

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2961 Session of  
1990

INTRODUCED BY SALOOM, NOVEMBER 12, 1990

REFERRED TO COMMITTEE ON LIQUOR CONTROL, NOVEMBER 12, 1990

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 enforcement.

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

20 Section 1. Section 211(a)(2) of the act of April 12, 1951  
21 (P.L.90, No.21), known as the Liquor Code, reenacted and amended  
22 June 29, 1987 (P.L.32, No.14), is amended to read:

23 Section 211. Enforcement.--(a) There is created within the  
24 Pennsylvania State Police a Bureau of Liquor Control Enforcement  
25 which shall be responsible for enforcing this act and any

1 regulations promulgated pursuant thereto. Officers and  
2 investigators assigned to the bureau shall have the power and  
3 their duty shall be:

4 \* \* \*

5 (2) To arrest on view, except in private homes, without  
6 warrant, any person actually engaged in the unlawful sale,  
7 importation, manufacture or transportation or having unlawful  
8 possession of liquor, alcohol or malt or brewed beverages  
9 contrary to the provisions of this act or any other law of this  
10 Commonwealth, or any person whom the officer or investigator,  
11 while in the performance of his assigned duties under this act  
12 and while acting pursuant to regulations issued by the  
13 Pennsylvania State Police, observes to be in violation of any of  
14 the following provisions:

15 18 Pa.C.S. § 2701 (relating to simple assault).

16 18 Pa.C.S. § 2702 (relating to aggravated assault).

17 18 Pa.C.S. § 2705 (relating to recklessly endangering another  
18 person).

19 18 Pa.C.S. § 2706 (relating to terroristic threats).

20 18 Pa.C.S. § 2709 (relating to harassment).

21 18 Pa.C.S. § 3304 (relating to criminal mischief).

22 18 Pa.C.S. § 4903 (relating to false swearing).

23 18 Pa.C.S. § 4904 (relating to unsworn falsification to  
24 authorities).

25 18 Pa.C.S. § 4906 (relating to false reports to law  
26 enforcement authorities).

27 18 Pa.C.S. § 5101 (relating to obstructing administration of  
28 law or other governmental function).

29 18 Pa.C.S. § 5104 (relating to resisting arrest or other law  
30 enforcement).

1     18 Pa.C.S. § 5503 (relating to disorderly conduct).

2     18 Pa.C.S. § 5505 (relating to public drunkenness).

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4     Section 2. This act shall take effect immediately.