

AMENDMENTS TO HOUSE BILL NO. 1497

Sponsor: REPRESENTATIVE WARREN

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1 Amend Bill, page 1, line 20, by inserting after "PERMITS"
2 and for local option

3 Amend Bill, page 4, line 14, by striking out "SECTION" where
4 it occurs the second time and inserting

5 Sections

6 Amend Bill, page 4, line 14, by inserting after "(12)"
7 and 472(a)

8 Amend Bill, page 5, by inserting between lines 4 and 5

9 Section 472. Local Option.--(a) In any municipality or any
10 part of a municipality where such municipality is split so that
11 each part thereof is separated by another municipality, an
12 election may be held, subject to subsection (c), not oftener
13 than once in four years, to determine the will of the electors
14 with respect to the granting of liquor licenses to hotels,
15 restaurants, resort facilities and clubs, not oftener than once
16 in four years, to determine the will of the electors with
17 respect to the granting of liquor licenses to public venues, to
18 performing arts facilities, to continuing care retirement
19 communities, to hotels located on property owned by an
20 accredited college or university, to privately-owned private
21 golf courses or to privately-owned public golf courses, not
22 oftener than once in four years, to determine the will of the
23 electors with respect to the granting of licenses to retail
24 dispensers of malt and brewed beverages, not oftener than once
25 in four years, to determine the will of the electors with
26 respect to granting of licenses to wholesale distributors and
27 importing distributors, not more than once in two years, to
28 determine the will of the electors with respect to the granting
29 of club liquor licenses or club retail dispenser licenses to
30 incorporated units of national veterans' organizations, not
31 oftener than once in two years to determine the will of the
32 electors with respect to the granting of special occasion
33 permits to qualified organizations, not more than once in four
34 years, to determine the will of the electors with respect to the

1 establishment, operation and maintenance by the board of
2 Pennsylvania liquor stores, within the limits of such
3 municipality or part of a split municipality, or not more than
4 once in two years, to determine the will of the electors with
5 respect to the granting of liquor licenses to ski resort
6 facilities, under the provisions of this act: Provided, That an
7 election on the question of establishing and operating a State
8 liquor store shall be initiated only in those municipalities, or
9 that part of a split municipality that shall have voted against
10 the granting of liquor licenses; and that an election on the
11 question of granting wholesale distributor and importing
12 distributor licenses shall be initiated only in those
13 municipalities or parts of split municipalities that shall have
14 at a previous election voted against the granting of dispenser's
15 licenses. Whenever electors equal to at least twenty-five per
16 centum of the highest vote cast for any office in the
17 municipality or part of a split municipality at the last
18 preceding general election shall file a petition with the county
19 board of elections of the county for a referendum on the
20 question of granting any of said classes of licenses or the
21 establishment of Pennsylvania liquor stores, the said county
22 board of elections shall cause a question to be placed on the
23 ballots or on the voting machine board and submitted at any
24 election, except a special election. Separate petitions must be
25 filed for each question to be voted on. Said proceedings shall
26 be in the manner and subject to the provisions of the election
27 laws which relate to the signing, filing and adjudication of
28 nomination petitions, with respect to a question to be placed on
29 the ballot in a primary election, and nomination papers, with
30 respect to a question to be placed on the ballot in a municipal
31 or general election, in each case insofar as such provisions are
32 applicable.

33 When the question is in respect to the granting of liquor
34 licenses, it shall be in the following form:

35 Do you favor the granting of liquor licenses for the
36 sale of liquor in..... Yes
37 of.....? No

38 When the question is in respect to the granting of liquor
39 licenses to resort facilities in those municipalities that do
40 not already allow the retail sale of liquor, it shall be in the
41 following form:

42 Do you favor the granting of liquor licenses to resort
43 facilities for the sale of liquor in the..... Yes
44 of.....? No

45 When the question is in respect to the granting of liquor
46 licenses to ski resorts in those municipalities that do not
47 already allow the retail sale of liquor, it shall be in the
48 following form:

49 Do you favor the granting of liquor licenses to ski
50 resort facilities for the sale of liquor in the Yes
51of? No

1 When the question is in respect to the granting of restaurant
2 liquor licenses for use at public venues in those municipalities
3 that do not already allow the retail sale of liquor, it shall be
4 in the following form:

5 Do you favor the granting of liquor licenses to public
6 venues for the sale of liquor in the..... Yes
7 of.....? No

8 When the question is in respect to the granting of restaurant
9 liquor licenses for use at performing arts facilities in those
10 municipalities that do not already allow the retail sale of
11 alcohol, it shall be in the following form:

12 Do you favor the granting of liquor licenses to
13 performing arts facilities for the sale of liquor in
14 the..... Yes
15 of.....? No

16 When the question is in respect to the granting of liquor
17 licenses for hotels located on property owned by an accredited
18 college or university in those municipalities that do not
19 already allow the granting of liquor licenses, it shall be in
20 the following form:

21 Do you favor the granting of liquor licenses to hotels
22 on property owned by an accredited college or university
23 in the..... Yes
24 of.....? No

