

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 307

Session of  
1975

INTRODUCED BY MESSRS. SULLIVAN, MCGINNIS, WANSACZ, PIEVSKY,  
LEDERER, GALLEN, PYLES, McCLATCHY AND MRS. FAWCETT,  
FEBRUARY 5, 1975

AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,  
MARCH 18, 1975

## 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 the employment of minors.

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

20 Section 1. Clause (13) of section 493, act of April 12, 1951  
21 (P.L.90, No.21), known as the "Liquor Code," amended March 13,  
22 1974 (No.35) and December 30, 1974 (No.335), is amended to read:

23 Section 493. Unlawful Acts Relative to Liquor, Malt and  
24 Brewed Beverages and Licensees.--The term "licensee," when used

1 in this section, shall mean those persons licensed under the  
2 provisions of Article IV, unless the context clearly indicates  
3 otherwise.

4 It shall be unlawful--

5 \* \* \*

6 (13) Retail Licensees Employing Minors [Under Sixteen]. For  
7 any hotel, restaurant or club liquor licensee, or any retail  
8 dispenser, to employ or to permit any minor under [sixteen] the  
9 age of eighteen to serve any alcoholic beverages or to employ or  
10 permit any minor under the age of sixteen to render any service  
11 whatever in or about the licensed premises [except in accordance  
12 with board regulations], nor shall any entertainer be employed  
13 or permitted to perform in any licensed premises in violation of  
14 the labor laws of this Commonwealth: Provided, That [minors from  
15 the age sixteen may be employed on licensed premises as food  
16 waitresses or waiters and busboys and busgirls] in accordance  
17 with board regulations minors between the ages of sixteen and  
18 eighteen may be employed to serve food, clear tables and perform  
19 other similar duties, not to include the dispensing or serving  
20 of alcoholic beverages: AND, PROVIDED FURTHER, THAT MINORS MAY <—  
21 BE EMPLOYED TO ACT AS ENTERTAINERS.

22 \* \* \*

23 ~~Section 2. Section 5, act of May 13, 1915 (P.L.286, No.177),~~ <—  
24 ~~known as the "Child Labor Law," is repealed in so far as it is~~  
25 ~~inconsistent with this act.~~

26 SECTION 2. SECTION 493 OF THE ACT IS AMENDED BY ADDING A <—  
27 CLAUSE TO READ:

28 SECTION 493. UNLAWFUL ACTS RELATIVE TO LIQUOR, MALT AND  
29 BREWED BEVERAGES AND LICENSEES.--THE TERM "LICENSEE," WHEN USED  
30 IN THIS SECTION, SHALL MEAN THOSE PERSONS LICENSED UNDER THE

1 PROVISIONS OF ARTICLE IV, UNLESS THE CONTEXT CLEARLY INDICATES  
2 OTHERWISE.

3 IT SHALL BE UNLAWFUL--

4 \* \* \*

5 (27) DISTRIBUTORS AND IMPORTING DISTRIBUTORS EMPLOYING  
6 MINORS. FOR ANY DISTRIBUTOR OR IMPORTING DISTRIBUTOR TO EMPLOY  
7 MINORS UNDER THE AGE OF EIGHTEEN BUT PERSONS EIGHTEEN AND OVER  
8 MAY BE EMPLOYED TO SELL AND DELIVER MALT AND BREWED BEVERAGES.

9 Section 3. This act shall take effect immediately.