

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2074 Session of
1997

INTRODUCED BY SAYLOR, HENNESSEY, E. Z. TAYLOR, BOSCOLA, PLATTS,
McNAUGHTON, LAUGHLIN, TRELLO, GEIST, HERMAN, BAKER,
BENNINGHOFF, MAHER, ROSS, BELARDI, CASORIO, J. TAYLOR,
BROWNE, MILLER, SAINATO AND STEELMAN, DECEMBER 16, 1997

REFERRED TO COMMITTEE ON LIQUOR CONTROL, DECEMBER 16, 1997

AN ACT

1 Amending the act of April 12, 1951 (P.L.90, No.21), entitled, as
2 reenacted, "An act relating to alcoholic liquors, alcohol and
3 malt and brewed beverages; amending, revising, consolidating
4 and changing the laws relating thereto; regulating and
5 restricting the manufacture, purchase, sale, possession,
6 consumption, importation, transportation, furnishing, holding
7 in bond, holding in storage, traffic in and use of alcoholic
8 liquors, alcohol and malt and brewed beverages and the
9 persons engaged or employed therein; defining the powers and
10 duties of the Pennsylvania Liquor Control Board; providing
11 for the establishment and operation of State liquor stores,
12 for the payment of certain license fees to the respective
13 municipalities and townships, for the abatement of certain
14 nuisances and, in certain cases, for search and seizure
15 without warrant; prescribing penalties and forfeitures;
16 providing for local option, and repealing existing laws,"
17 making editorial changes regarding enforcement.

18 The General Assembly of the Commonwealth of Pennsylvania
19 hereby enacts as follows:

20 Section 1. Section 211(a)(5) of the act of April 12, 1951
21 (P.L.90, No.21), known as the Liquor Code, reenacted and amended
22 June 29, 1987 (P.L.32, No.14) and amended October 5, 1994
23 (P.L.537, No.80), is amended to read:

24 Section 211. Enforcement.--(a) There is created within the

1 Pennsylvania State Police a Bureau of Liquor Control Enforcement
2 which shall be responsible for enforcing this act and any
3 regulations promulgated pursuant thereto. Officers and
4 investigators assigned to the bureau shall have the power and
5 their duty shall be:

6 * * *

7 (5) To arrest any person who engages in the following
8 offenses when the said offenses are committed against the
9 officer/investigator or any person accompanying and assisting
10 the officer/investigator while the said officer/investigator is
11 performing assigned duties under and pursuant to this act and
12 any regulations promulgated under this act:

13 18 Pa.C.S. § 2701 (relating to [simple] criminal
14 assault).

15 18 Pa.C.S. § 2702 (relating to aggravated assault).

16 18 Pa.C.S. § 2705 (relating to recklessly endangering
17 another person).

18 18 Pa.C.S. § 2706 (relating to terroristic threats).

19 18 Pa.C.S. § 2709 (relating to harassment and stalking).

20 18 Pa.C.S. § 5104 (relating to resisting arrest or other
21 law enforcement).

22 18 Pa.C.S. § 5501 (relating to riot).

23 * * *

24 Section 2. This act shall take effect in 60 days.