

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## SENATE BILL

No. 1033 Session of  
2009INTRODUCED BY TOMLINSON, MELLOW, COSTA, FONTANA, LEACH, BOSCOLA,  
MUSTO, STOUT, TARTAGLIONE, KITCHEN AND HUGHES, JULY 17, 2009SENATOR EARLL, COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT,  
RE-REPORTED AS AMENDED, OCTOBER 8, 2009

## AN ACT

~~Amending Title 4 (Amusements) of the Pennsylvania Consolidated  
Statutes, further providing for legislative intent, for  
definitions, for Pennsylvania Gaming Control Board  
established, for general and specific powers of the  
Pennsylvania Gaming Control Board, for licensed gaming entity  
application appeals from board, for regulatory authority of  
board, for collection of fees and fines, for reports of  
board, for authorized slot machine licenses, for additional  
Category 1 slot machine license requirements, for  
applications for license or permit, for supplier licenses,  
for manufacturer licenses, for occupation permit  
applications, for alternative manufacturer licensing  
standards and for additional licenses and permits and  
approval of agreement; providing for table games; and further  
providing for slot machine licensee deposits, for transfers  
from State Gaming Fund, for responsibility and authority of  
Department of Revenue, for wagering on credit, for no eminent-  
domain authority, for compulsive and problem gambling  
program, for political influence, for investigations and  
enforcement, for prohibited acts and penalties and for  
interception of oral communications.~~

AMENDING TITLE 4 (AMUSEMENTS) OF THE PENNSYLVANIA CONSOLIDATED  
STATUTES, FURTHER PROVIDING FOR LEGISLATIVE INTENT, FOR  
DEFINITIONS, FOR PENNSYLVANIA GAMING CONTROL BOARD  
ESTABLISHED, FOR GENERAL AND SPECIFIC POWERS, FOR LICENSED  
GAMING ENTITY APPLICATION APPEALS FROM BOARD, FOR REGULATORY  
AUTHORITY OF BOARD, FOR COLLECTION OF FEES AND FINES,  
FORFEITURE, FOR NUMBER OF SLOT MACHINES, FOR REPORTS OF  
BOARD, FOR DIVERSITY GOALS OF BOARD; PROVIDING FOR SPECIFIC  
AUTHORITY TO SUSPEND SLOT MACHINE LICENSE; FURTHER PROVIDING  
FOR CATEGORY 3 SLOT MACHINE LICENSE, FOR MANUFACTURER  
LICENSES; PROVIDING FOR ALTERNATIVE SUPPLIER LICENSING  
STANDARDS AND FOR GAMING SERVICE PROVIDER; FURTHER PROVIDING

FOR OCCUPATION PERMIT APPLICATION, FOR ALTERNATIVE  
MANUFACTURER LICENSING STANDARDS, FOR ADDITIONAL LICENSES AND  
PERMITS AND APPROVAL OF AGREEMENTS; PROVIDING FOR TABLE  
GAMES; FURTHER PROVIDING FOR SLOT MACHINE LICENSEE DEPOSITS,  
FOR ESTABLISHMENT OF STATE GAMING FUND AND NET SLOT MACHINE  
REVENUE DISTRIBUTION, FOR DISTRIBUTIONS FROM PENNSYLVANIA  
RACE HORSE DEVELOPMENT FUND, FOR TRANSFERS FROM STATE GAMING  
FUND, FOR RESPONSIBILITY AND AUTHORITY OF DEPARTMENT, FOR  
WAGERING ON CREDIT, FOR EMINENT DOMAIN AUTHORITY, FOR  
COMPULSIVE AND PROBLEM GAMBLING PROGRAM, FOR LABOR HIRING  
PREFERENCES, FOR DECLARATION OF EXEMPTION FROM FEDERAL LAWS  
PROHIBITING SLOT MACHINES, FOR POLITICAL INFLUENCE, FOR  
REGULATION REQUIRING EXCLUSION OF CERTAIN PERSONS, FOR  
INVESTIGATIONS AND ENFORCEMENT, FOR PROHIBITED ACTS AND  
PENALTIES; PROVIDING FOR REPORT OF SUSPICIOUS TRANSACTIONS;  
FURTHER PROVIDING FOR LIQUOR LICENSES AT LICENSED FACILITIES,  
FOR INTERCEPTION OF ORAL COMMUNICATIONS; PROVIDING FOR  
ELECTRONIC FUNDS TRANSFER TERMINALS, FOR JUNKETS, FOR GAMING  
SCHOOLS, FOR FIRST CLASS CITY CASINO COMMUNITY IMPROVEMENT  
DISTRICT; AND MAKING A TRANSFER.

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

~~Section 1. Section 1102(11) of Title 4 of the Pennsylvania  
Consolidated Statutes is amended and the section is amended by  
adding paragraphs to read:~~

~~§ 1102. Legislative intent.~~

~~The General Assembly recognizes the following public policy  
purposes and declares that the following objectives of the  
Commonwealth are to be served by this part:~~

~~\* \* \*~~

~~(2.1) The legalization of the operation of table games  
as authorized in this part is intended to supplement slot  
machine gaming by increasing revenues to the Commonwealth and  
providing new employment opportunities by creating a demand  
for individuals to fill skilled positions related to the  
operation of table games at licensed facilities in this  
Commonwealth.~~

~~\* \* \*~~

~~(11) It is necessary to maintain the integrity of the  
regulatory control and legislative oversight over the~~

1 ~~operation of slot machines and the conduct of table games in~~  
2 ~~this Commonwealth; to prevent the actual or appearance of~~  
3 ~~corruption that may result from [large] campaign~~  
4 ~~contributions; ensure the bipartisan administration of this~~  
5 ~~part; and avoid actions that may erode public confidence in~~  
6 ~~the system of representative government.~~

7 ~~(12) It is the intent of the General Assembly to~~  
8 ~~authorize the operation of slot machines and table games~~  
9 ~~under a single slot machine license issued to a slot machine~~  
10 ~~licensee under this part. Nothing in this part shall be~~  
11 ~~construed:~~

12 ~~(i) To create a separate license governing the~~  
13 ~~operation of table games.~~

14 ~~(ii) To permit the continuation of the conduct of~~  
15 ~~slot machine gaming if a slot machine license is~~  
16 ~~suspended or revoked based on a violation of this part~~  
17 ~~arising out of a slot machine licensee's table game~~  
18 ~~operation.~~

19 ~~(iii) To permit the continuation of the conduct of~~  
20 ~~table gaming if a slot machine license is suspended or~~  
21 ~~revoked based on a violation of this part arising out of~~  
22 ~~a slot machine licensee's slot machine operation.~~

23 ~~Section 2. The definitions of "associated equipment,"~~  
24 ~~"cheat," "conduct of gaming," "gaming employee," "key employee,"~~  
25 ~~"licensed facility," "manufacturer," "manufacturer license,"~~  
26 ~~"slot machine license," "supplier" and "supplier license" in~~  
27 ~~section 1103 of Title 4 are amended and the section is amended~~  
28 ~~by adding definitions to read:~~

29 ~~§ 1103. Definitions.~~

30 ~~The following words and phrases when used in this part shall~~

~~have the meanings given to them in this section unless the context clearly indicates otherwise:~~

~~\* \* \*~~

~~"Associated equipment." Any equipment or mechanical, electromechanical or electronic contrivance, component or machine used in connection with slot machine or table gaming, including linking devices which connect to progressive slot machines or slot machines, replacement parts, equipment which affects the proper reporting of gross revenue, computerized systems for controlling and monitoring slot machines or table games, including, but not limited to, the central control computer for linking slot machines and devices for weighing or counting money.~~

~~\* \* \*~~

~~"Cash." United States currency and coin or foreign currency and coin that have been exchanged for its equivalent in United States currency and coin.~~

~~"Cash equivalent." An asset that is readily convertible to cash, including, but not limited to, any of the following:~~

~~(1) Travelers checks.~~

~~(2) Certified checks, cashier's checks and money orders.~~

~~(3) Personal checks or drafts.~~

~~(4) Credit extended by the slot machine licensee, a recognized credit card company or banking institution.~~

~~(5) Any other instrument that the Pennsylvania Gaming Control Board deems a cash equivalent. Other than recognized credit cards or credit extended by the table game certificate holder, all instruments that constitute a cash equivalent shall be made payable to the table game certificate holder, to the bearer or to cash. An instrument made payable to a~~

~~third party shall not be considered a cash equivalent and shall be prohibited.~~

~~"Cash equivalent value." The monetary value that a table game certificate holder shall assign to a jackpot or payout that consists of merchandise or anything of value other than cash, tokens, chips or plaques. The Pennsylvania Gaming Control Board shall promulgate rules defining "cash equivalent value" in order to assure fairness, uniformity and comparability of valuation of jackpots and payoffs that include merchandise or anything of value.~~

~~\* \* \*~~

~~"Cheat." To alter without authorization the elements of chance, method of selection or criteria which determine:~~

~~(1) The result of a slot machine game or table game.~~

~~(2) The amount or frequency of payment in a slot machine game or table game.~~

~~(3) The value of a wagering instrument.~~

~~(4) The value of a wagering credit.~~

~~The term does not include altering for required maintenance and repair of a slot machine or table game.~~

~~"Chip." A representation of value redeemable for cash only issued by a slot machine licensee for use in playing a table game at the licensed facility. All types of chips shall be approved by the board prior to being used for play at a table game at the licensed facility.~~

~~\* \* \*~~

~~"Conduct of gaming." The licensed placement and operation of games of skill or chance under this part, as authorized and approved by the Pennsylvania Gaming Control Board at a licensed facility.~~

~~\*\*\*~~

~~"Count room." The room designated for counting, wrapping and recording of a slot machine licensee's slot machine and table game receipts.~~

~~\*\*\*~~

~~"Gaming employee." Any employee of a slot machine licensee, including, but not limited to:~~

~~(1) Cashiers.~~

~~(2) Change personnel.~~

~~(3) [Counting] Count room personnel.~~

~~(4) Slot attendants.~~

~~(5) Hosts or other persons authorized to extend complimentary services.~~

~~(6) Machine mechanics [or], computer machine technicians or table game device technicians.~~

~~(7) Security personnel.~~

~~(8) Surveillance personnel.~~

~~(9) Supervisors and managers.~~

~~(10) Boxmen.~~

~~(11) Dealers or croupiers.~~

~~(12) Floormen.~~

~~The term includes employees of a person holding a supplier's license whose duties are directly involved with the repair or distribution of slot machines, table game devices and associated equipment sold or provided to the licensed facility within this Commonwealth as determined by the Pennsylvania Gaming Control Board. The term does not include bartenders, cocktail servers or other persons engaged solely in preparing or serving food or beverages, clerical or secretarial personnel, parking attendants, janitorial, stage, sound and light technicians and~~

~~other nongaming personnel as determined by the board.~~

~~"Gaming school." Any educational institution approved by the  
the Department of Education as a regionally accredited college  
or university, community college, Pennsylvania private licensed  
school or its equivalent, approved by the Pennsylvania Gaming  
Control Board in consultation with the Department of Education,  
to offer a curriculum designed to provide education and training  
related to employment opportunities associated with slot  
machines or table games, including slot machine or table gaming  
maintenance and repair.~~

~~"Gross poker revenue." The total amount of the rake  
collected by a slot machine licensee each day.~~

