

account to the State Police members' annuity reserve account provided for in section 609 of this article.

Section 608. Members' Annuity Reserve Account.—The members' annuity reserve account shall be the ledger account to which shall be credited the reserves held for the payment of all members' annuities on account of members of Class A, Class B, *Class C who is an enforcement officer*, Class D, Class D-1 and Class E. Upon the entitlement of such member to an allowance under the provisions of article IV., an amount equivalent to the amount of his accumulated deductions shall be transferred from the members' annuity savings account to the members' annuity reserve account and, thereafter, his members' annuity shall be charged to said account and paid from the fund. Should the said contributor be subsequently restored to active service, his member's annuity reserve, calculated on the basis of his attained age, shall be transferred from the members' annuity reserve account to the members' annuity savings account and placed to his individual credit.

Section 609 of
the act, amended.

Section 10. Section 609 of the act is amended to read :

Section 609. State Police Members' Annuity Reserve Account.—The State Police members' annuity reserve account shall be the ledger account to which shall be credited the reserves held for the payment of all members' annuities on account of members of Class C *who are officers or employes of the Pennsylvania State Police*. Upon the entitlement of such member to an allowance under the provisions of article IV., an amount equivalent to the amount of his accumulated deductions shall be transferred from the members' annuity savings account to the State Police members' annuity reserve account and, thereafter, his member's annuity shall be charged to said account and paid from the fund.

Act effective
immediately.

Section 11. This act shall become effective immediately.

APPROVED—The 28th day of September, A. D. 1961.

DAVID L. LAWRENCE

No. 702

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, trans-

portation, 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 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," providing for an increase in application, filing and transfer fees, and for the annual transfer of certain moneys from the State Stores Fund to the State Employees' Retirement Fund.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows: Liquor Code.

Section 1. Subsection (a) of section 403, act of April 12, 1951 (P. L. 90), known as the "Liquor Code," amended November 19, 1959 (P. L. 1546), is amended to read:

Subsection (a), section 403, act of April 12, 1951, P. L. 90, amended November 19, 1959, P. L. 1546, further amended.

Section 403. Applications for Hotel, Restaurant and Club Liquor Licenses.—(a) Every applicant for a hotel liquor license, restaurant liquor license or club liquor license or for the transfer of an existing license to another premises not then licensed shall file a written application with the board in such form and containing such information as the board shall from time to time prescribe, which shall be accompanied by a filing fee of [ten dollars] *twenty dollars* (\$20), the prescribed license fee, and the bond hereinafter specified. Every such application shall contain a description of that part of the hotel, restaurant or club for which the applicant desires a license and shall set forth such other material information, description or plan of that part of the hotel, restaurant or club where it is proposed to keep and sell liquor as may be required by the regulations of the board. The descriptions, information and plans referred to in this subsection shall show the hotel, restaurant, club, or the proposed location for the construction of a hotel, restaurant or club, at the time the application is made, and shall show any alterations proposed to be made thereto, or the new building proposed to be constructed after the approval by the board of the application for a license or for the transfer of an existing license to another premises not then licensed. No physical alterations, improvements or changes shall be required to be made to any hotel, restaurant or club, nor shall any new building for any such purpose, be required to be constructed until approval of the application for license or for the transfer of an existing license to another premises not then licensed by the board. After approval of the application, the licensee shall make the physical alterations, improvements and changes to

the licensed premises, or shall construct the new building in the manner specified by the board at the time of approval, and the licensee shall not transact any business under the license until the board has approved the completed physical alterations, improvements and changes to the licensed premises, or the completed construction of the new building as conforming to the specifications required by the board at the time of issuance or transfer of the license, and is satisfied that the establishment is a restaurant, hotel or club as defined by this act. The board may require that all such alterations or construction or conformity to definition be completed within six months from the time of issuance or transfer of the license. Failure to comply with these requirements shall be considered cause for revocation of the license. No such license shall be transferable between the time of issuance or transfer of the license and the approval of the completed alterations or construction by the board and full compliance by the licensee with the requirements of this act, except in the case of death of the licensee prior to full compliance with all of the aforementioned requirements, in which event, the license may be transferred by the board as provided in section 468 of this act for the transfer of the license in the case of death of the licensee.

* * * * *

Subsection (b),
section 409 of
the act, amended.

