

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2832 Session of 2020

INTRODUCED BY DOWLING, KAUFFMAN, RYAN, ECKER, PYLE, KULIK, ROWE, TOPPER, SNYDER, BERNSTINE, WARNER, SCHMITT, CAUSER, COX, REESE, DUNBAR, MIHALEK, PUSKARIC, O'NEAL, COOK, GAYDOS, STRUZZI, MIZGORSKI, MILLARD AND HICKERNELL, AUGUST 31, 2020

REFERRED TO COMMITTEE ON COMMERCE, AUGUST 31, 2020

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
 2 "An act providing for and reorganizing the conduct of the
 3 executive and administrative work of the Commonwealth by the
 4 Executive Department thereof and the administrative
 5 departments, boards, commissions, and officers thereof,
 6 including the boards of trustees of State Normal Schools, or
 7 Teachers Colleges; abolishing, creating, reorganizing or
 8 authorizing the reorganization of certain administrative
 9 departments, boards, and commissions; defining the powers and
 10 duties of the Governor and other executive and administrative
 11 officers, and of the several administrative departments,
 12 boards, commissions, and officers; fixing the salaries of the
 13 Governor, Lieutenant Governor, and certain other executive
 14 and administrative officers; providing for the appointment of
 15 certain administrative officers, and of all deputies and
 16 other assistants and employes in certain departments, boards,
 17 and commissions; providing for judicial administration; and
 18 prescribing the manner in which the number and compensation
 19 of the deputies and all other assistants and employes of
 20 certain departments, boards and commissions shall be
 21 determined," providing for event venue indoor space
 22 operation.

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

25 Section 1. The act of April 9, 1929 (P.L.177, No.175), known
 26 as The Administrative Code of 1929, is amended by adding an
 27 article to read:

1 ARTICLE I-B

2 EVENT VENUE INDOOR SPACE OPERATION

3 Section 101-B. Definitions.

4 The following words and phrases when used in this article
5 shall have the meanings given to them in this section unless the
6 context clearly indicates otherwise:

7 "Designated county." A county designated by executive order
8 in the yellow or green phase of reopening.

9 "Establishment." As follows:

10 (1) The term includes the following when located in a
11 designated county:

12 (i) A restaurant, bar or private club which serves
13 food and beverages.

14 (ii) A brewpub, brewery, winery or distillery.

15 (2) The term shall not include a night club, music or
16 entertainment venue.

17 "Event venue." As follows:

18 (1) The term includes a banquet hall, private club or
19 establishment which regularly holds events when located in a
20 designated county.

21 (2) The term shall not include a night club or music
22 venue.

23 Section 102-B. Operation.

24 An event venue with inside seating in existence on the
25 effective date of this section may, beginning on the effective
26 date of this section, begin operation on the inside seating
27 portion of the event venue.

28 Section 103-B. Requirements.

29 (a) Applicability.--This section shall apply to event venues
30 operating under section 102-B.

1 (b) Guidelines.--The following shall apply:

2 (1) Except as provided under paragraph (2), an event
3 venue shall follow guidelines issued by the Centers for
4 Disease Control and Prevention and the Commonwealth regarding
5 business and building operations.

6 (2) An event venue may, consistent with guidelines
7 issued by the Centers for Disease Control and Prevention and
8 the Commonwealth regarding business and building operations,
9 use suitable barriers in addition to social distancing
10 requirements.

11 (c) Applicable practices.--An event venue shall, to the
12 extent possible, follow applicable practices of the:

13 (1) The World Health Organization's mass gathering
14 guidance, titled "Key planning recommendations for mass
15 gatherings in the context of COVID-19," published May 29,
16 2020.

17 (2) United States Food and Drug Administration's Best
18 Practices for Retail Food Stores, Restaurants, and Food Pick-
19 Up/Delivery Services During the COVID-19 Pandemic.

20 (d) Limitation.--An event venue may not use more than 50% of
21 the event venue's seating capacity during operation.

22 Section 104-B. Expiration.

23 This article shall expire upon termination or expiration of
24 the declaration of disaster emergency issued by the Governor on
25 March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020).

26 Section 2. This act shall take effect immediately.