

What Licensees Should Know About Act 149 of 2012

On October 24, 2012, Governor Corbett signed House Bill No. 1310 into law. Now known as Act 149 of 2012, the bill changed two (2) sections of the Liquor Code. The changes would allow most ski resorts to acquire a retail license from the Board, regardless of the number of retail licenses already issued in that county. The changes, which go into effect on December 23, 2012, are summarized below. If you have any questions about what these changes mean, or about other provisions of the Liquor Code, you may contact the Board's Office of Chief Counsel, 401 Northwest Office Building, Harrisburg, PA 17124, phone 717-783-9454.

Definition of Ski Resort: A "ski resort" is defined as a resort where downhill skiing occurs, having a minimum of six (6) ski trails, and an elevation of at least four hundred (400) feet. [§ 1-102].

Privately-owned Ski Resort License: The Board may now issue a retail license to a privately-owned ski resort without regard to the quota restrictions for retail licenses in any given county. [§ 4-461(a)]. However, the quota exception does not apply to the owner of a privately-owned ski resort who has, within three (3) years prior to December 23, 2012, or at any time after December 23, 2012, sold or transferred a regularly-issued license that had been issued for such ski resort. [§ 4-461(f)].