~~"Gross table game revenue." The total of:~~

~~(1) Cash or cash equivalent wagers received in the  
playing of a table game minus the total of:~~

~~(i) Cash or cash equivalents paid out to patrons as  
a result of playing a table game.~~

~~(ii) Cash paid to purchase annuities to fund prizes  
payable to patrons over a period of time as a result of  
playing a table game.~~

~~(iii) Any personal property distributed to a patron  
as a result of playing a table game. This does not  
include travel expenses, food, refreshments, lodging or  
other complimentary services.~~

~~(2) Gross poker revenue.~~

~~The term does not include counterfeit money, plaques or chips;  
coins or currency of other countries received in the playing of  
a table game, except to the extent that they are readily  
convertible to United States currency; cash taken in a  
fraudulent act perpetrated against a slot machine licensee for~~

~~which the licensee is not reimbursed; or cash received as entry fees for contests or tournaments in which patrons compete for prizes, where no profit is made by the licensee.~~

~~\* \* \*~~

~~"Key employee." Any individual who is employed in a director or department head capacity and who is empowered to make discretionary decisions that regulate slot machine or table game operations, including the general manager and assistant manager of the licensed facility, director of slot operations, director of table games, pit bosses, shift bosses, credit supervisors, cashier supervisors, table game managers and assistant managers, director of cage and/or credit operations, director of surveillance, director of marketing, director of management information systems, director of security, comptroller and any employee who supervises the operations of these departments or to whom these department directors or department heads report and such other positions which the Pennsylvania Gaming Control Board shall determine based on detailed analyses of job descriptions as provided in the internal controls of the licensee as approved by the Pennsylvania Gaming Control Board. All other gaming employees unless otherwise designated by the Pennsylvania Gaming Control Board shall be classified as non key employees.~~

~~\* \* \*~~

~~"Licensed facility." The physical land based location at which a licensed gaming entity is authorized to place and operate slot machines and, if authorized by the Pennsylvania Gaming Control Board for purposes of conducting table games under Chapter 13A (relating to table games), table games. The term includes any area of a licensed racetrack previously~~



~~authorized pursuant to section 1207(17) (relating to regulatory authority of board) to operate slot machines and any area of a hotel which the Pennsylvania Gaming Control Board determines is suitable for the conduct and operation of authorized table games.~~

~~\* \* \*~~

~~"Manufacturer." A person who manufactures, builds, rebuilds, fabricates, assembles, produces, programs, designs or otherwise makes modifications to any slot machine, table game or associated equipment for use or play of slot machines or table game devices in this Commonwealth for gaming purposes.~~

~~"Manufacturer license." A license issued by the Pennsylvania Gaming Control Board authorizing a manufacturer to manufacture or produce slot machines, table game devices or associated equipment for use in this Commonwealth for gaming purposes.~~

~~\* \* \*~~

~~"Rake." The total amount of gaming chips, gaming plaques or coins collected by a dealer as poker revenue.~~

~~\* \* \*~~

~~"Slot machine license." A license issued by the Pennsylvania Gaming Control Board authorizing a person to place and operate slot machines and, if the licensee holds a table game operation certificate, table games, pursuant to this part and the rules and regulations under this part.~~

~~\* \* \*~~

~~"Supplier." A person that sells, leases, offers or otherwise provides, distributes or services any slot machine, table game devices or associated equipment for use or play of slot machines or table games in this Commonwealth.~~

~~"Supplier license." A license issued by the Pennsylvania~~

~~Gaming Control Board authorizing a supplier to provide products or services related to slot machines, table games devices or associated equipment to slot machine licensees.~~

~~\* \* \*~~

~~"Table game." Any banking, nonbanking or percentage game played with cards, dice, tiles or any mechanical, electronic, computerized or electric device used to play a table game for money, checks, credit or any representation of value. The term includes roulette, baccarat, blackjack, poker, craps, big six wheel, mini baccarat, red dog, pai gow, casino war, asia poker, Boston 5 stud poker, Caribbean stud poker, Colorado hold 'em poker, double attack blackjack, double cross poker, double down stud poker, fast action hold 'em, flop poker, four card poker, let it ride poker, mini craps, mini dice, pai gow poker, pokette, Spanish 21, Texas hold 'em bonus poker, three card poker, two card joker poker, ultimate Texas hold 'em, winner's pot poker and sic bo and any other games approved by the Pennsylvania Gaming Control Board. The term includes any new games and variations or composites of approved games, provided that the Pennsylvania Gaming Control Board determines that the new game, or any variations or composites or other approved games are suitable for use after an appropriate test or experimental period under such terms and conditions as the Pennsylvania Gaming Control Board may deem appropriate, and any other game which the Pennsylvania Gaming Control Board determines to be suitable for use in a licensed facility after an appropriate test or experimental period as the Pennsylvania Gaming Control Board may deem appropriate. The term shall also include any table game authorized for use in a licensed facility that is used for gaming contests or tournaments in which players~~

~~compete against one another. The term shall not include:~~

~~(1) Lottery games of the Pennsylvania State Lottery as authorized under the act of August 26, 1971 (P.L.351, No.91), known as the State Lottery Law.~~

~~(2) Bingo as authorized under the act of July 10, 1981 (P.L.214, No.67), known as the Bingo Law.~~

~~(3) Pari mutuel betting on the outcome of thoroughbred or harness horse racing as authorized under the act of December 17, 1981 (P.L.435, No.135), known as the Race Horse Industry Reform Act.~~

~~(4) Small games of chance as authorized under the act of December 19, 1988 (P.L.1262, No.156), known as the Local Option Small Games of Chance Act.~~

~~(5) Slot machine gaming and progressive slot machine gaming as defined and authorized under this part.~~

