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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1744 Session of  
2019

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INTRODUCED BY MULLERY, McNEILL, FREEMAN, SCHLOSSBERG, BRIGGS,  
MURT, KEEFER, JAMES, YOUNGBLOOD, BERNSTINE, ROTHMAN,  
CALTAGIRONE, IRVIN, MILLARD, KIM, CONKLIN, READSHAW, STAATS,  
MADDEN, FRITZ, HILL-EVANS, ROAE, GROVE, JOZWIAK, KOSIEROWSKI,  
RAPP, SCHEMEL, NEILSON, ROZZI, GAYDOS, KINSEY, TOOHL AND  
McCLINTON, AUGUST 16, 2019

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REFERRED TO COMMITTEE ON AGRICULTURE AND RURAL AFFAIRS,  
AUGUST 16, 2019

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AN ACT

1 Amending Title 3 (Agriculture) of the Pennsylvania Consolidated  
2 Statutes, in food protection, providing for certain sales of  
3 beverages by children.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Title 3 of the Pennsylvania Consolidated Statutes  
7 is amended by adding a section to read:

8 § 5713.1. Certain sales of beverages by children.

9 Notwithstanding any other provision of this subchapter or any  
10 other law, no licenser, county, city, borough, incorporated  
11 town, township, local public health authority or homeowners  
12 association may adopt or enforce a regulation, ordinance, order  
13 or rule that prohibits or regulates, including by requiring a  
14 license, permit or fee, the occasional sale of lemonade or other  
15 nonalcoholic beverages from a stand on private property by an  
16 individual under 18 years of age.

1 Section 2. This act shall take effect immediately.