

either locate such a hospital on the grounds of the county poor-farm, or may purchase a suitable location in some other locality. [provided such locality is not within or close to the built-up portion of any city, borough or village, and not within one hundred (100) feet of any public highways.]

Section 621. Joint Contagious Disease Hospitals.—Whenever the county commissioners of two or more counties decide that a hospital for the care of contagious diseases is necessary, they may join in establishing such hospital, either on the grounds of the county poor-farm of either county, or on such other suitable location agreed on, as may be purchased for the purpose, subject, however, in all other respects to the conditions and limitations prescribed in this act. *The county commissioners may, in like manner, join in establishing a contagious disease hospital with any municipality within the county, or with any established general hospital in the county, or with the municipality and hospital.*

[Such joint hospitals shall be conducted and maintained under the joint authority of the directors of the poor of the counties joining in the establishment thereof.]

All expenses incident to the construction, *operation* and maintenance of [such contagious disease hospitals] *any joint hospital for contagious diseases* shall be borne jointly [by the counties establishing the same, in such proportions as may be agreed on by the county commissioners.] *by the parties in such proportions as may be agreed upon.*

APPROVED—The 21st day of May, A. D. 1943.

EDWARD MARTIN

No. 188

AN ACT

To amend section four hundred nine of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (Pamphlet Laws, fifteen—1933-34), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions

in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," by providing for the surrendering by persons in military service of licenses granted to them, the renewal thereof by the board during licensee's continuance in such service, and the renewal thereof thereafter.

"Pennsylvania
Liquor Control
Act."

Section 409,
act of November
29, 1933, P. L.
15, 1933-34, as
last re-enacted
and amended by
act of June 16,
1937, P. L. 1762,
further amended.

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

Section 1. Section four hundred nine of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (Pamphlet Laws, fifteen—1933-34), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on and off the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; providing for the forfeiture of certain property; making disposition of the receipts from State stores and of fees; and imposing penalties," as last reenacted and amended by the act, approved the sixteenth day of June, one thousand nine hundred thirty-seven (Pamphlet Laws, one thousand seven hundred sixty-two), is hereby further amended by adding thereto, immediately after subsection (c), a new subsection to read as follows:

Section 409. License Year; Renewal of Licenses.—

* * * * *

(d) *Notwithstanding anything to the contrary in this section, any individual who holds a restaurant or hotel liquor license in effect at the time such individual enters the armed forces of the United States of America, may surrender to the Pennsylvania Liquor Control Board, for safekeeping, the said license and, if surrendered, shall furnish the board with documentary evidence as to his entering such armed forces. Upon surrender of the license, the Pennsylvania Liquor Control Board shall, without the filing of an application for renewal or surety bond, the payment of filing and license fees, renew the said license from year to year and hold the same in its possession for the benefit of such licensee. A license so renewed by the board shall to all intents and purposes be considered as in full force and*

effect, notwithstanding the licensee is not exercising the privileges thereunder, and shall be returned to the said licensee at any time within one year from the date of his honorable discharge from the armed forces of the United States, upon the filing of an application therefor, surety bond and payment of the filing and license fees, as hereinafter provided. The said application for return of license shall be on a form prescribed by the board, accompanied by a filing fee in the sum of ten dollars (\$10.00) and the prescribed license fee, except that when such application is filed after a portion of the then current license term has elapsed, the license fee shall be prorated on a monthly basis for the balance of the license year: Provided, however, That the said license shall not be returned if the electors of the municipality in which the licensed establishment is situate have voted against the granting of retail liquor licenses under the local option provision of this act. In the event the premises originally covered by the license are not available for occupancy by the licensee at the time he files his application for return of license as hereinbefore provided, he shall be permitted to file an application for transfer of the license to other premises in the same municipality. Such transfer of the license shall be subject to all of the provisions of this act pertaining to the transfer of licenses.

Section 2. This amendment is enacted due to conditions caused by the present war, and the said amendment shall remain in effect only until the termination of the said war and one year thereafter.

Section 3. All acts and parts of acts inconsistent with the provisions of this act are hereby suspended.

Section 4. The provisions of this act shall become effective immediately upon final enactment.

Act effective immediately.

APPROVED—The 21st day of May, A. D. 1943.

EDWARD MARTIN

No. 189

AN ACT

To further amend sections two, three hundred five, section six hundred two and section six hundred three of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (Pamphlet Laws, fifteen—1933-34), entitled, as amended "An act to regulate and restrain the sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation