

AMENDMENTS TO HOUSE BILL NO. 221

Sponsor: REPRESENTATIVE DEASY

Printer's No. 498

1 Amend Bill, page 1, lines 21 and 22, by striking out all of
2 said lines and inserting

3 Section 1. Section 211 of the act of April 12, 1951 (P.L.90,
4 No.21), known as the Liquor Code, is amended by adding a
5 subsection to read:

6 Amend Bill, page 1, lines 24 through 26; page 2, line 1; by
7 striking out all of said lines on said pages and inserting

8 (h) The following shall apply:

9 (1) An individual who is under twenty-one years of age may
10 purchase, attempt to purchase, possess or transport liquor or
11 malt or brewed beverages if all of the following apply:

12 (i) The individual is at least eighteen years of age.

13 (ii) The individual is an officer, employe or intern of the
14 enforcement bureau.

15 (iii) The individual has completed training specified by the
16 enforcement bureau.

17 (iv) The individual is acting within the scope of prescribed
18 duties.

19 (v) The individual is acting under the direct control or
20 supervision of an enforcement bureau officer who is an adult.

21 (2) Individuals under twenty-one years of age may not
22 consume liquor or malt or brewed beverages.

23 (3) The Pennsylvania State Police shall promulgate
24 regulations prescribing the manner in which compliance checks
25 are to be performed. Compliance checks under this subsection
26 shall be conducted in a manner consistent with the regulations.
27 Regulations shall require, at a minimum, all of the following:

28 (i) Prior to participation in the compliance check, the
29 officer, employe or intern shall undergo training approved by
30 the enforcement bureau.

31 (ii) A person licensed to sell liquor or malt or brewed
32 beverages that is found to be in compliance with 18 Pa.C.S. §
33 6310.1 (relating to selling or furnishing liquor or malt or
34 brewed beverages to minors) and section 493(1) during a
35 compliance check shall be notified in writing of the compliance
36 check and the determination of compliance.

1 (iii) A person licensed to sell liquor or malt or brewed
2 beverages that is found to be noncompliant with 18 Pa.C.S. §
3 6310.1 or section 493(1) during a compliance check shall be
4 immediately verbally advised by the supervising enforcement
5 bureau officer and shall be notified in writing of the failure
6 to comply within ten working days of the date of the compliance
7 check.

8 (4) The provisions of this subsection shall expire five
9 years from the effective date of this subsection.