

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

# HOUSE BILL

## No. 1727

Session of  
1979

INTRODUCED BY MESSRS. GOEBEL, D. R. WRIGHT AND WILT,  
SEPTEMBER 24, 1979

AS REPORTED FROM COMMITTEE ON LIQUOR CONTROL, HOUSE OF  
REPRESENTATIVES, AS AMENDED, OCTOBER 31, 1979

## 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 ~~exempting~~ FURTHER PROVIDING FOR persons manufacturing ethyl <—  
18 alcohol solely for use as motor fuel or experimental purposes  
19 ~~from certain license requirements.~~ <—

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

22 Section 1. Section 502, act of April 12, 1951 (P.L.90,  
23 No.21), known as the "Liquor Code," is amended to read:

24 Section 502. Exemptions.--No license hereunder shall be  
25 required from any registered pharmacist; or a physician licensed  
26 by the State Board of Medical Education and Licensure; or any

1 person who makes and sells vinegar, nonalcoholic cider and fruit  
2 juices; or any person who manufactures, stores, sells or  
3 transports methanol, propanol, butanol and amanol; or, EXCEPT AS <—  
4 SET FORTH IN SECTION 505.4, any person who manufacturers,  
5 stores, sells or transports ethyl alcohol intended solely for  
6 use as motor fuel or for experimental purposes relating to  
7 energy conservation; or any person who conducts a wholesale drug  
8 business; or any person who manufactures alcoholic preparations  
9 not fit for use as a beverage, other than denatured alcohol or  
10 for beverage purposes; any person engaged in the manufacture;  
11 possession or sale of patent, patented or proprietary medicines,  
12 toilet, medicinal or antiseptic preparations unfit for beverage  
13 purposes, or solutions or flavoring extracts or syrups unfit for  
14 beverage purposes; or any person who manufactures or sells  
15 paints, varnishes, enamels, lacquers, stains or paint, or  
16 varnish removing or reducing compounds, or wood fillers; or any  
17 person who manufactures any substance where the alcohol or any  
18 liquor is changed into other chemical substances and does not  
19 appear in the finished product as alcohol or liquor; or any  
20 common carrier by railroad which is subject to regulation by the  
21 Pennsylvania Public Utility Commission of the Commonwealth of  
22 Pennsylvania, or scheduled common carriers by air of mail and  
23 passengers; or any person who sells, stores or transports  
24 alcohol or liquor completely denatured, as specified by the  
25 board.

26 SECTION 2. THE ACT IS AMENDED BY ADDING A SECTION TO READ: <—  
27 SECTION 505.4. PERMITS FOR ETHYL ALCOHOL FOR ENERGY  
28 PURPOSES.--(A) THE BOARD SHALL ISSUE, UPON APPLICATION AND  
29 APPROVAL, PERMITS TO INDIVIDUALS OR CORPORATIONS FOR THE  
30 MANUFACTURE OF ETHYL ALCOHOL FOR USE AS MOTOR FUEL OR FOR

1 EXPERIMENTAL PURPOSES RELATED TO ENERGY CONSERVATION.

2 (B) THE APPLICATION, IN THE FORM REQUIRED BY SECTION 504,  
3 SHALL BE ACCOMPANIED BY A PERMIT FEE OF TWENTY-FIVE DOLLARS  
4 (\$25).

5 (C) THE BOARD SHALL, WITHIN TWENTY DAYS OF RECEIPT OF THE  
6 APPLICATION, AFTER DETERMINING THAT THE PROVISIONS OF SECTION  
7 503 ARE COMPLIED WITH, ISSUE AN ANNUAL PERMIT TO THE APPLICANT  
8 FOR THE MANUFACTURE OF ETHYL ALCOHOL.

9 (D) ANY PERMIT SO ISSUED SHALL BE AN ANNUAL PERMIT RENEWAL  
10 EACH YEAR UPON RECEIPT OF THE ANNUAL PERMIT FEE OF TWENTY-FIVE  
11 DOLLARS (\$25).

12 (E) ANY ETHYL ALCOHOL MANUFACTURED PURSUANT TO A PERMIT  
13 ISSUED UNDER THIS SECTION SHALL IMMEDIATELY AFTER DISTILLATION  
14 AND PRIOR TO STORAGE BE COMPLETELY DENATURED PURSUANT TO THE  
15 RULES AND REGULATIONS OF THE BOARD.

16 (F) ANY VIOLATION OF THIS SECTION OR OTHER PROVISIONS OF  
17 THIS ARTICLE OR THE RULES AND REGULATIONS OF THE BOARD SHALL BE  
18 SUBJECT TO THE PENALTIES SET FORTH IN SECTION 519.

19 Section 2 3. This act shall take effect immediately.

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