

## No. 83

## AN ACT

## HB 307

Amending the act of April 12, 1951 (P.L.90, No.21), 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 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," further providing for the employment of minors and making a repeal.

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

Section 1. Clause (13) of section 493, act of April 12, 1951 (P.L.90, No.21) known as the "Liquor Code," amended March 13, 1974 (P.L.190, No.35) and December 30, 1974 (P.L.1032, No.335), is amended to read:

Section 493. Unlawful Acts Relative to Liquor, Malt and Brewed Beverages and Licensees.—The term "licensee," when used in this section, shall mean those persons licensed under the provisions of Article IV, unless the context clearly indicates otherwise.

It shall be unlawful—

\* \* \*

(13) Retail Licensees Employing Minors [**Under Sixteen**]. For any hotel, restaurant or club liquor licensee, or any retail dispenser, to employ or to permit any minor under [**sixteen**] the age of eighteen to serve any alcoholic beverages or to employ or permit any minor under the age of sixteen to render any service whatever in or about the licensed premises [**except in accordance with board regulations**], nor shall any entertainer *under the age of eighteen* be employed or permitted to perform in any licensed premises in violation of the labor laws of this Commonwealth: Provided, That [**minors from the age sixteen may be employed on licensed premises as food waitresses or waiters and busboys and busgirls**] *in accordance with board regulations minors between the ages of sixteen and eighteen may be employed to serve food, clear tables and perform other similar duties, not to include the dispensing or serving of alcoholic beverages.*

\* \* \*

Section 2. Section 493 of the act is amended by adding a clause to read:

Section 493. Unlawful Acts Relative to Liquor, Malt and Brewed Beverages and Licensees.—The term “licensee,” when used in this section, shall mean those persons licensed under the provisions of Article IV, unless the context clearly indicates otherwise.

It shall be unlawful—

\* \* \*

***(27) Distributors and Importing Distributors Employing Minors. For any distributor or importing distributor to employ minors under the age of eighteen but persons eighteen and over may be employed to sell and deliver malt and brewed beverages.***

Section 3. Section 5, act of May 13, 1915 (P.L.286, No.177), known as the “Child Labor Law,” is repealed in so far as it is inconsistent with this act.

Section 4. This act shall take effect immediately.

APPROVED—The 1st day of August, A. D. 1975.

MILTON J. SHAPP