

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 635 Session of
1997

INTRODUCED BY WOGAN, DERMODY, GANNON, HENNESSEY, L. I. COHEN,
TRAVAGLIO, LYNCH, ARMSTRONG, DEMPSEY, RUBLEY, COY, FICHTER,
WAUGH, B. SMITH, D. W. SNYDER, ZUG, SATHER, TIGUE, STURLA,
BATTISTO, STABACK, DONATUCCI, DeLUCA, SAYLOR, PHILLIPS,
EGOLF, STEELMAN, CIVERA, MELIO, E. Z. TAYLOR, HUTCHINSON,
CARONE, BELARDI, PLATTS, TULLI, McCALL, GEIST, BARD, MILLER,
TRICH, TRELLO, HERSHEY, GLADECK, BROWNE, MUNDY, SEYFERT AND
STETLER, FEBRUARY 26, 1997

REFERRED TO COMMITTEE ON FINANCE, FEBRUARY 26, 1997

AN ACT

1 Amending the act of April 9, 1929 (P.L.343, No.176), entitled,
2 as amended, "An act relating to the finances of the State
3 government; providing for the settlement, assessment,
4 collection, and lien of taxes, bonus, and all other accounts
5 due the Commonwealth, the collection and recovery of fees and
6 other money or property due or belonging to the Commonwealth,
7 or any agency thereof, including escheated property and the
8 proceeds of its sale, the custody and disbursement or other
9 disposition of funds and securities belonging to or in the
10 possession of the Commonwealth, and the settlement of claims
11 against the Commonwealth, the resettlement of accounts and
12 appeals to the courts, refunds of moneys erroneously paid to
13 the Commonwealth, auditing the accounts of the Commonwealth
14 and all agencies thereof, of all public officers collecting
15 moneys payable to the Commonwealth, or any agency thereof,
16 and all receipts of appropriations from the Commonwealth,
17 authorizing the Commonwealth to issue tax anticipation notes
18 to defray current expenses, implementing the provisions of
19 section 7(a) of Article VIII of the Constitution of
20 Pennsylvania authorizing and restricting the incurring of
21 certain debt and imposing penalties; affecting every
22 department, board, commission, and officer of the State
23 government, every political subdivision of the State, and
24 certain officers of such subdivisions, every person,
25 association, and corporation required to pay, assess, or
26 collect taxes, or to make returns or reports under the laws
27 imposing taxes for State purposes, or to pay license fees or
28 other moneys to the Commonwealth, or any agency thereof,

1 every State depository and every debtor or creditor of the
2 Commonwealth," providing for the revocation of retail
3 licenses for the sale of cigarettes.

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

6 Section 1. The act of April 9, 1929 (P.L.343, No.176), known
7 as The Fiscal Code, is amended by adding a section to read:

8 Section 206.1-A. Revocation of License.--(a) The board
9 shall revoke the license of any retailer upon a third conviction
10 for violating the provisions of 18 Pa.C.S. § 6305 (relating to
11 sale of tobacco).

12 (b) Any retailer whose license has been revoked under
13 subsection (a) shall be ineligible to obtain a license for a
14 period to be determined by the board, the minimum of which shall
15 be one year and the maximum of which shall be five years.

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