

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2379 Session of 2010

INTRODUCED BY DePASQUALE, MILLER, BARRAR, PALLONE, MATZIE, DONATUCCI, GRUCELA, WANSACZ, STURLA, HORNAMAN, CALTAGIRONE, CIVERA, CONKLIN, P. COSTA, DALEY, GOODMAN, GROVE, HALUSKA, KORTZ, KOTIK, D. O'BRIEN, ROSS, SIPTROTH, EVERETT, GINGRICH, BELFANTI, DeLUCA, MICCARELLI, DiGIROLAMO, PYLE, FABRIZIO, FARRY, HOUGHTON, JOHNSON AND J. TAYLOR, MARCH 29, 2010

REFERRED TO COMMITTEE ON GAMING OVERSIGHT, MARCH 29, 2010

AN ACT

1 Amending the act of December 19, 1988 (P.L.1262, No.156),  
2 entitled, as amended, "An act providing for the licensing of  
3 eligible organizations to conduct games of chance, for the  
4 licensing of persons to distribute games of chance, for the  
5 registration of manufacturers of games of chance, and for  
6 suspensions and revocations of licenses and permits;  
7 requiring records; providing for local referendum by  
8 electorate; and prescribing penalties," further providing for  
9 definitions and for prize limits; providing for insured  
10 games; further providing for limited sales, for  
11 recordkeeping, for eligible organizations' use of locations  
12 for conducting small games of chance and for separate  
13 individual prize limitations; providing for licensed  
14 establishments; establishing the Pension Stabilization  
15 Reserve Fund; and further providing for revocation of  
16 licenses and for advertising.

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

19 Section 1. The definitions of "daily drawing" and "eligible  
20 organizations" in section 3 of the act of December 19, 1988  
21 (P.L.1262, No.156), known as the Local Option Small Games of  
22 Chance Act, amended December 19, 1990 (P.L.812, No.195), are  
23 amended and the section is amended by adding definitions to

1 read:

2 Section 3. Definitions.

3 The following words and phrases when used in this act shall  
4 have the meanings given to them in this section unless the  
5 context clearly indicates otherwise:

6 \* \* \*

7 "Daily drawing." A game in which a bona fide member selects  
8 or is assigned a number for a chance at a prize with the winner  
9 determined by [a] random drawing to take place on the eligible  
10 organization's premises [during the same operating day]. The  
11 term includes games commonly known as "member sign-in lotteries"  
12 and "half-and-half lotteries." Nothing in this act shall be  
13 construed to prohibit the carrying over of a jackpot where the  
14 winning number has not been entered in the game on a particular  
15 operating day. Daily drawing winners may be determined with the  
16 aid of a passive selection device or reference to drawings  
17 conducted by the department pursuant to the act of August 26,  
18 1971 (P.L.351, No.91), known as the State Lottery Law. Daily  
19 drawing chances may not be sold for an amount in excess of \$1,  
20 and no more than one chance per individual may be sold [to an  
21 individual during the same operating day.] per drawing. Nothing  
22 in this definition shall restrict an eligible organization from  
23 conducting more than one drawing per day.

24 \* \* \*

25 "Eligible organizations." Includes qualifying nonprofit  
26 charitable, religious, fraternal and veterans organizations,  
27 clubs [and], licensed establishments, civic and service  
28 associations as defined by this act. In order to qualify as an  
29 eligible organization for purposes of this act, an organization  
30 shall have been in existence and fulfilling its stated purposes

1 for one year prior to the date of application for a license.

2 \* \* \*

3 "Fund." The Pension Stabilization Reserve Fund established  
4 in section 11.4.

5 \* \* \*

6 "Gross games of chance revenue." The total of cash wagers  
7 received by a licensed establishment minus the total of:

8 (1) Cash or cash equivalent paid out to patrons as a  
9 result of playing a game of chance.

10 (2) Cash paid to purchase annuities to fund prizes  
11 payable to patrons over a period of time as a result of  
12 playing a game of chance.

13 (3) Any personal property distributed to a patron as a  
14 result of playing a game of chance. This does not include  
15 travel expenses, food, refreshments, lodging or services.  
16 The term does not include counterfeit money or tokens, coins or  
17 currency of other countries which are received while playing a  
18 game of chance, except to the extent that they are readily  
19 convertible to United States currency, cash taken in fraudulent  
20 acts perpetrated against a licensed establishment for which the  
21 establishment is not reimbursed.

22 \* \* \*

23 "Licensed establishment." A restaurant, eating place or  
24 hotel as defined under section 2 of the act of April 12, 1951  
25 (P.L.90, No.21), known as the Liquor Code, that operates under a  
26 valid liquor, malt or brewed beverage license under Article IV  
27 of the Liquor Code. The term does not include a grocery store or  
28 a licensed facility as defined under 4 Pa.C.S. § 1103 (relating  
29 to definitions).

30 \* \* \*

Section 2. Section 5 of the act, amended December 19, 1990 (P.L.812, No.195) and October 18, 2000 (P.L.602, No.79), is amended to read:

Section 5. Prize limits.

(a) Individual prize limit.--[The] Except as provided for in subsection (i), the maximum cash value which may be awarded for any single chance shall be [\$500] \$1,000.

(b) Weekly limit.--No more than [\$5,000] \$20,000 in cash or merchandise shall be awarded by any eligible organization in any seven-day period. Payouts of less than \$26 shall not be counted toward the weekly limit.

(c) Limit on raffles.--No more than \$5,000 in cash or merchandise shall be awarded in raffles in any calendar month.

(d) Exception.--An eligible organization may conduct a raffle and award a prize or prizes valued in excess of [\$500] \$1,000 each only under the following conditions:

(1) The licensing authority has issued a special permit for the raffle under section 11.

(2) Eligible organizations shall be eligible to receive no more than two special permits in any licensed year except that volunteer fire, ambulance and rescue organizations shall be eligible to receive no more than three special permits in any licensed year.

(3) Only one raffle may be conducted under each special permit.

(4) The total cash value of all prizes shall be no more than \$100,000 per calendar year.

(e) Limit on daily drawings.--Daily drawings shall be governed by the prize [limitations] limitation contained in [subsections (a) and (b)] subsection (a). [An eligible

organization shall not conduct daily drawings during a period when a weekly drawing is taking place.]

(f) Exception.--The prize limitation contained in [subsections (a) and (b)] subsection (a) may be exceeded by a daily drawing under the following circumstances: a daily drawing may award a prize where the cash value is in excess of [\$500] \$1,000 if such prize is the result of a carryover of a drawing or drawings which resulted from the winning number in such drawing or drawings not being among the eligible entrants in such drawings. Nothing contained herein shall authorize the prize [limitations] limitation as contained in [subsections (a) and (b)] subsection (a) to be exceeded as a result of a failure to conduct a drawing on an operating day during which chances were sold for a daily drawing or for a daily drawing for which chances were sold in excess of \$1 or for which more than one chance was sold to an eligible participant.

(g) Daily drawing and weekly drawing exception.--When a daily drawing or weekly drawing is set up or conducted in such a manner as to pay out or award 100% of the gross revenues generated from such drawing, the limitations contained in subsection (b) shall not apply.

(h) Limit on weekly drawings.--Weekly drawings shall be governed by the prize limitations contained in subsection (b). The prize limitation contained in subsection (b) may be exceeded by a weekly drawing under the following circumstances: a weekly drawing may award a prize where the cash value is in excess of [\$5,000] \$20,000 if such prize is the result of a carryover of a drawing or drawings which resulted from the winning number or numbers in such drawing or drawings not being among the eligible entrants in such drawings. Nothing contained in this act shall

1 authorize the prize limitations as contained in subsection (b)  
2 to be exceeded as a result of a failure to conduct a drawing for  
3 a week during which chances were sold for a weekly drawing or  
4 for a weekly drawing for which chances were sold in excess of  
5 \$1. [An eligible organization shall not conduct weekly drawings  
6 during a period when a daily drawing is taking place.]

7 (i) Progressive games.--Progressive games shall be permitted  
8 with a maximum cash value of \$5,000. Contributions to the pot  
9 shall be counted against the limit for the week in which the  
10 contribution is made except that when the limit is reached the  
11 amount awarded shall be counted toward the limit only to the  
12 extent it was not previously counted toward a prior week's  
13 limit. For the purpose of this section, progressive games are  
14 those in which a winning ticket awards the ticket holder an  
15 additional chance at another game or games.

