
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2111

Session of
1976

INTRODUCED BY GREEN, DiCARLO, PRATT, DAVIS AND WHELAN,
FEBRUARY 4, 1976

REFERRED TO COMMITTEE ON LAW AND JUSTICE, FEBRUARY 4, 1976

AN ACT

1 Providing for the licensing of clubs to conduct certain games of
2 chance; providing for suspensions and revocations of
3 licenses; requiring records, and prescribing penalties.

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

6 Section 1. As used in this act:

7 "Club" means a nonprofit corporation, association, society,
8 organization, charitable institution or other nonprofit group of
9 individuals associated together for legitimate purposes of
10 mutual benefits, entertainment, fellowship, pleasure, recreation
11 or lawful convenience having some primary interest to which the
12 use of games of chance shall be secondary and which regularly
13 occupies, as owner or lessee, a clubhouse or quarters for the
14 use of its members.

15 "Games of chance" means any game or device at which money or
16 other valuable thing may or shall be played for or staked or bet
17 upon, but shall not include those machines commonly known as
18 "slot machines."

1 Section 2. Every club to which a license has been issued
2 under the provisions of this act may conduct games of chance for
3 the purpose of raising funds for the legitimate purposes and
4 activities of the club.

5 Section 3. The Department of Revenue shall have the duty to:

6 (1) Provide for the licensing of clubs to hold, operate and
7 conduct games of chance.

8 (2) Prescribe the form of applications for licenses, and for
9 the licenses.

10 (3) Issue licenses permitting the holding of games of
11 chance.

12 (4) Prescribe rules and regulations for the supervision,
13 conduct and type of games of chance.

14 (5) Suspend and revoke licenses for violations of this act
15 or the rules and regulations thereunder.

16 (6) Hold hearings on request in cases of refusal of a
17 license.

18 (7) Prescribe such other rules and regulations as may be
19 necessary to carry out the provisions of this act.

20 Section 4. Licenses to conduct games of chance shall be
21 issued to clubs in any calendar year and the fee therefor shall
22 be \$50.

23 Section 5. The Department of Revenue shall not issue a
24 license to and shall revoke the license of any club whenever it
25 finds that:

26 (1) Compensation, salary or fees are paid to anyone for
27 setting up or conducting the games of chance; or

28 (2) Any of the funds derived from the operation of games of
29 chance are used for any purpose other than for the legitimate
30 purposes and activities of the club.

1 Section 6. Notwithstanding the provisions of any other law
2 of the Commonwealth or ordinance or resolution of any political
3 subdivision thereof, such gaming shall not constitute any crime
4 or public nuisance.

5 Section 7. (a) The licensee shall keep such records and
6 books as the Department of Revenue shall prescribe.

7 (b) The licensee's records and books shall be audited by the
8 Auditor General.

9 Section 8. Whoever conducts games of chance without a
10 license as provided in this act shall, upon conviction in a
11 summary proceeding, be sentenced to pay a fine of \$300 and costs
12 of prosecution and in default of the payment thereof shall
13 undergo imprisonment for not more than 90 days.

14 Section 9. All acts and parts of acts are repealed in so far
15 as they are inconsistent herewith.