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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 815 Session of  
2019

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INTRODUCED BY J. WARD, PHILLIPS-HILL, HUTCHINSON AND MASTRIANO,  
AUGUST 7, 2019

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REFERRED TO LAW AND JUSTICE, AUGUST 7, 2019

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AN ACT

1 Amending the act of April 12, 1951 (P.L.90, No.21), entitled "An  
2 act relating to alcoholic liquors, alcohol and malt and  
3 brewed beverages; amending, revising, consolidating and  
4 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 preliminary provisions, further providing for the definition  
18 of "eligible entity."

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

21 Section 1. The definition of "eligible entity" in section  
22 102 of the act of April 12, 1951 (P.L.90, No.21), known as the  
23 Liquor Code, is amended to read:

24 Section 102. Definitions.--The following words or phrases,  
25 unless the context clearly indicates otherwise, shall have the  
26 meanings ascribed to them in this section:

1 \* \* \*

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

1 years, a nonprofit organization as defined under section 501(c)  
2 (3) of the Internal Revenue Code of 1986 (26 U.S.C. § 501(c)(3))  
3 whose purpose is to raise funds for the research and treatment  
4 of cystic fibrosis, a nonprofit organization as defined under  
5 section 501(c)(3) of the Internal Revenue Code of 1986 (26  
6 U.S.C. § 501(c)(3)) whose purpose is to educate the public on  
7 issues dealing with watershed conservation, a nonprofit  
8 organization as defined under section 501(c)(3) of the Internal  
9 Revenue Code of 1986 (Public Law 99-514, 26 U.S.C. § 501(c)(3))  
10 whose purpose is to provide equine assisted activities for  
11 children and adults with special needs, a nonprofit economic  
12 development agency in a city of the second class with the  
13 primary function to serve as an economic generator for the  
14 greater southwestern Pennsylvania region by attracting and  
15 supporting film, television and related media industry projects  
16 and coordinating government and business offices in support of a  
17 production, a county tourist promotion agency as defined in  
18 section 2 of the act of July 4, 2008 (P.L.621, No.50), known as  
19 the "Tourism Promotion Act," a junior league that is a nonprofit  
20 organization as defined under section 501(c)(3) of the Internal  
21 Revenue Code of 1986 (26 U.S.C. § 501(c)(3)) that is comprised  
22 of women whose purpose is exclusively educational and charitable  
23 in promoting the volunteerism of women and developing and  
24 participating in community projects and that has been in  
25 existence for over seventy years, a nonprofit organization as  
26 defined under section 501(c)(3) of the Internal Revenue Code of  
27 1986 and whose purpose is the education and promotion of  
28 American history, a nonprofit organization as defined under  
29 section 501(c)(6) of the Internal Revenue Code of 1986 whose  
30 purpose is to support business and industry, a brewery which has

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

1 television station that is a member of the Pennsylvania Public  
2 Television Network or a nonprofit organization as defined under  
3 section 501(c)(3) of the Internal Revenue Code of 1986 whose  
4 purpose is to promote awareness, education and research and to  
5 provide a support system for patients with neutropenia and their  
6 families through a national resource network, a nonprofit  
7 organization as defined under section 501(c)(3) of the Internal  
8 Revenue Code of 1986 whose main purpose is to stimulate  
9 community development by facilitating residential and retail  
10 growth in a city of the second class located in a county of the  
11 second class or a nonprofit community development corporation  
12 organized under section 501(c)(3) of the Internal Revenue Code  
13 of 1986 that serves an adjoining borough and township in a  
14 county of the second class and whose main purpose is to  
15 facilitate commercial development and foster neighborhood  
16 stabilization, a nonprofit organization as defined under section  
17 501(c)(3) of the Internal Revenue Code of 1986 whose purpose is  
18 to provide young people with a program to build character, to  
19 teach the responsibilities of citizenship and to develop  
20 personal fitness with a goal of creating future leaders, a  
21 nonprofit as defined in section 501(c)(3) of the Internal  
22 Revenue Code of 1986 whose main purpose is to assist children  
23 and their families who are facing financial hardship due to the  
24 death of a parent, a nonprofit as defined under section 501(c)  
25 (3) of the Internal Revenue Code of 1986 whose purpose is to  
26 allocate funds for research to expedite a cure achromatopsia, a  
27 nonprofit organization as defined under section 501(c)(3) of the  
28 Internal Revenue Code of 1986 that is located in a city of the  
29 first class, was organized in 1995 as a community development  
30 corporation to promote health, safety and welfare of the

1 residents, businesses and institutions of a neighborhood of a  
2 city of the first class, and whose works include public  
3 promotions, neighborhood improvement projects and commercial  
4 corridor improvements, including a business improvement  
5 district, or a nonprofit organization as defined under section  
6 501(c) (3) of the Internal Revenue Code of 1986 that is  
7 responsible for providing services to members of the armed  
8 forces of the United States and relief to disaster victims in  
9 the United States and abroad, or any neighborhood improvement  
10 district management association as defined in section 3 of the  
11 act of December 20, 2000 (P.L.949, No.130), known as the  
12 "Neighborhood Improvement District Act," that has been  
13 established as a 501(c) (3) nonprofit organization under section  
14 501(c) (3) of the Internal Revenue Code of 1986, a nonprofit  
15 organization as defined under section 501(c) (3) of the Internal  
16 Revenue Code of 1986 located in a city of the first class whose  
17 purpose is to support initiatives to enrich the lives of  
18 children, teens and families especially those in need, to reach  
19 their full potential as productive and responsible citizens and  
20 has been in existence for at least seventy-five years, or a  
21 nonprofit organization as defined under section 501(c) (3) of the  
22 Internal Revenue Code of 1986 located in a city of the second  
23 class and incorporated as a nonprofit in 1982 that offers adult  
24 education and family literacy, or a nonprofit organization as  
25 defined under section 501(c) (3) of the Internal Revenue Code of  
26 1986 located in a city of the third class and county of the  
27 sixth class, whose purpose is primary and secondary education  
28 and educational ministry of the Diocese of Erie, [or] a  
29 nonprofit organization as defined under section 501(c) (3) of the  
30 Internal Revenue Code located in a county of the fourth class

1 that had a population between 142,000 and 144,000 based on the  
2 2010 Decennial Census of the Bureau of the Census and provides  
3 rewards for information that leads to the arrest of individuals  
4 that may have committed a crime[.] or a nonprofit organization  
5 as defined under section 501(c)(3) of the Internal Revenue Code  
6 of 1986 which is located in a city of the third class in a  
7 county of the fifth class whose mission is to improve the  
8 quality of life for individuals with developmental disabilities  
9 and the families of the individuals through advocacy, education,  
10 support and socialization and that has been in existence for  
11 over sixty years.

12 \* \* \*

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