16 Section 3. The act is amended by adding a section to read:  
17 Section 5.1. Insured games.

18 Notwithstanding any provision of this act to the contrary, an  
19 eligible organization may conduct small games of chance using  
20 insured games. Insured games sold by a licensed distributor  
21 shall be backed by a valid insurance contract issued by an  
22 insurance company licensed to do business in this Commonwealth.  
23 Proof of the insurance contract must be provided to the  
24 department prior to the game being sold. The license of a  
25 distributor and an insurance company issuing a contract for an  
26 insured game may be suspended or revoked for failure to pay an  
27 award. For the purposes of this section, an insured game is a  
28 game in which the distributor or other licensed third party  
29 guarantees making the payment on a win of a jackpot.

30 Section 4. Sections 6 and 9(b) of the act, amended December

1 19, 1990 (P.L.812, No.195), are amended to read:

2 Section 6. Sales limited.

3 No person shall sell, offer for sale or furnish games of  
4 chance for use within this Commonwealth except to an eligible  
5 organization or distributor licensed under this act. No game of  
6 chance, other than a raffle, sold, offered for sale or furnished  
7 for use within this Commonwealth shall contain, permit, depict  
8 or designate a prize having a cash value in excess of [\$500]  
9 \$1,000.

10 Section 9. Regulations of department.

11 \* \* \*

12 (b) Limitation on recordkeeping requirements.--This section  
13 shall not be construed to authorize the department to promulgate  
14 regulations providing for recordkeeping requirements for  
15 eligible organizations which require unreasonable or unnecessary  
16 information or a repetitious listing of information. The  
17 department shall strive to keep such recordkeeping requirements  
18 from being an undue hardship or burden on eligible  
19 organizations. Under no circumstances shall the department  
20 require the retention of records for a period in excess of two  
21 years. Each eligible organization shall report to the department  
22 prizes awarded as required by section 335 of the act of March 4,  
23 1971 (P.L.6, No.2), known as the Tax Reform Code of 1971.

24 Section 5. Section 10 of the act, amended December 19, 1990  
25 (P.L.812, No.195) and October 18, 2000 (P.L.602, No.79), is  
26 amended to read:

27 Section 10. Licensing of eligible organizations to conduct  
28 games of chance.

29 (a) License required.--No eligible organization shall  
30 conduct or operate any games of chance unless such eligible

1 organization has obtained and maintains a valid license issued  
2 pursuant to this section. Auxiliary groups within eligible  
3 organizations shall be eligible to conduct small games of chance  
4 using the license issued to the eligible organization provided  
5 that the auxiliary group or groups are listed on the application  
6 and license of the eligible organization. No additional  
7 licensing fee shall be charged for an auxiliary group's  
8 eligibility under this act. Auxiliary groups shall not include  
9 branches, lodges or chapters of a Statewide organization.

10 (b) Issuance and fees.--The licensing authority shall  
11 license, upon application, within 30 days any eligible  
12 organization meeting the requirements for licensure contained in  
13 this act to conduct and operate games of chance at such  
14 locations within the county or in such manner as stated on the  
15 application as limited by subsection (b.1). The license fee to  
16 be charged to each eligible organization shall be \$100, except  
17 for limited occasion licenses which shall be \$10. Licenses shall  
18 be renewable annually upon the anniversary of the date of issue.

19 (b.1) Location of small games of chance.--Where there exists  
20 a location or premises which is the normal business or operating  
21 site of the eligible organization and is owned or leased by that  
22 eligible organization to conduct its normal business, that site  
23 shall be the licensed premises for small games of chance  
24 conducted by the eligible organization. If that location  
25 consists of more than one building and the eligible organization  
26 wishes to conduct its games in a different building at that  
27 location from the one that is listed on its application and  
28 license, the eligible organization must notify, in writing, the  
29 district attorney and the licensing authority of the change in  
30 building site and the dates and times that will be affected.