~~"Table game device." Includes tables, cards, dice, chips, shufflers, tiles, dominoes, wheel, drop boxes or any mechanical or electrical contrivance, terminal, machine or other device approved by the Pennsylvania Gaming Control Board and used in operation of or connection with a table game.~~

~~"Table game operation certificate." A certificate issued by the Pennsylvania Gaming Control Board that certifies that the table gaming operation of a licensed facility conforms to the requirements of this part and that authorizes a slot machine licensee to conduct table gaming in accordance with this part.~~

~~\* \* \*~~

~~Section 3. Section 1201(h)(11) of Title 4 is amended to read:~~

~~§ 1201. Pennsylvania Gaming Control Board established.~~

~~\* \* \*~~

1 ~~(h) Qualifications and restrictions.~~

2 ~~\* \* \*~~

3 ~~(11) No member, employee or independent contractor of~~  
4 ~~the board shall accept a complimentary service, wager or be~~  
5 ~~paid any prize from any wager at any licensed facility within~~  
6 ~~this Commonwealth or at any other facility outside this~~  
7 ~~Commonwealth which is owned or operated by a licensed gaming~~  
8 ~~entity or any of its affiliates, intermediaries, subsidiaries~~  
9 ~~or holding companies thereof for the duration of their term~~  
10 ~~of office, employment or contract with the board and for a~~  
11 ~~period of one year from the termination of term of office,~~  
12 ~~employment or contract with the board. The provisions of this~~  
13 ~~paragraph shall not apply [to] when the employees [who]~~  
14 ~~utilize slot machines, table games or table game devices for~~  
15 ~~testing purposes or to verify the performance of a machine or~~  
16 ~~table game as part of an enforcement investigation.~~

17 ~~\* \* \*~~

18 ~~Section 4. Section 1202(a)(1) and (b)(20), (23) and (27) of~~  
19 ~~Title 4 are amended and subsection (b) is amended by adding~~  
20 ~~paragraphs to read:~~

21 ~~§ 1202. General and specific powers.~~

22 ~~(a) General powers.~~

23 ~~(1) The board shall have general and sole regulatory~~  
24 ~~authority over the conduct of gaming or related activities as~~  
25 ~~described in this part. The board shall ensure the integrity~~  
26 ~~of the acquisition and operation of slot machines, table game~~  
27 ~~devices and associated equipment and shall have sole~~  
28 ~~regulatory authority over every aspect of the authorization~~  
29 ~~and operation of slot machines and table games.~~

30 ~~\* \* \*~~

1     ~~(b) Specific powers. The board shall have the specific~~  
2 ~~power and duty:~~

3             ~~\* \* \*~~

4             ~~(12.1) To issue, approve, renew, revoke, suspend,~~  
5 ~~condition or deny issuance or renewal of a table game~~  
6 ~~operation certificate to a slot machine licensee in~~  
7 ~~accordance with Chapter 13A (relating to table games).~~

8             ~~\* \* \*~~

9             ~~(20) In addition to the power of the board regarding~~  
10 ~~license and permit applicants, to determine at its discretion~~  
11 ~~the suitability of any person who furnishes or seeks to~~  
12 ~~furnish to a slot machine licensee directly or indirectly any~~  
13 ~~services or property related to slot machines, table games or~~  
14 ~~associated equipment or through any arrangements under which~~  
15 ~~that person receives payment based directly or indirectly on~~  
16 ~~earnings, profits or receipts from the slot machines, table~~  
17 ~~games and associated equipment. The board may require any~~  
18 ~~such person to comply with the requirements of this part and~~  
19 ~~the regulations of the board and may prohibit the person from~~  
20 ~~furnishing the services or property.~~

21             ~~\* \* \*~~

22             ~~(23) The board shall not issue or renew a license or~~  
23 ~~permit unless it is satisfied that the applicant is a person~~  
24 ~~of good character, honesty and integrity and is a person~~  
25 ~~whose prior activities, criminal record, if any, reputation,~~  
26 ~~habits and associations do not pose a threat to the public~~  
27 ~~interest or the effective regulation and control of slot~~  
28 ~~machine or table game operations or create or enhance the~~  
29 ~~danger of unsuitable, unfair or illegal practices, methods~~  
30 ~~and activities in the conduct of slot machine or table game~~

1 ~~operations or the carrying on of the business and financial~~  
2 ~~arrangements incidental thereto.~~

3 \* \* \*

4 ~~(27) To publish each January in the Pennsylvania~~  
5 ~~Bulletin and on the board's Internet website a complete list~~  
6 ~~of all persons or entities who applied for or held a slot~~  
7 ~~machine license, table game operation certificate,~~  
8 ~~manufacturer license, supplier license or racetrack license~~  
9 ~~at any time during the preceding calendar year and all~~  
10 ~~affiliates, intermediaries, subsidiaries and holding~~  
11 ~~companies thereof and the status of the application or~~  
12 ~~license.~~

13 ~~(27.1) To publish each January in the Pennsylvania~~  
14 ~~Bulletin and on the Pennsylvania Gaming Control Board's~~  
15 ~~Internet website a complete list of all slot machine~~  
16 ~~licensees who filed a petition seeking authorization to~~  
17 ~~conduct a table game operation or who held a table game~~  
18 ~~operation certificate at any time during the preceding~~  
19 ~~calendar year and the status of the petition or certificate~~  
20 ~~of operation.~~

21 \* \* \*

22 ~~Section 5. Sections 1204, 1207(7), (8) and (14), 1208(1),~~  
23 ~~1211(a), 1301, 1303(a), (c) and (d) and 1308(a) of Title 4 are~~  
24 ~~amended to read:~~

