
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. **376** Session of
1961

INTRODUCED BY MESSRS. McMENAMIN AND STAISEY,
MARCH 7, 1961.

REFERRED TO COMMITTEE ON LAW AND ORDER,
MARCH 7, 1961.

AN ACT

Amending the act of April 12 1951 (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers:

EXPLANATION—CAPITAL LETTERS indicate new matter added to bill. Matter stricken through is to be omitted from bill. Underlining indicates new matter added to existing law. [Brackets] indicate matter stricken from existing law.

and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" prohibiting the sale of liquor and malt and brewed beverages on Good Friday and Christmas

The General Assembly of the Commonwealth of Pennsylvania

hereby enacts as follows

1 Section 1 Subsection (a) of section 406 act of April 12 1951
2 (P L 90) known as the "Liquor Code" amended January 7 1960 (P L
3 2106) is amended to read

4 Section 406 Sales by Liquor Licensees Restrictions (a) Every
5 hotel restaurant or club liquor licensee may sell liquor and malt or
6 brewed beverages by the glass open bottle or other container and in
7 any mixture for consumption only in that part of the hotel or restau-
8 rant habitually used for the serving of food to guests or patrons and
9 in the case of hotels to guests and in the case of clubs to members
10 in their private rooms in the hotel or club No club licensee nor its

1 officers servants agents or employes other than one holding a catering
2 license shall sell any liquor or malt or brewed beverages to any person
3 except a member of the club No club holding a catering license nor
4 its officers servants agents or employes shall sell on Sunday to non-
5 members any liquor or malt or brewed beverages In the case of a
6 restaurant located in a hotel which is not operated by the owner of
7 the hotel and which is licensed to sell liquor under this act liquor
8 and malt or brewed beverages may be sold for consumption in that
9 part of the restaurant habitually used for the serving of meals to
10 patrons and also to guests in private guests rooms in the hotel

11 Hotel liquor licensees and restaurant liquor licensees located in
12 hotels in cities of the first and second class may sell liquor and malt or
13 brewed beverages only after seven o'clock antemeridian of any week
14 day until two o'clock antemeridian of the following day except Sunday
15 Good Friday and Christmas and may sell liquor and malt or brewed
16 beverages on Sunday between the hours of one o'clock postmeridian
17 and ten o'clock postmeridian Such Sunday sales shall be made subject
18 to the restrictions imposed by the act on sales by hotels and restaurants
19 in hotels for sales on week days as well as this section

1 Hotel and restaurant liquor licensees other than those located in
2 hotels in cities of the first and second class and public service liquor
3 licensees their servants agents or employes may sell liquor and malt
4 or brewed beverages only after seven o'clock antemeridian of any week
5 day and until two o'clock antemeridian of the following day and shall
6 not sell on Sunday Good Friday or Christmas No hotel restaurant
7 and public service liquor licensee shall sell liquor and malt or brewed
8 beverages after two o'clock antemeridian on any day on which a gen-
9 eral municipal special or primary election is being held until one hour
10 after the time fixed by law for closing the polls No club licensee or
11 its servants agents or employes may sell liquor or malt or brewed
12 beverages on Good Friday and Christmas and between the hours of
13 three o'clock antemeridian and seven o'clock antemeridian on any other
14 day

15 Any hotel restaurant club or public service liquor licensee may
16 by given notice to the board advance by one hour the hours herein
17 prescribed as those during which liquor and malt or brewed beverages
18 may be sold during such part of the year when daylight saving time
19 is being observed generally in the municipality in which the place of
20 business of such licensee is located Any licensee who elects to operate

1 his place of business in accordance with daylight saving time shall post
2 a conspicuous notice in his place of business that he is operating in
3 accordance with daylight saving time

4 * * *

5 Section 2 Clause (5) of section 492 of the act amended July 3
6 1957 (P L 475) is amended to read

7 Section 492 Unlawful Acts Relative to Malt or Brewed Beverages
8 and Licensees

9 It shall be unlawful

10 * * *

11 (5) Sales of Malt or Brewed Beverages by Hotels Eating Places
12 or Public Service Licensees During Prohibited Hours For any hotel
13 or eating place holding a retail dispenser's license or any malt or
14 brewed beverage public service licensee or the servants agents or em-
15 ployes of such licensees to sell trade or barter in malt or brewed bev-
16 erages (1) between the hours of twelve o'clock midnight of any Sat-
17 urday and seven o'clock in the forenoon of the following Monday or
18 (2) between the hours of two o'clock antemeridian and seven o'clock
19 antemeridian of any week day (3) on Good Friday or (4) on Christmas

20 Any licensee holding a retail dispenser license or a malt or brewed

1 beverage public service license may by giving notice to the board ad-
2 vance by one hour the hours herein prescribed as those during which
3 malt or brewed beverages may be sold during such part of the year
4 when daylight saving time is being observed generally in the munici-
5 pality in which the place of business is located Any licensee who elects
6 to operate his place of business in accordance with daylight saving
7 time shall post a conspicuous notice in his place of business that he
8 is operating in accordance with daylight saving time

9 * * *

We certify that this bill has passed the Senate and the House of Representatives.

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Chief Clerk, Senate

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President pro tempore, Senate

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Speaker, House of Representatives

Approved The day of A. D. 1961.

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Governor