



# City of Philadelphia

City Council  
Chief Clerk's Office  
402 City Hall  
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## Legislation Text

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Amending Section 9-1802 of The Philadelphia Code, entitled "Use of Electronic Scanners," by requiring, as a condition of licensure, that retail establishments program their electronic scanners to reject any sale of tobacco products or malt or brewed beverages unless a birth date is entered into the register based on a visual inspection of a photo identification, all under certain terms and conditions.

*THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

SECTION 1. Section 9-1802 of The Philadelphia Code is amended to read as follows:

### **§ 9-1802. Use of Electronic Scanners.**

\* \* \*

*(2.1) As a condition of holding the license required by subsection 9-1802(1), a retail mercantile establishment, including any retail food establishment, shall comply with the following:*

*(a) If the establishment sells any of the items identified below, every electronic scanner used by such establishment shall be programmed to reject the sale of such items unless a birth date is entered into a cash register or computer; and the establishment shall not enter any such birth date other than based on a visual inspection of a photo identification of the purchaser:*

*(.1) Cigarettes or other tobacco products.*

*(.2) Malt or brewed alcoholic beverages.*

*(b) The Department shall waive compliance with the requirements of subsection (a) upon proof by a retail mercantile establishment, to the satisfaction of the Department, that the establishment has in place an alternative electronic verification system sufficient to ensure that a purchaser has appropriate identification to verify that he or she is of lawful age.*

SECTION 2. This Ordinance, and any provision of this Ordinance, shall be effective upon authorization by the General Assembly.