25 ~~§ 1204. Licensed gaming entity application appeals from board.~~

26 ~~The Supreme Court of Pennsylvania shall be vested with~~  
27 ~~exclusive appellate jurisdiction to consider appeals of any~~  
28 ~~final order, determination or decision of the board involving~~  
29 ~~the approval, issuance, denial or conditioning of a slot machine~~  
30 ~~license or table game operation certificate. Notwithstanding the~~

~~provisions of 2 Pa.C.S. Ch. 7 Subch. A (relating to judicial review of Commonwealth agency action) and 42 Pa.C.S. § 763 (relating to direct appeals from government agencies), the Supreme Court shall affirm all final orders, determinations or decisions of the board involving the approval, issuance, denial or conditioning of a slot machine license or table game operation certificate unless it shall find that the board committed an error of law or that the order, determination or decision of the board was arbitrary and there was a capricious disregard of the evidence.~~

~~§ 1207. Regulatory authority of board.~~

~~The board shall have the power and its duties shall be to:~~

~~\* \* \*~~

~~(7) Enforce prescribed hours for the operation of slot machines and table games so that slot machine licensees may operate slot machines and table games on any day during the year in order to meet the needs of patrons or to meet competition.~~

~~(8) Require that each licensed gaming entity prohibit persons under 21 years of age from operating or using slot machines or playing table games.~~

~~\* \* \*~~

~~(14) Consult with members of the Pennsylvania State Police, the Office of Attorney General, the department and such other persons it deems necessary for advice regarding the various aspects of the powers and duties imposed on it under this part and its jurisdiction over the authorization and operation of slot machines, table games and licensed facilities.~~

~~\* \* \*~~

1 ~~§ 1208. Collection of fees and fines.~~

2 ~~The board has the following powers and duties:~~

3 ~~(1) To levy and collect fees from the various~~  
4 ~~applicants, licensees and permittees to fund the operations~~  
5 ~~of the board. The fees shall be deposited into the State~~  
6 ~~Gaming Fund as established in section 1403 (relating to~~  
7 ~~establishment of State Gaming Fund and net slot machine~~  
8 ~~revenue distribution) and distributed to the board upon~~  
9 ~~appropriation by the General Assembly. In addition to the~~  
10 ~~fees set forth in sections 1209 (relating to slot machine~~  
11 ~~license fee) and 1305 (relating to Category 3 slot machine~~  
12 ~~license), the board shall assess and collect fees as follows:~~

13 ~~(i) Supplier licensees shall pay a fee of \$25,000~~  
14 ~~upon the issuance of a license [and \$10,000 for the~~  
15 ~~annual renewal of a supplier license]. Upon approval by~~  
16 ~~the board for authority to supply table games, table game~~  
17 ~~devices or other equipment associated with table games,~~  
18 ~~the supplier licensee shall pay an additional fee of~~  
19 ~~\$25,000. A fee of \$15,000 shall be paid for the annual~~  
20 ~~renewal of a supplier license.~~

21 ~~(ii) Manufacturer licensees shall pay a fee of~~  
22 ~~\$50,000 upon the issuance of a license [and \$25,000 for~~  
23 ~~the annual renewal of a manufacturer license]. Upon~~  
24 ~~approval of the board for authority to manufacture table~~  
25 ~~games, table game devices or other equipment associated~~  
26 ~~with table games for use in this Commonwealth, the~~  
27 ~~manufacturer license shall pay an additional fee of~~  
28 ~~\$50,000. The manufacturer licensee shall pay an annual~~  
29 ~~fee of \$30,000 for the annual renewal of a manufacturer~~  
30 ~~license.~~



~~(iii) Each application for a slot machine license, supplier license or manufacturer license must be accompanied by a nonrefundable fee set by the board for the cost of each individual requiring a background investigation. The reasonable and necessary costs and expenses incurred in any background investigation or other investigation or proceeding concerning any applicant, licensee, permittee or registrant shall be reimbursed to the board by those persons.~~

~~\* \* \*~~

~~§ 1211. Reports of board.~~

~~(a) Report of board. Eighteen months after the effective date of this part and every year on that date thereafter, the board shall issue a report to the Governor and each member of the General Assembly on the general operation of the board and each slot machine licensee's performance, including, but not limited to, number and win per slot machine and total gross table game revenue at each licensed [facilities] facility during the previous year, all taxes, fees, fines and other revenues collected and, where appropriate, disbursed, the costs of operation of the board, all hearings conducted and the results of the hearings and other information that the board deems necessary and appropriate.~~

~~\* \* \*~~

~~§ 1301. Authorized slot machine licenses.~~

~~There shall be three distinct classifications of slot machine licenses, designated by category, each permitting a licensed racing entity or person to apply for a qualifying license category and, upon issuance by the board in its discretion, to place and operate slot machines and, if not prohibited under~~

~~Chapter 13A (relating to table games), table games at a licensed facility. Except for conditional Category 1 license applications pursuant to section 1315 (relating to conditional Category 1 licenses), it is mandatory that the board shall consider, approve, condition or deny the approval of all initial applications for each and every category of slot machine licenses collectively and together, in a comprehensive Statewide manner, within 12 months following the time set by the board at which all applications are to be filed and deemed complete by the board. The board shall approve, condition or deny the issuance of a slot machine license of any category within the time period provided for herein. Following approval of an application for a slot machine license, the applicant shall provide formal notification to the board as soon as:~~

~~(1) it fulfills all required conditions for issuance of the license; and~~

~~(2) the board's decision approving the application is a final, binding, nonappealable determination which is not subject to a pending legal challenge.~~

~~Upon receipt of such formal notification and upon conducting any necessary verification, the board shall issue a slot machine license to the applicant.~~

~~§ 1303. Additional Category 1 slot machine license requirements.~~

~~(a) Eligibility. In addition to the criteria prescribed in section 1302 (relating to Category 1 slot machine license) and the requirement to file a petition to seek authorization to operate table games under Chapter 13A (relating to table games), an applicant for a Category 1 slot machine license shall be eligible for a slot machine license to place and operate slot~~