1 When an eligible organization does not own or lease a specific  
2 location to conduct its normal business, that eligible  
3 organization may use another eligible organization's premises to  
4 conduct its games or may make such other arrangements that are  
5 consistent with this act, including, but not limited to, leasing  
6 a premise under a written agreement for a rental which is not  
7 determined by either the amount of receipts realized from the  
8 playing of games of chance nor the number of people attending  
9 except that an eligible organization may lease a facility for a  
10 banquet where a per head charge is applied in connection with  
11 the serving of a meal. When such eligible organization changes  
12 the site of its games from that which is listed on its  
13 application and license, the eligible organization must notify,  
14 in writing, the district attorney and licensing authority of the  
15 change in their games' site and dates and times that will be  
16 affected. More than one eligible organization may use the same  
17 location, provided that each organization has its own license  
18 and that the prize limitations of this act shall apply  
19 separately to each organization.

20 (b.2) Off-premises games of chance.--Notwithstanding any  
21 other provisions of this section, an eligible organization may  
22 conduct small games of chance at a location off its premises  
23 when such games are part of an annual carnival, fair, picnic or  
24 banquet held or participated in by that eligible organization on  
25 a historical basis. The eligible organization must notify, in  
26 writing, the district attorney and licensing authority of the  
27 location, date and times of such events where it will be  
28 conducting small games of chance.

29 (b.3) Limited occasion licenses.--Eligible organizations  
30 which do not own their own premises or which do not lease a

1 specific location to conduct their normal business may apply for  
2 a limited occasion license to conduct small games of chance on  
3 not more than three occasions covering a total of seven days  
4 during a licensed year. A limited occasion license entitles  
5 eligible organizations holding such a license to conduct no more  
6 than two raffles during a licensed year where prizes may not  
7 exceed the established limits for regular monthly raffles.  
8 Holders of limited occasion licenses may not apply or be granted  
9 any other license or special permit under this act. No holder of  
10 a regular license or special permit under this act shall apply  
11 or be granted a limited occasion license.

12 (b.4) Gambling facility prohibited.--It shall be unlawful  
13 for a person, corporation, association, partnership or other  
14 business entity to offer for rent or offer for use a building or  
15 facility to be used exclusively for the conducting of small  
16 games of chance. It shall also be unlawful for any eligible  
17 organization to lease under any terms a facility or building  
18 which is used exclusively for the conducting of small games of  
19 chance.

20 (c) Display.--Licenses issued pursuant to this section shall  
21 be publicly displayed at the site of the small games of chance.

22 (d) Operation.--Each licensed eligible organization shall  
23 comply with the following restrictions and rules governing the  
24 operation of games of chance:

25 (1) No person under 18 years of age shall be permitted  
26 to operate or play games of chance.

27 (2) No eligible organization shall permit any person who  
28 has been convicted of a felony in a Federal or State court  
29 within the past five years or has been convicted in a Federal  
30 or State court within the past ten years of a violation of

1 the act of July 10, 1981 (P.L.214, No.67), known as the Bingo  
2 Law, or of this act to manage, set up, supervise or  
3 participate in the operation of games of chance.

4 (3) No eligible organization shall pay any compensation  
5 to any person for conducting any games of chance. Games of  
6 chance may only be conducted by managers, officers,  
7 directors, bar personnel and bona fide members of the  
8 eligible organization.

9 (4) Games shall be conducted only on the licensed  
10 premises or as otherwise provided by this act.

11 (5) The eligible organization shall not lease such  
12 premises under either an oral or a written agreement for a  
13 rental which is determined by either the amount of receipts  
14 realized from the playing of games of chance or the number of  
15 people attending, except that an eligible organization may  
16 lease a facility for a banquet where a per head charge is  
17 applied in connection with the serving of a meal. An eligible  
18 organization shall not lease such premises from any person  
19 who has been convicted of a violation of this act within the  
20 past ten years.

21 (6) Games, other than raffles, daily drawings and weekly  
22 drawings, shall be purchased only from manufacturers and  
23 distributors approved by the department.

24 (7) [No] Except as provided in paragraph (7.1), no  
25 licensed eligible organization shall permit its premises to  
26 be used for small games of chance by another licensed  
27 eligible organization at the same time that it is conducting  
28 small games of chance on the premises. When a licensed  
29 eligible organization is permitting another licensed eligible  
30 organization to use its premises for purposes of small games

1 of chance, it must cease the operation of its own small games  
2 of chance during the period that the other licensed eligible  
3 organization is conducting its games on the premises.

4 (7.1) A licensed eligible organization may sell on its  
5 licensed premises the raffle tickets of another licensed  
6 eligible organization that has been issued a limited occasion  
7 license under subsection (b.3).

