
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1228 Session of
2014

INTRODUCED BY SCHWANK, FONTANA, SMITH, VULAKOVICH, BLAKE, COSTA,
BRUBAKER, DINNIMAN AND HUGHES, JANUARY 16, 2014

REFERRED TO LAW AND JUSTICE, JANUARY 16, 2014

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 the definition of "eligible entity."

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 July 5, 2012 (P.L.1007, No.116), is amended to read:

24 Section 102. Definitions.--The following words or phrases,
25 unless the context clearly indicates otherwise, shall have the

1 meanings ascribed to them in this section:

2 * * *

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

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

1 organization as defined under section 501(c)(6) of the Internal
2 Revenue Code of 1986 whose purpose is to support business and
3 industry, a brewery which has been issued a license to
4 manufacture malt or brewed beverages and has been in existence
5 for at least 100 years or a club recognized by Rotary
6 International and whose purpose is to provide service to others,
7 to promote high ethical standards and to advance world
8 understanding, goodwill and peace through its fellowship of
9 business, professional and community leaders or a nonprofit
10 organization as defined under section 501(c)(3) of the Internal
11 Revenue Code of 1986 (Public Law 99-514, 26 U.S.C. § 501(c)(3))
12 whose purpose is to promote mushrooms while supporting local and
13 regional charities, a museum operated by a not-for-profit
14 corporation in a city of the second class A, a nonprofit
15 organization as defined under section 501(c)(3) of the Internal
16 Revenue Code of 1986 which is located in a city of the second
17 class A and has as its purpose economic and community
18 development, a nonprofit organization as defined under section
19 501(c)(3) or (6) of the Internal Revenue Code of 1986 that is
20 located in a city of the third class in a county of the fifth
21 class, a nonprofit social service organization defined under
22 section 501(c)(3) of the Internal Revenue Code of 1986 located
23 in a county of the third class whose purpose is to serve
24 individuals and families in that county of the third class, a
25 nonprofit organization as defined under section 501(c)(3) of the
26 Internal Revenue Code of 1986 whose main purpose is to
27 temporarily foster stray and unwanted animals and match them to
28 suitable permanent homes or a nonprofit organization as defined
29 under section 501(c)(3) of the Internal Revenue Code of 1986 who
30 operates either a Main Street Program or Elm Street Program

1 recognized by the Commonwealth, the National Trust for Historic
2 Preservation or both, a nonprofit radio station that is a member
3 of the National Public Radio network, a nonprofit public
4 television station that is a member of the Pennsylvania Public
5 Television Network or a nonprofit organization as defined under
6 section 501(c) (3) of the Internal Revenue Code of 1986 whose
7 purpose is to promote awareness, education and research and to
8 provide a support system for patients with neutropenia and their
9 families through a national resource network.

10 * * *

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