

March 26, 2015

Jason E. Stalter
H.O. Wolding Inc.

Re: Transporter-for-Hire Class A Vehicles and Paperwork

Dear Mr. Stalter:

ISSUE: This is in response to your e-mail of February 6, 2015, wherein you advise that your company holds a transporter-for-hire class A license. You ask if your company is required to keep a copy of your license in each vehicle you use to transport within Pennsylvania. You also ask if it is necessary to include your LID number anywhere on the bills of lading in the event that one of your drivers is stopped by law enforcement. Finally, you ask if it is enough if the drivers know the LID number of the license, in order to provide it to the law enforcement officer in the event of a traffic stop.

Records of the Pennsylvania Liquor Control Board (“Board”) indicate that H.O. Wolding Inc. holds Transporter-For-Hire Class A License No. IA-4181 (LID 62457) for the premises at 9642 Western Way, P.O. Box 217, Amherst, Wisconsin.

OPINION: The Board’s Regulations do not require a transporter-for-hire to maintain copies of the transporter-for-hire license in each vehicle. Furthermore, it is not necessary to have the LID number included on the bill of lading, or for the drivers to know the LID number.

The Board’s Regulations require a transporter-for-hire to:

display on each side of each vehicle used in the operation of the business their name, address including the street name and number as shown on the license and the license number as shown on the license in letters no smaller than 4 inches in height. The license identification number shall be preceded by the letters “P. L. C. B.”

[40 Pa. Code § 9.22]. Note, however, that a subsequent change to the Liquor Code lowered the required height of the lettering on licensee vehicles from four (4) inches to no smaller than two (2) inches in height. [47 P.S. §§ 4-491(12), 4-492(9)].

With regard to required paperwork, please note that the Board's Regulations provide that:

While transporting alcoholic beverages, all Transporter-for-Hire Licensees shall maintain in each vehicle documentation indicating the **name and address of the consignee and the name and address of the consignor for alcoholic beverages being transported**. The documentation shall be available for inspection by the Board at all times.

[40 Pa. Code § 9.21 (emphasis added)].

Should you have any other questions and/or issues related to the Liquor Code or the Board's Regulations, please feel free to once again contact this office.

THIS OPINION APPLIES ONLY TO THE FACTUAL SITUATION DESCRIBED HEREIN AND DOES NOT INSULATE THE LICENSEE OR OTHERS FROM CONSEQUENCES OF CONDUCT OCCURRING PRIOR TO ITS ISSUANCE. THE PROPRIETY OF THE PROPOSED CONDUCT HAS BEEN ADDRESSED ONLY UNDER THE LIQUOR CODE AND REGULATIONS. THE LAWS AND POLICIES ON WHICH THIS OPINION IS BASED ARE SUBJECT TO CHANGE BY THE LEGISLATURE OR THE PENNSYLVANIA LIQUOR CONTROL BOARD.

Very truly yours,

FAITH S. DIEHL
CHIEF COUNSEL

cc: Pennsylvania State Police, Bureau of Liquor Control Enforcement
Jerry W. Waters, Director of Office of Regulatory Affairs
Tisha Albert, Director, Bureau of Licensing
Jeffrey Lawrence, Assistant Director, Bureau of Licensing

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