~~machines at a licensed facility only if the applicant meets one of the following criteria:~~

~~(1) the licensed racing entity or its predecessor owner of the licensed racetrack has conducted live horse races for not less than two years immediately preceding the effective date of this part; or~~

~~(2) the licensed racing entity has not previously conducted live racing at a racetrack but will conduct live racing for a minimum of 150 days to begin in the year which begins two years following the issuance of its slot machine license for the racetrack unless the appropriate commission determines, upon application, that it is not practically feasible for the licensed racing entity to conduct live racing for a minimum of 150 days due to projected or actual weather conditions. Failure to meet the required minimum number of days will result in immediate suspension of the slot machine license.~~

~~\* \* \*~~

~~(c) Limitations. The issuance of a Category 1 slot machine license shall entitle the licensee to operate slot machines and, if authorized, table games only within the grounds of a licensed racetrack.~~

~~(d) Authorization. Authorization for a Category 1 slot machine licensee to continue the operation of slot machines and, if authorized, table games shall be limited to those licensees that:~~

~~(1) Have a written live racing agreement with a horsemen's organization representing a majority of owners and trainers at the racetrack where the licensed racing entity conducts live racing.~~

1       ~~(2) Have 95% of the total number of horse or harness~~  
2       ~~racing days that were scheduled in 1986 by it or its~~  
3       ~~predecessor at the racetrack where the Category 1 slot~~  
4       ~~machine licensee conducts live racing, and the aggregate~~  
5       ~~number of live racing days at the racetrack where the~~  
6       ~~Category 1 slot machine licensee conducts live racing shall~~  
7       ~~not be less than 95% of the total number of horse or harness~~  
8       ~~racing days that were scheduled in 1986 at that racetrack. A~~  
9       ~~new licensee which opens a new racetrack and which will~~  
10       ~~successfully conduct live racing for a minimum of 150 days to~~  
11       ~~begin no later than in the year which begins two years~~  
12       ~~following the issuance of its slot machine license for the~~  
13       ~~racetrack, unless the appropriate commission determines upon~~  
14       ~~application that it is not practically feasible for the~~  
15       ~~licensed racing entity to conduct live racing for a minimum~~  
16       ~~of 150 days due to projected or actual weather conditions,~~  
17       ~~shall be allowed to operate slot machines and, if authorized,~~  
18       ~~table games pursuant to a table game operation certificate,~~  
19       ~~from the date its slot machine license is issued and~~  
20       ~~intrastate and interstate simulcast in accordance with the~~  
21       ~~Race Horse Industry Reform Act, from the first day of the~~  
22       ~~calendar year in which it conducts live racing days.~~

23       ~~(3) Unless the horsemen's organization representing a~~  
24       ~~majority of the owners and trainers consents to a lower~~  
25       ~~number of required racing days at the racetrack, subject to~~  
26       ~~actions or activities beyond the control of the licensee,~~  
27       ~~conduct not fewer than eight live races per race date during~~  
28       ~~each meet at the racetrack where the licensed racing entity~~  
29       ~~conducts live racing, except for thoroughbred tracks on the~~  
30       ~~day designated as a Breeder's Cup event day when the licensed~~

1  ~~racing entity shall hold a minimum of five live races. The~~  
2  ~~Category 1 slot machine licensee shall not waive or modify~~  
3  ~~the provisions pertaining to the required number of racing~~  
4  ~~days under paragraph (2) and races per day scheduled in this~~  
5  ~~paragraph without the consent of the horsemen's organization~~  
6  ~~representing a majority of owners and trainers at the~~  
7  ~~racetrack.~~

8  ~~(4) Notwithstanding the provisions of paragraph (1), in~~  
9  ~~the event that a written live racing agreement has not been~~  
10  ~~entered into, permission for any licensee to operate slot~~  
11  ~~machines and, if authorized, table games at racetracks shall~~  
12  ~~be granted provided that the Category 1 slot machine licensee~~  
13  ~~has continued to conduct live racing in accordance with~~  
14  ~~paragraphs (2) and (3) and keeps its racetrack open to the~~  
15  ~~general population of owners, trainers and horses stabled~~  
16  ~~there for training and stabling on a regular basis, when it~~  
17  ~~is normally open for live racing and during such periods, and~~  
18  ~~continues to comply with all provisions of the most recently~~  
19  ~~expired live racing agreement, including recognition of the~~  
20  ~~then existing horsemen's organization at each such racetrack~~  
21  ~~as the sole representative of the horsemen at that time, and~~  
22  ~~pays purses as defined in the most recently expired live~~  
23  ~~racing agreement plus the applicable purse revenue~~  
24  ~~distributed to licensed racing entities from the operation of~~  
25  ~~slot machines under this part. Nothing in this part shall~~  
26  ~~exempt an existing or future licensed racetrack from the~~  
27  ~~requirements of the Race Horse Industry Reform Act requiring~~  
28  ~~a licensed corporation to have a written and unexpired live~~  
29  ~~racing agreement with the horsemen's organization~~  
30  ~~representing a majority of owners and trainers at the~~

1 ~~racetrack where the licensed corporation conducts or will~~  
2 ~~conduct live racing dates in order to continue or commence~~  
3 ~~any form of simulcasting.~~

4 ~~(5) Notwithstanding any other provision of the law to~~  
5 ~~the contrary, account wagers authorized pursuant to section~~  
6 ~~218(b) of the Race Horse Industry Reform Act shall only be~~  
7 ~~accepted by a licensed corporation in accordance with the~~  
8 ~~provisions of the Race Horse Industry Reform Act, and no~~  
9 ~~entity that is not a licensed corporation under that act~~  
10 ~~shall accept an account wager from any person within this~~  
11 ~~Commonwealth.~~

