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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 823

Session of  
1979

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INTRODUCED BY KOLTER, MARCH 26, 1979

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REFERRED TO COMMITTEE ON LIQUOR CONTROL, MARCH 26, 1979

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AN ACT

1 Amending the act of April 12, 1951 (P.L.90, No.21), entitled "An  
2 act relating to alcoholic liquors, alcohol and malt and  
3 brewed beverages; amending, revising, consolidating and  
4 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 further providing for unlawful acts relative to liquor, malt  
18 and brewed beverages and licensees.

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

21 Section 1. Clause (1) of section 493, act of April 12, 1951  
22 (P.L.90, No.21), known as the "Liquor Code," is amended to read:

23 Section 493. Unlawful Acts Relative to Liquor, Malt and  
24 Brewed Beverages and Licensees.--The term "licensee," when used  
25 in this section, shall mean those persons licensed under the  
26 provisions of Article IV, unless the context clearly indicates

1 otherwise.

2 It shall be unlawful--

3 (1) Furnishing Liquor or Malt or brewed Beverages to Certain  
4 Persons. For any licensee or the board, or any employe, servant  
5 or agent of such licensee or of the board, or any other person,  
6 to sell, furnish or give any liquor or malt or brewed beverages,  
7 or to permit any liquor or malt or brewed beverages to be sold,  
8 furnished or given, to any person visibly intoxicated, [or to  
9 any insane person,] or to any minor[, or to habitual drunkards,  
10 or persons of known intemperate habits].

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