

THE GENERAL ASSEMBLY OF PENNSYLVANIA

**HOUSE BILL**  
**No. 1005** Session of  
1983

INTRODUCED BY WILLIAMS, IRVIS, CARN, FEE, KOSINSKI, LINTON,  
WILSON, PERZEL, O'BRIEN, SALVATORE, WARGO, EVANS, O'DONNELL,  
MANDERINO, DEAL, HARPER, RICHARDSON, OLIVER, MILLER,  
CORDISCO, FATTAH, PRESTON, BARBER, WIGGINS, MISCEVICH,  
DeWEESE, HOFFEL, BLAUM, TIGUE, CAWLEY, MARMION,  
R. C. WRIGHT, McMONAGLE, SWEET, BOOK, POTT, McVERRY,  
PISTELLA, DeLUCA AND COHEN, MAY 11, 1983

REFERRED TO COMMITTEE ON LIQUOR CONTROL, MAY 11, 1983

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 requiring hearings on certain license transfer applications.

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

20 Section 1. Section 402 of the act of April 12, 1951 (P.L.90,  
21 No.21), known as the Liquor Code, is amended to read:

22 Section 402. License Districts; License Year; Hearings.--The  
23 board shall, by regulation, divide the State into convenient

1 license districts and shall hold hearings on applications for  
2 licenses and renewals thereof, as it deems necessary, at a  
3 convenient place or places in each of said districts, at such  
4 times as it shall fix, by regulation, for the purpose of hearing  
5 testimony for and against applications for new licenses and  
6 renewals thereof. If the board receives a protest on an  
7 application for the transfer of a liquor license, the board  
8 shall hold a hearing on such application. The board may provide  
9 for the holding of such hearings by examiners learned in the  
10 law, to be appointed by the Governor, who shall not be subject  
11 to the "Civil Service Act." Such examiners shall make report to  
12 the board in each case with their recommendations. The board  
13 shall, by regulation, fix the license year for each separate  
14 district so that the expiration dates shall be uniform in each  
15 of the several districts but staggered as to the State.

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