12 ~~§ 1308. Applications for license or permit.~~

13 ~~(a) Applications. An application for a license or permit to~~  
14 ~~be issued by the board under this chapter shall be submitted on~~  
15 ~~a form and in a manner as shall be required by the board. In~~  
16 ~~reviewing applications, the board shall confirm that all the~~  
17 ~~applicable license or permit fees have been paid in accordance~~  
18 ~~with this part.~~

19 ~~\* \* \*~~

20 ~~Section 6. Sections 1317(a) and 1317.1(a), (b) (5), (d.1) and~~  
21 ~~(e) of Title 4 are amended and the sections are amended by~~  
22 ~~adding subsections to read:~~

23 ~~§ 1317. Supplier licenses.~~

24 ~~(a) Application. A manufacturer that elects to contract~~  
25 ~~with a supplier under section 1317.1(d.1) (relating to~~  
26 ~~manufacturer licenses) shall ensure that the supplier is~~  
27 ~~licensed under this section. A person seeking to provide slot~~  
28 ~~machines, table game devices or associated equipment to a slot~~  
29 ~~machine licensee within this Commonwealth through a contract~~  
30 ~~with a licensed manufacturer shall apply to the board for a~~

1 ~~supplier license.~~

2 ~~\* \* \*~~

3 ~~(c.1) Waiver. The board shall establish a procedure to~~  
4 ~~allow the board to waive the requirements of subsections (a) and~~  
5 ~~(b) for any person who has been approved for and who holds a~~  
6 ~~supplier license under this section and who seeks to supply~~  
7 ~~table game devices or associated equipment at a licensed~~  
8 ~~facility authorized to operate table games pursuant to a table~~  
9 ~~game operation certificate under Chapter 13A (relating to table~~  
10 ~~games). The board may only waive the application requirement~~  
11 ~~under this subsection if:~~

12 ~~(1) the supplier license was issued by the board within~~  
13 ~~a 36 month period immediately preceding the date the supplier~~  
14 ~~licensee files an application to supply table games or~~  
15 ~~associated equipment; and~~

16 ~~(2) there has been no material change in circumstances~~  
17 ~~relating to the licensee that necessitates, at the discretion~~  
18 ~~of the board, that the requirements of subsections (a) and~~  
19 ~~(b) not be waived.~~

20 ~~\* \* \*~~

21 ~~§ 1317.1. Manufacturer licenses.~~

22 ~~(a) Application. A person seeking to manufacture slot~~  
23 ~~machines, table game devices and associated equipment for use in~~  
24 ~~this Commonwealth shall apply to the board for a manufacturer~~  
25 ~~license.~~

26 ~~(b) Requirements. An application for a manufacturer license~~  
27 ~~shall be on the form required by the board, accompanied by the~~  
28 ~~application fee, and shall include all of the following:~~

29 ~~\* \* \*~~

30 ~~(5) The type of slot machines, table game devices or~~

1 ~~associated equipment to be manufactured or repaired.~~

2 ~~\* \* \*~~

3 ~~(c.1) Waiver. The board shall establish a procedure to~~  
4 ~~allow the board to waive the requirements of subsections (a) and~~  
5 ~~(b) for any person who has been approved for and who holds a~~  
6 ~~manufacturer license under this section and who seeks to~~  
7 ~~manufacture table game devices or associated equipment for use~~  
8 ~~at a licensed facility authorized to operate table games~~  
9 ~~pursuant to a table game operation certificate under Chapter 13A~~  
10 ~~(relating to table games). The board may only waive the~~  
11 ~~application requirement under this subsection if:~~

12 ~~(1) the manufacturer license was issued by the board~~  
13 ~~within a 36 month period immediately preceding the date the~~  
14 ~~manufacturer licensee files an application to manufacture~~  
15 ~~table game devices or associated equipment; and~~

16 ~~(2) there has been no material change in circumstances~~  
17 ~~of the licensee that necessitates, at the discretion of the~~  
18 ~~board, that the requirements of subsections (a) and (b) not~~  
19 ~~be waived.~~

20 ~~\* \* \*~~

21 ~~(d.1) Authority. The following shall apply to a licensed~~  
22 ~~manufacturer:~~

23 ~~(1) A licensed manufacturer or its designee, as licensed~~  
24 ~~by the board, may supply or repair any slot machine, table~~  
25 ~~game devices or associated equipment manufactured by the~~  
26 ~~licensed manufacturer.~~

27 ~~(2) A manufacturer may contract with a supplier under~~  
28 ~~section 1317 (relating to supplier licenses) to provide slot~~  
29 ~~machines, table games devices or associated equipment to a~~  
30 ~~slot machine licensee within this Commonwealth.~~



~~(e) Prohibitions.~~

~~(1) No person may manufacture slot machines, table game devices or associated equipment for use within this Commonwealth by a slot machine licensee unless the person has been issued a manufacturer license under this section.~~

~~(2) No slot machine licensee may use slot machines, table game devices or associated equipment unless the slot machines, table game devices or associated equipment were manufactured by a person that has been issued a manufacturer license under this section.~~

~~(3) No person issued a license under this section shall apply for or be issued a license under section 1317.~~

~~(4) No limitation shall be placed on the number of manufacturer licenses issued or the time period to submit applications for licensure, except as required to comply with section 1306 (relating to order of initial license issuance). Section 7. Sections 1318(c), 1319 and 1321 of Title 4 are amended to read:~~

~~§ 1318. Occupation permit application.~~

~~\*\*\*~~

~~(c) Prohibition. No slot machine licensee may employ or permit any person under 18 years of age to render any service whatsoever in any area of its licensed facility at which slot machines or table games are physically located.~~

