment from PLCB to permit holders by the case for a fee.

Allow for drop ship from manufacturer/distributor directly to PLCB licensee.

**Pricing:**

Eliminate Johnstown Flood tax

PLCB discount 18% to wine or spirits expanded or enhanced permit holders

Allow PLCB flexible pricing

**Direct Wine Shipping:**

Direct wine shipment from wineries to Pennsylvania residents

Creates Wine Industry Promotion Board

**Prohibition against holding an Expanded or Enhanced permit:**

Allows for confiscation of wine, liquor or malt and brewed beverages sold illegally.

Prohibits anyone from holding a permit if they have been convicted, has pled or agreed to plead guilty to a criminal charge filed involving a liquor felony or illegal controlling interest in licenses.

No permits may be issued to a licensee whose underlying license is subject to a pending objection.

**Disbursement of Funds:**

Property Tax Freeze for Senior Citizens. Establishes a fund from profits realized from the PLCB to freeze property taxes for senior citizens.

Transfers \$100 received from each expanded and enhanced application and permit fee to the Department of Public Welfare to be used to provide funding for rape crisis and domestic violence programs.

Establishes a Safe Ride Home Grant program.