

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 863 Session of 2017

INTRODUCED BY FARNESE, AUGUST 29, 2017

REFERRED TO LAW AND JUSTICE, AUGUST 29, 2017

AN ACT

1 Amending the act of April 12, 1951 (P.L.90, No.21), entitled, as
 2 reenacted and amended, "An act relating to alcoholic liquors,
 3 alcohol and malt and brewed beverages; amending, revising,
 4 consolidating and changing the laws relating thereto;
 5 regulating and restricting the manufacture, purchase, sale,
 6 possession, consumption, importation, transportation,
 7 furnishing, holding in bond, holding in storage, traffic in
 8 and use of alcoholic liquors, alcohol and malt and brewed
 9 beverages and the persons engaged or employed therein;
 10 defining the powers and duties of the Pennsylvania Liquor
 11 Control Board; providing for the establishment and operation
 12 of State liquor stores, for the payment of certain license
 13 fees to the respective municipalities and townships, for the
 14 abatement of certain nuisances and, in certain cases, for
 15 search and seizure without warrant; prescribing penalties and
 16 forfeitures; providing for local option, and repealing
 17 existing laws," in licenses and regulations and liquor,
 18 alcohol and malt and brewed beverages, further providing for
 19 applicants to provide State tax identification numbers and
 20 statement of State tax status, waiver of confidentiality of
 21 information in the possession of the Department of Revenue
 22 and other departments and review of State tax status.

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

25 Section 1. Section 477 heading, (c) and (f) of the act of
 26 April 12, 1951 (P.L.90, No.21), known as the Liquor Code, are
 27 amended and the section is amended by adding a subsection to
 28 read:

Section 477. Applicants to Provide State Tax Identification Numbers and Statement of State Tax Status and Local Tax Status; Waiver of Confidentiality of Information in the Possession of the Department of Revenue and Other Departments; Review of State Tax Status.--* * *

(a.1) In addition to any other information required for the grant, renewal or transfer of any license issued pursuant to this article, an applicant for a license in a city of the first class shall provide the board, upon forms approved by the city, a statement that all taxes levied pursuant to the act of June 10, 1971 (P.L.153, No.7), known as the "First Class School District Liquor Sales Tax Act of 1971," have been remitted.

* * *

(c) Upon receipt of any application for the grant, renewal or transfer of any license issued pursuant to this article, the board shall review the State and local tax status of the applicant. The board shall request State and local tax information regarding the applicant from the Department of Revenue, the Office of Attorney General [or], the Department of Labor and Industry or the department of revenue for a city of the first class and said information shall be provided.

* * *

(f) Upon the required submission of the annual licensing fee or upon renewal, issuance or transfer of any license, if the Department of Revenue [or], the Department of Labor and Industry or the department of revenue for a city of the first class notifies the board of noncompliance with the aforementioned provisions, the board shall not renew, issue, transfer or validate the license. Any appeal filed therefrom shall not act as a supersedeas.

1 * * *

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