Section 2. Subsection (b) of section 409 of the act is amended to read:

Section 409. Sacramental Wine Licenses; Fees; Privileges; Restrictions.—

* * * * *

(b) Every applicant for a sacramental wine license shall file a written application with the board in such form as the board shall from time to time prescribe, which shall be accompanied by a filing fee of [ten dollars] *twenty dollars* (\$20), a license fee of one hundred dollars, and a bond as hereinafter prescribed. Every such application shall contain a description of the premises for which the applicant desires a license and shall set forth such other material information as may be required by the board.

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Subsections (b)
and (c), section
410 of the act,
amended.

Section 3. Subsections (b) and (c) of section 410 of the act are amended to read:

Section 410. Liquor Importers' Licenses; Fees; Privileges; Restrictions.—

* * * * *

(b) Every applicant for an importer's license shall file a written application with the board in such form as

the board shall from time to time prescribe, which shall be accompanied by a filing fee of [ten dollars] *twenty dollars (\$20)*, a license fee of one hundred dollars, and a bond as hereinafter required. Every such application shall contain a description of the principal place of business for which the applicant desires a license and shall set forth such other material information as may be required by the board.

(c) The holder of an importer's license may have included in such license one warehouse wherein only his liquor may be kept and stored, located in the same municipality in which his licensed premises is situate, and not elsewhere, unless such licensee secures from the board a license for each additional storage warehouse desired. The board is authorized and empowered to issue to a holder of an importer's license a license for an additional storage warehouse or warehouses located in this Commonwealth, provided such licensed importer files with the board a separate application for each warehouse in such form and containing such information as the board may from time to time require, accompanied by a filing fee of [ten dollars] *twenty dollars (\$20)*, a license fee of twenty-five dollars, and a bond of an approved surety company in the amount of ten thousand dollars. Such bond shall contain the same provisions and conditions as are required in the other license bonds under this article.

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Section 4. Section 435 of the act is amended to read: Section 435 of the act, amended.

Section 435. Filing of Applications for Distributors', Importing Distributors' and Retail Dispensers' Licenses; Filing Fee.—Every person intending to apply for a distributor's, importing distributor's or retail dispenser's license, as aforesaid, in any municipality of this Commonwealth, shall file with the board his or its application. All such applications shall be filed at a time to be fixed by the board for the particular license district as set up by the board under the provisions of this act. The applicant shall, at the time of filing the application and bond, pay said board the filing fee of [ten dollars] *twenty dollars (\$20)*, as hereinafter specified.

Section 5. Subsection (h) of section 439 of the act is amended to read: Subsection (h), section 439 of the act, amended.

Section 439. Malt or Brewed Beverage License Fees.—No public service license and no license to any manufacturer, distributor, importing distributor or retail dispenser shall be issued under the provisions of this subdivision (B) until the licensee shall have first paid an annual license fee, as follows:

* * * * *

(h) The fee for filing applications for licenses and for renewals shall be [ten dollars] *twenty dollars (\$20)* which, together with fees for transfers, shall be paid to the board.

* * * * *

Section 469 of
the act, amended.

Section 6. Section 469 of the act is amended to read:

Section 469. Applications for Transfers; Fees.— Every applicant for a transfer of a license under the provisions of this article shall file a written application with the board, together with a filing fee of [twenty dollars (\$20.00)] *thirty dollars (\$30)* if the license to be transferred is a liquor license, and [ten dollars (\$10.00)] *twenty dollars (\$20)* if the license is a malt or brewed beverage license. Such application shall be in such form and shall be filed at such times as the board shall in its regulations prescribe. Each such applicant shall also file an approved bond as required on original applications for such licenses.

Whenever any license is transferred, no license or other fees shall be required from the persons to whom such transfer is made for the balance of the then current license year, except the filing fee as herein provided.

Subsection (a).
section 504 of
the act, amended.

Section 7. Subsection (a) of section 504 is amended to read:

Section 504. Applications; Filing Fees.—(a) Every applicant for a license under this article shall file with the board a written application in such form as the board shall from time to time require. Every such application shall be accompanied by a filing fee of [ten dollars (\$10)] *twenty dollars (\$20)*, the prescribed license fee and the bond hereinafter specified, and shall set forth:

1. The legal names of the applicant and of the owner of the place where business under the license will be carried on, with their residence addresses by street and number, if a partnership, of each separate partner, and if a corporation, of each individual officer thereof.

