

## No. 348

## 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 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 regulating license fees and default in the payment of such fees.

## Liquor Code.

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

Section 405, act of April 12, 1951, P. L. 90, amended by adding a new section 405.

Section 1. Section 405, act of April 12, 1951 (P. L. 90), known as the "Liquor Code," is amended by adding, at the end thereof, a new subsection to read:

Section 405. License Fees.— \* \* \*

*(d) Whenever any checks issued in payment of filing and/or license fees shall be returned to the board as dishonored, the board shall charge a fee of five dollars (\$5.00) per hundred dollars, or fractional part thereof, plus all protest fees, to the maker of such check submitted to the board. Failure to pay the face amount of the check in full and all charges thereon as herein required within ten days after demand has been made by the board upon the maker of the check, the license of such person, if issued, shall immediately terminate and be cancelled without any action on the part of the board.*

APPROVED—The 18th day of July, A. D. 1961.

DAVID L. LAWRENCE

## No. 349

## AN ACT

Amending the act of March 31, 1949 (P. L. 372), entitled "An act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct, improve, equip, furnish, and operate projects, and to lease the same, and to fix fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth

and interests therein and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act," empowering the Authority to construct additions and improvements to manual training schools and agricultural and industrial schools receiving State aid; authorizing contracts to lease and leases by the Department of Public Instruction from the Authority of any additions or improvements to manual training schools receiving State aid and furnishing and equipment thereof when used or occupied; and authorizing subleases of such projects.

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

Section 1. The first paragraph of section 4, act of March 31, 1949 (P. L. 372), known as "The General State Authority Act of one thousand nine hundred forty-nine," amended December 22, 1959 (P. L. 1997), is amended to read:

Section 4. Purposes and Powers; General. — The Authority is created for the purpose of constructing, improving, equipping, furnishing, maintaining, acquiring and operating sewers, sewer systems, and sewage treatment works for State institutions of every kind and character (heretofore or hereafter constructed), public buildings for the use of the Commonwealth, an official residence in the City of Harrisburg which shall thereafter be used as the official residence of the Governor of the Commonwealth, State arsenals, armories, and military reserves, State airports and landing fields, State institutions of every kind and character (heretofore or hereafter constructed), additions and improvements to land grant colleges, State \*[teachers'] colleges, universities and medical colleges, *manual training schools, agricultural and industrial schools* receiving State aid, school buildings and the furnishings and equipment thereof for the use of the public schools, State highways, and bridges, toll bridges, tunnels, and traffic circles on State highways, swimming pools, and lakes on State land, low head dams, improvements to river embankments, desilting dams, impounding basins, flood control projects, and the purchase of lands for rehabilitation purposes in connection with State institutions and for use of State \*\*[teachers'] colleges (any and all the foregoing being herein called "projects"): Provided, however, That the purpose and intent of this act being to benefit the people of the Commonwealth by, among other things, increasing their commerce and prosperity, and not to unnecessarily burden or interfere with existing business by the estab-

The General State Authority Act of one thousand nine hundred forty-nine.

First paragraph, section 4, act of March 31, 1949, P. L. 372, amended December 22, 1959, P. L. 1997, further amended.

\* "[ ]" brackets not in original.

\*\* "[ ]" brackets not in original.

lishment of competitive enterprises, none of the powers granted hereby (other than for the construction, improvement and maintenance of bridges) shall be exercised in the construction, improvement, maintenance, extension or operation of any project or projects which, in whole or in part, shall duplicate or compete with existing enterprises serving substantially the same purposes, and the Authority is hereby granted and shall have and may exercise all powers necessary or convenient for the carrying out of the aforesaid purposes, including, but without limiting the generality of the foregoing, the following rights and powers:

\* \* \* \* \*

Section 9.2 of the act, amended June 28, 1957, P. L. 414, further amended.

Section 2. Section 9.2 of the act amended June 28, 1957 (P. L. 414), is amended to read:

Section 9.2. Contracts to Lease and Leases by Department of Public Instruction or School Districts from Authority.—The Department of Public Instruction or any school district shall have power and authority, with approval of the Governor, to enter into contracts with the Authority to lease as lessee from the Authority any school building or addition or improvements to universities or medical colleges or *manual training schools, agricultural and industrial schools* receiving State aid and the furnishings and equipment thereof, constructed or improved by the Authority, for a term, with respect to each, not exceeding thirty (30) years, at such rental or rentals as may be determined by the Authority, and upon the completion of said school building or additions or improvements and the furnishing and equipment thereof, or when said projects are used or occupied the Department of Public Instruction or school district shall have power and authority, with the approval of the Governor, to lease as lessee said school building or additions or improvements and the furnishings and equipment thereof, for a term, with respect to each, not exceeding thirty (30) years, at such rental or rentals as may be determined by the Authority.

When any such project is leased by the Authority to the Commonwealth of Pennsylvania, the Department of Public Instruction shall have power and authority, with the approval of the Governor, to sublease such project to the university or medical college or *manual training school, agricultural and industrial school* receiving State aid or school district for which said project has been undertaken, upon such terms and conditions as shall be agreed to.

APPROVED—The 18th day of July, A. D. 1961.

DAVID L. LAWRENCE