25 When the question is in respect to the granting of liquor
26 licenses, for privately-owned private golf courses, it shall be
27 in the following form:

28 Do you favor the granting of liquor licenses for
29 privately-owned private golf courses for the sale of
30 liquor in.....by..... Yes
31 of.....? No

32 When the question is in respect to the granting of liquor
33 licenses, for privately-owned public golf courses, it shall be
34 in the following form:

35 Do you favor the granting of liquor licenses for
36 privately-owned public golf courses for the sale of
37 liquor in.....by..... Yes
38 of.....? No

39 When the question is in respect to the granting of liquor
40 licenses to continuing care retirement communities in those
41 municipalities that have not already approved the granting of
42 liquor licenses, it shall be in the following form:

43 Do you favor the granting of liquor licenses for
44 continuing care retirement communities
45 in.....by..... Yes
46 of.....? No

47 When the question is in respect to the granting of licenses
48 to retail dispensers of malt and brewed beverages, it shall be
49 in the following form:

50 Do you favor the granting of malt and brewed beverage
51 retail dispenser licenses for consumption on premises

1 where sold in the..... Yes
2 of.....? No
3 When the question is in respect to the granting of licenses
4 to wholesale distributors of malt or brewed beverages and
5 importing distributors, it shall be in the following form:
6 Do you favor the granting of malt and brewed beverage
7 wholesale distributor's and importing distributor's
8 licenses not for consumption on premises where sold in
9 the..... Yes
10 of.....? No
11 When the question is in respect to the granting of club
12 liquor licenses to incorporated units of national veterans'
13 organizations, it shall be in the following form:
14 Do you favor the granting of club liquor licenses to
15 incorporated units of national veterans' organizations
16 in the..... Yes
17 of.....? No
18 When the question is in respect to the granting of club
19 retail dispenser licenses to incorporated units of national
20 veterans' organizations, it shall be in the following form:
21 Do you favor the granting of club retail dispenser
22 licenses to incorporated units of national veterans'
23 organizations in the..... Yes
24 of.....? No
25 When the question is in respect to the granting of special
26 occasion permits allowing the sale of liquor by qualified
27 organizations in municipalities that do not already allow the
28 retail sale of liquor, it shall be in the following form:
29 Do you favor the granting of special occasion permits to
30 allow the sale of liquor by qualified organizations in
31 the..... Yes
32 of.....? No
33 When the question is in respect to the granting of special
34 occasion permits allowing the sale of malt or brewed beverages
35 only by qualified organizations in municipalities that do not
36 already allow the retail sale of malt or brewed beverages, it
37 shall be in the following form:
38 Do you favor the granting of special occasion permits to
39 allow the sale of malt or brewed beverages only by
40 qualified organizations in the..... Yes
41 of.....? No
42 When the question is in respect to the establishment,
43 operation and maintenance of Pennsylvania liquor stores it shall
44 be in the following form:
45 Do you favor the establishment, operation and
46 maintenance of Pennsylvania liquor stores in
47 the..... Yes
48 of.....? No
49 When the question is in respect to the granting of liquor
50 licenses to an airport authority in those municipalities that do
51 not already allow the retail sale of liquor, it shall be in the

1 following form:
2 Do you favor the granting of liquor licenses to an
3 airport authority for the sale of liquor in
4 the..... Yes
5 of.....? No
6 In case of a tie vote, the status quo shall obtain. If a
7 majority of the voting electors on any such question vote "yes,"
8 then liquor licenses shall be granted by the board to hotels,
9 restaurants, ski resorts, resort facilities and clubs, or liquor
10 licenses shall be granted by the board to public venues, to
11 performing arts facilities, to continuing care retirement
12 communities, to hotels located on property owned by an
13 accredited college or university, to privately-owned private
14 golf courses or to privately-owned public golf courses, or malt
15 and brewed beverage retail dispenser licenses or wholesale
16 distributor's and importing distributor's license for the sale
17 of malt or brewed beverages shall be granted by the board, or
18 club liquor licenses or club retail dispenser licenses shall be
19 granted by the board to incorporated units of national veterans'
20 organizations, or special occasion permits may be issued to
21 qualified organizations, or the board may establish, operate and
22 maintain Pennsylvania liquor stores, as the case may be, in such
23 municipality or part of a split municipality, as provided by
24 this act; but if a majority of the electors voting on any such
25 question vote "no," then the board shall have no power to grant
26 or to renew upon their expiration any licenses of the class so
27 voted upon in such municipality or part of a split municipality;
28 or if the negative vote is on the question in respect to the
29 establishment, operation and maintenance of Pennsylvania liquor
30 stores, the board shall not open and operate a Pennsylvania
31 liquor store in such municipality or part of a split
32 municipality, nor continue to operate a then existing
33 Pennsylvania liquor store in the municipality or part of a split
34 municipality for more than two years thereafter or after the
35 expiration of the term of the lease on the premises occupied by
36 such store, whichever period is less, unless and until at a
37 later election a majority of the voting electors vote "yes" on
38 such question.
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