

## AMENDMENTS TO SENATE BILL NO. 81

Sponsor: REPRESENTATIVE DONATUCCI

Printer's No. 996

1 Amend Bill, page 5, by inserting between lines 16 and 17

2 Section 3.1. Section 301 of the act is amended to read:

3 Section 301. Board to Establish State Liquor Stores.--(a)

4 The board shall establish, operate and maintain at such places

5 throughout the Commonwealth as it shall deem essential and

6 advisable, stores to be known as "Pennsylvania Liquor Stores,"

7 for the sale of liquor and alcohol in accordance with the

8 provisions of and the regulations made under this act; except

9 that no store not so already located shall be located within

10 three hundred feet of any elementary or secondary school, nor

11 within a dry municipality without there first having been a

12 referendum approving such location, nor shall any such store

13 have an interior connection or interior passageway with an

14 establishment that allows its patrons to bring their own liquor

15 or alcohol for consumption on the premises whether or not the

16 establishment possesses a license issued by the board. When the

17 board shall have determined upon the location of a liquor store

18 in any municipality, it shall give notice of such location by

19 public advertisement in two newspapers of general circulation.

20 In cities of the first class, the location shall also be posted

21 for a period of at least fifteen days following its

22 determination by the board as required in section 403(g) of this

23 act. The notice shall be posted in a conspicuous place on the

24 outside of the premises in which the proposed store is to

25 operate or, in the event that a new structure is to be built in

26 a similarly visible location. If, within five days after the

27 appearance of such advertisement, or of the last day upon which

28 the notice was posted, fifteen or more taxpayers residing within

29 a quarter of a mile of such location, or the City Solicitor of

30 the city of the first class, shall file a protest with the court

31 of common pleas of the county averring that the location is

32 objectionable because of its proximity to a church, a school, or

33 to private residences, the court shall forthwith hold a hearing

34 affording an opportunity to the protestants and to the board to

35 present evidence. The court shall render its decision

36 immediately upon the conclusion of the testimony and from the

37 decision there shall be no appeal. If the court shall determine

38 that the proposed location is undesirable for the reasons set

1 forth in the protest, the board shall abandon it and find  
2 another location. The board may establish, operate and maintain  
3 such establishments for storing and testing liquors as it shall  
4 deem expedient to carry out its powers and duties under this  
5 act.

6 (b) The board may lease the necessary premises for such  
7 stores or establishments, but all such leases shall be made  
8 through the Department of General Services as agent of the  
9 board. The board, through the Department of General Services,  
10 shall have authority to purchase such equipment and appointments  
11 as may be required in the operation of such stores or  
12 establishments.