8 (8) Raffle tickets may be sold off the licensed premise  
9 in any municipality in this Commonwealth which has adopted  
10 the provisions of this act by an affirmative vote in a  
11 municipal referendum. A licensed eligible organization which  
12 plans to sell raffle tickets in a municipality located in a  
13 county other than the county in which the eligible  
14 organization is licensed must notify that county's district  
15 attorney and licensing authority as to the location and the  
16 dates that the eligible organization plans to sell raffle  
17 tickets.

18 (9) The eligible organization shall keep a bank account  
19 to hold the proceeds of games of chance, which shall be  
20 separate from all other funds belonging to the eligible  
21 organization. Account records shall show all expenditures and  
22 income and shall be retained by the eligible organization for  
23 at least two years.

24 (e) Application for license.--Each eligible organization  
25 shall apply to the licensing authority for a license on a form  
26 to be prescribed by the Secretary of Revenue. The form shall  
27 contain an affidavit to be affirmed by the executive officer or  
28 secretary of the eligible organization stating that:

29 (1) No person under 18 years of age will be permitted by  
30 the eligible organization to operate or play games of chance.

1           (2) The facility in which the games of chance are to be  
2 played has adequate means of ingress and egress and adequate  
3 sanitary facilities available in the area.

4           (3) The eligible organization is not leasing such  
5 premises from the owner thereof under an oral agreement, nor  
6 is it leasing such premises from the owner thereof under a  
7 written agreement at a rental which is determined by the  
8 amount of receipts realized from the playing of games of  
9 chance or by the number of people attending, except that an  
10 eligible organization may lease a facility for a banquet  
11 where a per head charge is applied in connection with the  
12 serving of a meal.

13           (4) The eligible organization has complied with the  
14 annual financial report filing.

15           (5) The eligible organization has a separate bank  
16 account to hold all proceeds of games of chance.

17           (6) The eligible organization has complied with the  
18 applicable games of chance education requirements.

19           (e.1) Additional application components.--As part of the  
20 initial or renewal application filed under subsection (e), each  
21 eligible organization shall file an annual report with the  
22 licensing authority. The following shall apply:

23           (i) The first annual report required under this  
24 paragraph shall contain information for the 12-month  
25 period ending at least 60 days, but not more than 90  
26 days, prior to the submission of the application.  
27           Subsequent annual reports shall contain information for  
28 the most recent 12-month period ending in the same month  
29 as the initial report.

30           (ii) The annual report shall detail gross receipts

1 from the conduct of games of chance, the expenses related  
2 to the conduct of the games of chance, the prizes paid  
3 out for games of chance and the details as to how the  
4 proceeds from games of chance were used or disbursed by  
5 the eligible organization.

6 (iii) The annual report shall be prepared on a one-  
7 page form to be designed by the department. Additional  
8 schedules shall be included, if necessary, to provide  
9 specific details on the use or disbursement of the net  
10 proceeds from games of chance by the eligible  
11 organization.

12 (iv) A copy of the annual report shall be filed with  
13 the application to renew the liquor license of an  
14 eligible organization.

15 (f) List of licensees.--The licensing authority, on a  
16 semiannual basis, shall send a copy of all licensees to the  
17 Department of Revenue.

18 (g) List of municipalities.--The licensing authority shall  
19 include with any license or renewal issued to an eligible  
20 organization, an up-to-date listing of those municipalities  
21 within the licensing county which have approved the referendum  
22 question on small games of chance.

23 (h) Background checks.--Each application shall include the  
24 results of a criminal history record information check obtained  
25 from the Pennsylvania State Police, as defined in 18 Pa.C.S. §  
26 9102 (relating to definitions) and permitted by 18 Pa.C.S. §  
27 9121(b) (relating to general regulations), for the executive  
28 officer or secretary of the eligible organization making the  
29 application and all other responsible persons listed on the  
30 application.

1 Section 6. The act is amended by adding sections to read:

2 Section 11.1. Licensed establishment application.

3 In addition to any other eligibility and application  
4 requirements applicable to eligible organizations, a licensed  
5 establishment shall demonstrate the following as part of its  
6 application for a license to conduct small games of chance:

7 (1) That it possesses a valid liquor, malt or brewed  
8 beverage license under Article IV of the act of April 12,  
9 1951 (P.L.90, No.21), known as the Liquor Code, and that such  
10 license is in good standing.

