
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 567

Session of
1975

INTRODUCED BY MESSRS. GOODMAN, O'BRIEN, SHANE AND McCALL,
FEBRUARY 24, 1975

AS AMENDED ON THIRD CONSIDERATION, IN SENATE, JUNE 7, 1976

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 ~~temporarily~~ FURTHER PROVIDING FOR SPECIAL OCCASION PERMITS, <—
18 ~~changing a fee~~ and providing for the renewal of special <—
19 permits under certain circumstances.

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

22 Section 1. ~~Subsection (a) of section~~ SECTION 408.4, act of <—
23 April 12, 1951 (P.L.90, No.21), known as the "Liquor Code,"
24 added May 12, 1972 (P.L.291, No. 71), is amended ~~and a~~ <—
25 ~~subsection is added~~ to read:

1 Section 408.4. Special Occasion Permits.--(a) Upon
2 application of any hospital, church, synagogue, [or) volunteer
3 fire company, BONA FIDE SPORTSMAN'S CLUB IN EXISTENCE FOR AT <—
4 LEAST TEN YEARS or local bicentennial committee recognized by
5 the American Revolution Bicentennial Administration AND SO <—
6 DESIGNATED PRIOR TO JUNE 1, 1976 and upon payment of a fee of
7 ~~f~~twenty-five dollars (\$25)~~]- TEN DOLLARS (\$20)~~ per day, ~~except~~ <—
8 ~~that during the period between January 1, 1976 and December 31,~~
9 ~~1976, the fee shall be ten dollars (\$10) per day,~~ the board
10 shall issue a special occasion permit good for a period of not
11 more than three consecutive days.

12 * * * <—

13 (B) IN ANY CITY, BOROUGH, INCORPORATED TOWN OR TOWNSHIP IN <—
14 WHICH THE SALE OF LIQUOR AND/OR MALT OR BREWED BEVERAGE HAS BEEN
15 APPROVED BY THE ELECTORATE, SUCH SPECIAL OCCASION PERMIT SHALL
16 AUTHORIZE THE HOSPITAL, CHURCH, SYNAGOGUE [OR], VOLUNTEER FIRE
17 COMPANY, BONA FIDE SPORTSMAN'S CLUB IN EXISTENCE FOR AT LEAST
18 TEN YEARS OR LOCAL BICENTENNIAL COMMITTEE RECOGNIZED BY THE
19 AMERICAN REVOLUTION BICENTENNIAL ADMINISTRATION AND SO
20 DESIGNATED PRIOR TO JUNE 1, 1976 TO SELL LIQUOR AND/OR MALT OR
21 BREWED BEVERAGES AS THE CASE MAY BE TO ANY ADULT PERSON ON ANY
22 DAY FOR WHICH THE PERMIT IS ISSUED.

23 (C) SUCH SPECIAL OCCASION PERMIT SHALL ONLY BE VALID FOR THE
24 NUMBER OF DAYS STATED IN THE PERMIT. ONLY ONE PERMIT MAY BE
25 ISSUED TO ANY HOSPITAL, CHURCH, SYNAGOGUE [OR], VOLUNTEER FIRE
26 COMPANY, INCLUDING THEIR AUXILIARIES OR AFFILIATES, BONA FIDE
27 SPORTSMAN'S CLUB IN EXISTENCE FOR AT LEAST TEN YEARS OR LOCAL
28 BICENTENNIAL COMMITTEE RECOGNIZED BY THE AMERICAN REVOLUTION
29 BICENTENNIAL ADMINISTRATION AND SO DESIGNATED PRIOR TO JUNE 1,
30 1976 DURING THE YEAR.

1 (c.1) If the special event is cancelled because of inclement
2 weather, the board shall, upon the receipt of an affidavit of
3 the applicant stating the reason for the cancellation, renew the
4 permit, without any additional fee.

5 * * *

6 (D) SUCH PERMITS SHALL ONLY BE ISSUED FOR USE AT A SPECIAL
7 EVENT INCLUDING, BUT NOT LIMITED TO BAZAARS, PICNICS AND
8 CLAMBAKES. THE SPECIAL EVENT MUST BE ONE WHICH IS USED BY THE
9 HOSPITAL, CHURCH, SYNAGOGUE [OR], VOLUNTEER FIRE COMPANY, BONA
10 FIDE SPORTSMAN'S CLUB IN EXISTENCE FOR AT LEAST TEN YEARS OR
11 LOCAL BICENTENNIAL COMMITTEE RECOGNIZED BY THE AMERICAN
12 REVOLUTION BICENTENNIAL ADMINISTRATION AND SO DESIGNATED PRIOR
13 TO JUNE 1, 1976 AS A MEANS OF RAISING FUNDS FOR ITSELF.

14 (E) THE PROVISIONS OF THIS SECTION SHALL NOT BE APPLICABLE
15 TO ANY LICENSEE NOW OR HEREAFTER POSSESSING A CATERER'S LICENSE,
16 NOR TO ANY PROFESSIONAL FUND RAISER.

17 (F) ANY PERSON SELLING LIQUOR OR MALT OR BREWED BEVERAGES IN
18 VIOLATION OF THIS SECTION SHALL, UPON SUMMARY CONVICTION, BE
19 SENTENCED TO PAY A FINE OF TWO HUNDRED FIFTY DOLLARS (\$250) FOR
20 THE FIRST OFFENSE AND A FINE OF FIVE HUNDRED DOLLARS (\$500) FOR
21 EACH SUBSEQUENT OFFENSE. THIS FINE SHALL BE IN ADDITION TO ANY
22 OTHER PENALTY IMPOSED BY LAW FOR THE ILLEGAL SALE OF MALT OR
23 BREWED BEVERAGES.

24 SECTION 2. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.