

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2741 Session of
2004

INTRODUCED BY HESS, PISTELLA, SATHER, WATSON, BAKER, WILT,
THOMAS, ARMSTRONG, BALDWIN, BELFANTI, BUNT, CAPPELLI, CAUSER,
COY, FAIRCHILD, FLICK, GEIST, GEORGE, GRUCELA, HALUSKA,
HANNA, HARRIS, HENNESSEY, HORSEY, KILLION, LAUGHLIN, LEH,
MACKERETH, MANN, MARKOSEK, MARSICO, McILHATTAN, R. MILLER,
RAYMOND, ROSS, RUBLEY, SAYLOR, SCAVELLO, B. SMITH, SOLOBAY,
STEIL, STERN, J. TAYLOR, WEBER, WRIGHT, CRAHALLA, O'NEILL,
E. Z. TAYLOR AND MELIO, JUNE 22, 2004

AS REPORTED FROM COMMITTEE ON AGING AND OLDER ADULT SERVICES,
HOUSE OF REPRESENTATIVES, AS AMENDED, OCTOBER 5, 2004

AN ACT

1 Amending the act of August 26, 1971 (P.L.351, No.91), entitled
2 "An act providing for a State Lottery and administration
3 thereof; authorizing the creation of a State Lottery
4 Commission; prescribing its powers and duties; disposition of
5 funds; violations and penalties therefor; exemption of prizes
6 from State and local taxation and making an appropriation,"
7 further providing for disposition of funds.

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

10 Section 1. Section 311 of the act of August 26, 1971
11 (P.L.351, No.91), known as the State Lottery Law, amended
12 November 21, 1996 (P.L.741, No.134), is amended to read:

13 Section 311. Disposition of funds.

14 (a) State Lottery Fund.--

15 (1) All moneys received from the operation of the State
16 lottery shall be deposited in a State Lottery Fund which is
17 hereby created. Such moneys shall be used to the extent

1 necessary for the payment of lottery prizes but the amount so
2 used shall not be less than 40% of the amount of which
3 tickets or shares have been sold. All payments of lottery
4 prizes and for expenses of operation of the lottery shall be
5 made as provided by law.

6 (2) All moneys remaining after payment of prizes and
7 operating expenses shall remain in the State Lottery Fund and
8 shall be allocated in accordance with subsection (c) for the
9 purpose of providing:

10 (i) property tax relief for the elderly for taxes
11 paid in 1971 and thereafter pursuant to the provisions of
12 the act of March 11, 1971 (P.L.104, No.3), known as the
13 Senior Citizens Rebate and Assistance Act[, and for the
14 purpose of providing];

15 (ii) free or reduced fare transit service for the
16 elderly pursuant to Chapter 9 and the act of February 11,
17 1976 (P.L.14, No.10), known as the Pennsylvania Rural and
18 Intercity Common Carrier Surface Transportation
19 Assistance Act[.];

20 (iii) limited pharmaceutical assistance for the
21 elderly pursuant to this act under the PACE and PACENET
22 programs; and

23 (iv) funding to the Department of Aging for
24 distribution to local area agencies on aging and senior
25 community centers.

26 (3) In the event sufficient funds are not available from
27 the lottery receipts to meet the requirements of the Senior
28 Citizens Rebate and Assistance Act or for providing free or
29 reduced fare transit service for the elderly under Chapter 9
30 and the Pennsylvania Rural and Intercity Common Carrier

1 Surface Transportation Assistance Act, additional funds to
2 fulfill these obligations shall be appropriated from the
3 General Fund for this purpose.

4 (b) Appropriations.--The moneys in said State Lottery Fund
5 shall be appropriated [only] as follows:

6 (1) For the payment of prizes to the holders of winning
7 lottery tickets or shares.

8 (2) For the expenses of the division in its operation of
9 the lottery.

10 (3) For property tax relief and free or reduced fare
11 transit service for the elderly, limited pharmaceutical
12 assistance under the PACE and PACENET programs, and to the
13 Department of Aging for distribution to local area agencies
14 on aging and senior community centers, as provided under
15 subsection (a).

16 (c) Limits on allocations.--Of the remaining moneys under
17 subsection (a)(2):

18 (1) No less than 25% shall be allocated to the local
19 area agencies on aging through a block grant formula based
20 upon the most current United States Decennial Census Data
21 information.

22 (2) No less than ~~1%~~ 2% shall be allocated to the senior <—
23 community centers through distribution from the local area
24 agencies on aging.

25 (d) Annual reporting.--Local area agencies on aging shall
26 prepare an annual report on the expenditure of moneys allocated
27 under subsection (c). The senior community centers shall provide
28 data to the local agency with information on expenditures,
29 program areas in which funds are spent and the number of
30 individuals receiving services. In addition to the senior

1 community centers information, the local area agencies on aging
2 shall include in their annual report information on
3 expenditures, program areas in which funds are spent and the
4 number of individuals receiving services. Local area agencies on
5 aging shall provide the annual reports to the Department of
6 Aging, and the Department of Aging shall provide the information
7 to the Appropriations Committee of the Senate, the Aging and
8 Youth Committee of the Senate, the Appropriations Committee of
9 the House of Representatives and the Aging and Older Adult
10 Services Committee of the House of Representatives.

11 Section 2. This act shall take effect in 60 days.