

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1488 Session of  
2009

INTRODUCED BY CONKLIN, GERGELY, MELIO, MILLARD, REICHLEY,  
BRENNAN, SIPTROTH, SANTONI, VULAKOVICH, JOSEPHS, D. COSTA AND  
YOUNGBLOOD, MAY 13, 2009

REFERRED TO COMMITTEE ON LIQUOR CONTROL, MAY 13, 2009

AN ACT

1 Amending the act of April 12, 1951 (P.L.90, No.21), entitled, as  
2 reenacted, "An act relating to alcoholic liquors, alcohol and  
3 malt and brewed beverages; amending, revising, consolidating  
4 and 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 definitions.

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

20 Section 1. The definition of "eligible entity" in section  
21 102 of the act of April 12, 1951 (P.L.90, No.21), known as the  
22 Liquor Code, reenacted and amended June 29, 1987 (P.L.32, No.14)  
23 and amended November 29, 2006 (P.L.1421, No.155), is amended to  
24 read:

25 Section 102. Definitions.--The following words or phrases,

1 unless the context clearly indicates otherwise, shall have the  
2 meanings ascribed to them in this section:

3 \* \* \*

4 "Eligible entity" shall mean a city of the third class, a  
5 hospital, a church, a synagogue, a volunteer fire company, a  
6 volunteer ambulance company, a volunteer rescue squad, a unit of  
7 a nationally chartered club which has been issued a club liquor  
8 license, a club in a city of the third class which has been  
9 issued a club liquor license and which, as of December 31, 2002,  
10 has been in existence for at least 100 years, a library, a  
11 nationally accredited Pennsylvania nonprofit zoological  
12 institution licensed by the United States Department of  
13 Agriculture, a nonprofit agricultural association in existence  
14 for at least ten years, a bona fide sportsmen's club in  
15 existence for at least ten years, a nationally chartered  
16 veterans' organization and any affiliated lodge or subdivision  
17 of such organization, a fraternal benefit society that is  
18 licensed to do business in this Commonwealth and any affiliated  
19 lodge or subdivision of such fraternal benefit society, a museum  
20 operated by a nonprofit corporation in a city of the third class  
21 or township of the first class, a nonprofit corporation engaged  
22 in the performing arts in a city of the third class, borough or  
23 in an incorporated town, an arts council, a nonprofit  
24 corporation that operates an arts facility or museum in a city  
25 of the third class in the county of the fourth class, a  
26 nonprofit organization as defined under section 501(c)(3) of the  
27 Internal Revenue Code of 1986 (Public Law 99-514, 26 U.S.C. §  
28 501(c)(3)) whose purpose is to protect the architectural  
29 heritage of boroughs and which has been recognized as such by a  
30 municipal resolution, a nonprofit organization as defined under

1 section 501(c)(3) of the Internal Revenue Code of 1986 (Public  
2 Law 99-514, 26 U.S.C. § 501(c)(3)) conducting a regatta in a  
3 city of the second class with the permit to be used on State  
4 park grounds or conducting a family-oriented celebration as part  
5 of Welcome America in a city of the first class on property  
6 leased from that city for more than fifty years, a nonprofit  
7 organization as defined under section 501(c)(3) of the Internal  
8 Revenue Code of 1986 (26 U.S.C. § 501(c)(3)) whose purpose is to  
9 raise funds for the research and treatment of cystic fibrosis, a  
10 nonprofit organization as defined under section 501(c)(3) of the  
11 Internal Revenue Code of 1986 (26 U.S.C. § 501(c)(3)) whose  
12 purpose is to educate the public on issues dealing with  
13 watershed conservation, a nonprofit organization as defined  
14 under section 501(c)(3) of the Internal Revenue Code of 1986  
15 (Public Law 99-514, 26 U.S.C. § 501(c)(3)) whose purpose is to  
16 provide equine assisted activities for children and adults with  
17 special needs, a nonprofit economic development agency in a city  
18 of the second class with the primary function to serve as an  
19 economic generator for the greater southwestern Pennsylvania  
20 region by attracting and supporting film, television and related  
21 media industry projects and coordinating government and business  
22 offices in support of a production, a county tourist promotion  
23 agency as defined in section 3(1) of the act of April 28, 1961  
24 (P.L.111, No.50), known as the "Tourist Promotion Law," and  
25 located in a city of the third class in a county of the fourth  
26 class or located in a township of the second class in a county  
27 of the fifth class, a junior league in a third class county that  
28 is a nonprofit organization as defined under section 501(c)(3)  
29 of the Internal Revenue Code of 1986 (26 U.S.C. § 501(c)(3))  
30 that is comprised of women whose purpose is exclusively

1 educational and charitable in promoting the volunteerism of  
2 women and developing and participating in community projects and  
3 that has been in existence for over seventy years or a nonprofit  
4 organization as defined under section 501(C)(6) of the Internal  
5 Revenue Code of 1986 which is located in a city of the third  
6 class in a county of the third class and whose purpose is to  
7 support business and industry or a noncommercial educational  
8 public radio or television station that is eligible for  
9 qualification under the Corporation for Public Broadcasting.

10 \* \* \*

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