

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2230 Session of
1978

INTRODUCED BY WISE, HARPER, IRVIS, MANDERINO, REED, FLAHERTY,
DAVIES, GLEESON, J. L. WRIGHT JR., MEBUS, BROWN, HOFFEL,
KUKOVICH, COLE, RHODES, ITKIN, HASKELL, MILANOVICH, COHEN,
O'DONNELL, SWEET, ZEARFOSS, LEVIN, HONAMAN, E. Z. TAYLOR,
PICCOLA, SCIRICA, COWELL, WILSON, M. H. GEORGE, GILLETTE,
KERNICK, POTT, RICHARDSON AND WHITE, APRIL 3, 1978

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 3, 1978

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 providing for equal rights between men and women by changing
18 provisions relating to employment of females.

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

21 Section 1. Clause (25) of section 493, act of April 12, 1951
22 (P.L.90, No.21), known as the "Liquor Code," amended September
23 25, 1967 (P.L.307, No.135), is amended to read:

24 Section 493. Unlawful Acts Relative to Liquor, Malt and

1 Brewed Beverages and Licensees.--The term "licensee," when used
2 in this section, shall mean those persons licensed under the
3 provisions of Article IV, unless the context clearly indicates
4 otherwise.

5 It shall be unlawful--

6 * * *

7 (25) Employment [of Females] in Licensed Places.--For any
8 licensee or his agent, to employ or permit the employment of any
9 [female] person at his licensed hotel, restaurant or eating
10 place for the purpose of enticing customers, or to encourage
11 them to drink liquor, or make assignations for improper
12 purposes. [: Provided, That nothing in this section shall be
13 construed to prevent the employment of any female waitress who
14 regularly takes orders for food from serving food, liquor or
15 malt or brewed beverages at tables; also, that nothing shall
16 prevent any such licensees from employing any female
17 stenographer, hotel secretary, clerk or other employe for their
18 respective positions: Provided further, That nothing in this
19 section shall be so construed as to prevent the wife of any such
20 licensee or agent or any employed female from mixing or serving
21 liquor or malt or brewed beverages behind the bar of any such
22 licensed place.]

23 Any person violating the provisions of this clause shall be
24 guilty of a misdemeanor and, upon conviction of the same, shall
25 be sentenced to pay a fine of not less than one hundred dollars
26 (\$100), nor more than five hundred dollars (\$500), for each and
27 every [female] person so employed, or undergo an imprisonment of
28 not less than three (3) months, nor more than one (1) year, or
29 either or both, at the discretion of the court having
30 jurisdiction of the case. The board shall have the power to

1 revoke or refuse licenses for violation of this clause.

2 * * *

3 Section 2. This act shall take effect in 60 days.