

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 624 Session of 2013

INTRODUCED BY PETRI, MURT AND YOUNGBLOOD, FEBRUARY 8, 2013

REFERRED TO COMMITTEE ON LIQUOR CONTROL, FEBRUARY 8, 2013

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," in
17 licenses and regulations, providing for reporting of changes
18 in officers, directors or stockholders.

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

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

24 Section 415. Reporting of Changes in Officers, Directors or
25 Stockholders.--(a) (1) Except as otherwise provided in
26 paragraph (2), a corporation, association or other board-

1 licensed entity, except a club, having officers, directors or
2 stockholders shall report a change in an officer, director or
3 stockholder within fifteen days.

4 (2) A change in a stockholder involving less than ten per
5 centum (10%) of outstanding voting stock need not be reported,
6 except when the change involves a majority or controlling
7 interest.

8 (3) For purposes of this subsection, "control" is defined as
9 the power or authority to manage, direct, govern, administer or
10 oversee the operation of a licensed business.

11 (b) The changes shall be reported on forms that will be
12 furnished upon request by the board. For a change in
13 stockholder, an affidavit describing, in detail, the source of
14 funds used to purchase the stock shall accompany the form. If
15 funds to purchase the stock are derived from a written financing
16 agreement, the financing agreement shall be included with the
17 form.

18 (c) (1) A change of officer of a club shall be reported
19 with the renewal of the club license on forms furnished by the
20 board upon request.

21 (2) Change of club manager or steward shall be reported with
22 the renewal of the club license and at license validation on
23 forms furnished by the board upon request.

24 (d) (1) Change of officer forms for club licensees shall be
25 accompanied by a fee of forty dollars (\$40.00). When a
26 background investigation is conducted to obtain or verify
27 information regarding a change of officer of a club, an
28 additional fee of sixty dollars (\$60.00), for a total fee of one
29 hundred dollars (\$100.00), shall be assessed.

30 (2) Change of officer forms for a change of an officer,

1 other than a club, shall be accompanied by a fee of two hundred
2 dollars (\$200.00) when the change of officer does not constitute
3 a change in majority or controlling interest. If the change of
4 officer constitutes a change in majority or controlling
5 interest, the fee shall be assessed in accordance with section
6 614-A of the act of April 9, 1929 (P.L.177, No.175), known as
7 "The Administrative Code of 1929."

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