11 (2) That it is located in a municipality in which small  
12 games of chance are permitted under this act.

13 (3) That it possesses tax clearance from the department  
14 and the Department of Labor and Industry in the same manner  
15 as required under section 470 of the Liquor Code.

16 Section 11.2. Licensed establishment monthly assessment.

17 (a) Rate.--The department shall determine and each licensed  
18 establishment shall pay a monthly assessment rate of 30% of its  
19 gross games of chance revenue from the conduct of small games of  
20 chance at the licensed establishment.

21 (b) Deposit.--The monthly assessment owed by each licensed  
22 establishment shall be deposited in the fund.

23 Section 11.3. Licensed establishment public interest  
24 assessment.

25 (a) Contribution.--The department shall determine and verify  
26 that each licensed establishment conducting small games of  
27 chance shall contribute, monthly, 20% of its gross games of  
28 chance revenue from the conduct of small games of chance at the  
29 licensed establishment to a charitable organization to be used  
30 exclusively for a public interest purpose.

1     (b) Accounting.--A licensed establishment shall provide a  
2 monthly accounting to the department indicating the total amount  
3 of gross games of chance revenue received by the licensed  
4 establishment and the total amount contributed to charitable  
5 organizations. The licensed establishment shall identify the  
6 charitable organization and the public interest purpose for  
7 which the monthly contribution is allocated.

8 Section 11.4. Pension Stabilization Reserve Fund.

9     (a) Establishment.--The Pension Stabilization Reserve Fund  
10 is established within the State Treasury.

11     (b) Transfers.--The department shall, on a quarterly basis,  
12 transfer 50% of the contents of the fund to the State Employees'  
13 Retirement System for the exclusive use of satisfying mandatory  
14 contributions by the Commonwealth as provided in 71 Pa.C.S. §  
15 5507 (relating to contributions by the Commonwealth and other  
16 employers), and the remaining 50% of the contents of the fund to  
17 the Public School Employees' Retirement System for the exclusive  
18 use of satisfying mandatory contributions by the Commonwealth as  
19 provided in 24 Pa.C.S. § 8326 (relating to contributions by the  
20 Commonwealth).

21     Section 7. Section 12(a) of the act is amended by adding a  
22 paragraph to read:

23 Section 12. Revocation of licenses.

24     (a) Grounds.--The licensing authority shall revoke or refuse  
25 to renew the license of any eligible organization whenever the  
26 district attorney finds upon complaint and investigation that:

27             \* \* \*

28             (13) The eligible organization has failed to keep and  
29 maintain the records required under this act for a period of  
30 two years.



1       \* \* \*

2       Section 8. Section 15 of the act, amended December 19, 1990  
3 (P.L.812, No.195), is amended to read:

4 Section 15. Advertising.

5       [It shall be unlawful for any eligible organization or person  
6 to] Any eligible organization or person may advertise the prizes  
7 or their dollar value to be awarded in games of chance, provided  
8 that [prizes may be identified on raffle tickets.

9 Notwithstanding the prohibition of advertising contained within  
10 this section, an eligible organization may advertise prizes and  
11 values thereof in periodic publications which are limited in  
12 their circulation to members of the eligible organization.] such  
13 advertisements shall contain the date, time, location, whether  
14 cash or merchandise prizes will be awarded and the name of the  
15 eligible organization licensed to conduct games of chance and  
16 the name of the person who conducts the games of chance.

17 Section 9. This act shall apply as follows:

18       (1) The amendment or addition of section 10(e)(4) and  
19 (5), (e.1)(1) and (h) of the act shall apply to applications  
20 filed more than 60 days after the effective date of this  
21 section.

22       (2) The amendment or addition of section 10(e)(6) and  
23 (e.1)(2) of the act shall apply to applications filed more  
24 than one year after the effective date of this section.

25 Section 10. This act shall take effect as follows:

26       (1) The following provisions shall take effect  
27 immediately:

28           (i) The amendment or addition of section 10(b), (e),  
29 (e.1) and (h) of the act.

30           (ii) Section 9 of this act.

1                   (iii) This section.

2           (2) The remainder of this act shall take effect in 60  
3    days.