

**CONDUCTING ACTIVITIES ON SUNDAY**  
**Act of Oct. 25, 1973, P.L. 314, No. 99**  
AN ACT

**Cl. 04**

Relating to the conducting, staging, managing, operating and engaging in sport, musical, theatrical and dramatic performances, exhibitions and contests other than motion picture exhibitions on Sundays and providing for a referendum in connection therewith in municipalities and townships and the suspension of certain laws.

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

Section 1. Except as otherwise provided in this act, all acts and parts of acts presently prohibiting the conducting, staging, managing, operating or engaging in sport, musical, theatrical and dramatic performances, exhibitions, contests and similar activities other than motion picture exhibitions for public entertainment, enjoyment or recreation on Sunday after the hour of one o'clock postmeridian in any municipality or township are hereby suspended.

Section 2. (a) Whenever electors equal to at least ten per cent of the highest vote cast for any office in any municipality or township at the last preceding municipal or general election shall file a petition with the county board of elections of the county for a referendum on the question of the will of the electors with respect to the suspension of all acts or parts of acts presently prohibiting the conducting, staging, managing, operating or engaging in sport, musical, theatrical and dramatic performances, exhibitions, contests and similar activities other than motion picture exhibitions on Sunday after the hour of one o'clock postmeridian, but not oftener than once every five years, the county board of elections shall cause the question to be placed on the ballot or on the voting machine board and submitted at the next municipal primary election more than sixty days after the petition is filed. These proceedings shall be in the same manner and subject to the provisions of the election laws in so far as such provisions are applicable.

(b) The question shall be in the following form:

Do you favor the staging, managing, operating or engaging in sport, musical, theatrical and dramatic performances, exhibitions, contests or similar activities other than motion picture exhibitions on Sunday after the hour of one o'clock postmeridian?	yes  no
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(c) If a majority of the voting electors vote "No," then the provisions of all acts or parts of acts presently prohibiting the conducting, staging, managing, operating or engaging in sport, musical, theatrical and dramatic performances, exhibitions, contests, similar activities other than motion picture exhibitions for public entertainment, enjoyment or recreation on Sunday after the hour of one o'clock postmeridian in municipalities and townships shall not be suspended in the municipality or township so voting.

Section 3. The provisions of this act shall not in any manner change, modify, alter or amend any provision of the following acts:

(1) The act of August 31, 1955 (P.L.531, No.131), known as the "Pennsylvania Athletic Code."

(2) The act of December 22, 1959 (P.L.1978, No.728), entitled, as amended, "An act providing for and regulating harness racing with pari-mutuel wagering on the results thereof; creating the State Harness Racing Commission as a departmental administrative commission within the Department of Agriculture and defining its powers and duties; providing for the establishment and operation

of harness racing plants subject to local option; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations."

(3) The act of December 11, 1967 (P.L.707, No.331), entitled "An act providing for and regulating thoroughbred horse racing with pari-mutuel wagering on the results thereof, creating the State Horse Racing Commission as an independent administrative commission and defining its powers and duties; providing for the establishment and operation of thoroughbred horse racing plants; imposing taxes on revenues of such plants; disposing of all moneys received by the commission and all moneys collected from the taxes; authorizing penalties; and making appropriations."