2. The exact location of said place of business and of every place to be occupied or used in connection with such business, the productive capacity of each plant where any alcohol or liquor is to be manufactured, produced, distilled, rectified, blended, developed or used in the process of manufacture, denatured, redistilled, recovered, reused, the capacity of every warehouse or other place where such alcohol or liquor or malt or brewed beverage is to be held in bond or stored for hire or the equipment to be used where a transportation business is to be carried on under the license.

3. That each and every one of the applicants is a citizen of the United States of America.

4. Such other relevant information as the board shall from time to time require by rule or regulation.

* * * * *

Section 8. Section 704 of the act is amended to read :

Section 704 of
the act, amended.

Section 704. Application for Permit; Filing Fee.—Every applicant for a distillery certificate broker permit shall file a written application with the board outlining his plan of business in dealing in distillery bonded warehouse certificates, in such form and containing such other information as the board shall from time to time prescribe, which shall be accompanied by a filing fee of [ten dollars (\$10)] *twenty dollars (\$20)* and the prescribed permit fee. If the applicant is a natural person, his application must show that he is a citizen of the United States, and if a corporation, the application must show that the corporation was created under the laws of Pennsylvania or holds a certificate of authority to transact business in Pennsylvania. The application shall be signed and verified by oath or affirmation of the applicant, if a natural person, or in the case of an association, by a member or partner thereof, or in the case of a corporation, by an executive officer thereof or any person specifically authorized by the corporation to sign the application, to which shall be attached written evidence of his authority. If the applicant is an association, the application shall set forth the names and addresses of the persons constituting the association, and if a corporation, the names and addresses of all the officers thereof. All applications must be verified by affidavit of applicant and if any false statement is intentionally made in any part of the application, the signer shall be guilty of a misdemeanor and upon indictment and conviction, shall be subject to penalties provided by this article.

Section 9. Section 802 of the act is amended to read :

Section 802 of
the act, amended.

Section 802. Moneys Paid Into The State Stores Fund for Use of the Commonwealth.—All moneys, except fees to be paid into the Liquor License Fund as provided by the preceding section, collected, received or recovered under the provisions of this act for license fees, permit fees, filing fees and registration fees, from forfeitures, sales of forfeited property, compromise penalties and sales of liquor and alcohol at the Pennsylvania Liquor Stores, shall be paid into the State Treasury through the Department of Revenue into a special fund to be known as "The State Stores Fund."

One-half of all application filing and transfer fees shall be credited to a special account designated as the Enforcement Officers' Retirement Account. The moneys credited to this account shall be paid, annually, by the board to the State Employes' Retirement Board to be paid into the State Employes' Retirement Fund and credited to the Enforcement Officers' Benefit Account. All other moneys in such fund shall be available for the purposes for which they are appropriated by law.

Act effective
immediately.

Section 10. This act shall take effect immediately.

APPROVED—The 28th day of September, A. D. 1961.

DAVID L. LAWRENCE

No. 703

AN ACT

Amending the act of June 1, 1956 (P. L. 1959), entitled "An act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court, the President Judge and judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County, certain associate judges not learned in the law, certain state officers, and the salary and expenses of the members of the General Assembly, and repealing certain inconsistent acts," increasing the salaries of the Chief Justice and associate judges of the Supreme Court, the President Judge and associate judges of the Superior Court and judges of courts of common pleas, orphans' courts, County Court and Juvenile Court of Allegheny County and Municipal Court of Philadelphia.

Judges.

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

Sections 2, 3, 4,
5, 6, 7, 8 and 9,
act of June 1,
1956, P. L. 1959,
amended.

Section 1. Sections 2, 3, 4, 5, 6, 7, 8 and 9, act of June 1, 1956 (P. L. 1959), entitled "An act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court, the President Judge and judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County, certain associate judges not learned in the law, certain state officers, and the salary and expenses of the members of the General Assembly, and repealing certain inconsistent acts," are amended to read:

Supreme Court.

Section 2. The annual salary of the Chief Justice of the Supreme Court shall be [thirty thousand five hundred dollars (\$30,500)] *thirty-three thousand dollars (\$33,000)*, and the annual salary of each of the associate