

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 1326 Session of
1985

INTRODUCED BY PISTELLA, O'DONNELL, JOHNSON, HALUSKA, KOSINSKI,
MILLER, HAGARTY, TRELLO, LINTON, FOX, MURPHY, PRESTON AND
MICHLOVIC, JUNE 3, 1985

REFERRED TO COMMITTEE ON LIQUOR CONTROL, JUNE 3, 1985

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 public inspection of records of the board.

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

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

22 Section 211. Records.--All records of the board, except the
23 personnel file of board employees, shall be open to public
24 inspection and review during normal business hours. Except for
25 testimony given at a hearing, the board shall delete, prior to

1 the release of any record for public inspection, the following:

2 (1) Any name, address or other information which could
3 reasonably be used to identify any person who provided
4 information for any investigation of the board in the official
5 performance of its official duties.

6 (2) Any report or information which would be reasonably
7 expected to jeopardize, prejudice or impair the result of any
8 investigation in the process of being conducted by the board or
9 other law enforcement agency.

10 (3) All information assembled as a result of any inquiry or
11 investigation, formal or informal, on any alleged violation of
12 this act or any other law of this Commonwealth when such
13 investigation does not result in a citation.

14 (4) Any other information, the release of which is
15 prohibited by law.

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