~~§ 1319. Alternative manufacturer licensing standards.~~

~~(a) General rule. The board may determine whether the licensing standards of another jurisdiction within the United States in which an applicant for a manufacturer license is similarly licensed are comprehensive and thorough and provide similar adequate safeguards as those required by this part. If~~

~~the board makes that determination, it may issue a manufacturer license to an applicant who holds a similar manufacturer license in such other jurisdiction after conducting an evaluation of the information relating to the applicant from such other jurisdictions, as updated by the board, and evaluating other information related to the applicant received from that jurisdiction and other jurisdictions where the applicant may be licensed, the board may incorporate such information in whole or in part into its evaluation of the applicant.~~

~~(b) Abbreviated process. In the event an applicant for a [slot machine] manufacturer license is licensed in another jurisdiction, the board may determine to use an alternate process requiring only that information determined by the board to be necessary to consider the issuance of a license, including financial viability of the licensee, to such an applicant. Nothing in this section shall be construed to waive any fees associated with obtaining a license through the normal application process.~~

~~§ 1321. Additional licenses and permits and approval of agreements.~~

~~(a) Requirements. In addition to the requirements for a license or permit specifically set forth in this part, the board may require a license or permit, and set a fee for the same, for any key or gaming employee or any person who satisfies any of the following criteria:~~

~~(1) The person transacts business within this Commonwealth with a slot machine licensee as a ticket purveyor, tour operator, operator of a bus trip program or operator of any other type of travel program or promotional business related to slot machines or table games. The board~~

1 may also review, deny, order modification or approve, at its  
2 discretion, proposed tours, bus routes and travel programs.

3 ~~(2) The person is presently not otherwise required to be~~  
4 ~~licensed under this part and provides any goods, property or~~  
5 ~~services, including, but not limited to, management contracts~~  
6 ~~for compensation to a slot machine licensee at the licensed~~  
7 ~~facility.~~

8 ~~(b) Agreement. Any agreement to conduct business within~~  
9 ~~this Commonwealth between a person and a slot machine licensee~~  
10 ~~relating to slot machines, table games, table game devices or~~  
11 ~~associated equipment is subject to the approval of the board in~~  
12 ~~accordance with rules and regulations promulgated by the board.~~  
13 ~~Every agreement shall be in writing and shall include a~~  
14 ~~provision for its termination without liability on the part of~~  
15 ~~the slot machine licensee upon a finding by the board that the~~  
16 ~~agreement is not approved or that it is terminated. Failure to~~  
17 ~~expressly include this condition in the agreement is not a~~  
18 ~~defense in any action brought under this section relating to the~~  
19 ~~termination of the agreement.~~

20 Section 8. Title 4 is amended by adding a chapter to read:

21 CHAPTER 13A

22 TABLE GAMES

23 Subchapter

24 A. General Provisions

25 B. Table Games Authorized

26 C. Table Game Operations

27 D. (Reserved)

28 E. Table Game Testing and Certification

29 F. Gaming Schools

30 G. Table Game Taxes and Fees

SUBCHAPTER A

GENERAL PROVISIONS

Sec.

1301A. Scope of chapter.

1302A. Regulatory authority.

1303A. Temporary table game regulations.

1304A. (Reserved).

§ 1301A. Scope of chapter.

This chapter shall apply to all persons authorized, licensed, permitted or certified by the board to conduct table games or to otherwise participate in table gaming authorized under this part.

§ 1302A. Regulatory authority.

In addition to regulatory authority granted to the board under section 1207 (relating to regulatory authority of board), the board shall promulgate regulations:

(1) Establishing standards for table games, table game devices, equipment, associated equipment, apparatuses and supplies, including electronic or computerized table game devices.

(2) Establishing standards to govern the operation of table games and the system of wagering associated with table games, including the maintenance of financial books, records and audits.

(3) Setting patron notice requirements pertaining to minimum and maximum wagers on table games that may be adjusted from time to time by the slot machine licensee in the normal course of table game operations, except that changes in minimum wagers at any given table shall not apply to persons already engaged in wagering at that table when the

~~minimum wager is changed, unless 30 minutes' notice is provided to each patron at that table.~~

~~(4) Requiring each slot machine licensee to:~~

~~(i) Provide written information at each operational gaming table about table game rules, payoffs or winning wagers and other information to the player as the board may require.~~

~~(ii) Provide specifications approved by the board under section 1207(11) to integrate the licensed facility's surveillance system to cover all areas where table games are operated. The specifications shall require on site access to the system or its signal to the board, the bureau and such agents or other persons authorized by the board or bureau.~~

~~(iii) Designate one or more locations within or about the licensed facility to operate table games.~~

~~(iv) Ensure that visibility in a licensed facility is not obstructed in any way that could interfere with the ability of the licensee, the board and such agents or other persons authorized by the board to oversee the table game operations.~~

~~(v) Integrate the licensed facility's count room for the counting and storage of cash, coins, plaques, chips and checks received in the conduct of table games and for the inspection, counting and storage of dice, cards, tiles, dominoes and chips and other such representations of value as may be approved by the board and used in the conduct and operation of table games.~~

~~(vi) Equip each gaming table with a sign indicating the permissible minimum and maximum wagers at the gaming~~

table.

~~(vii) Adopt such policies or procedures to prohibit any table game, table game device, equipment or supplies from being possessed, maintained or exhibited by any person on the premises of a licensed facility except in the areas of a licensed facility where table games are authorized or in a restricted area used for the inspection, service, repair or storage of the table games, table game devices, apparatuses, equipment, associated equipment or supplies and specifically designated for that purpose by the slot machine licensee that holds a table game operation certificate approved by the board.~~

~~(viii) Equip all drop boxes in which cash, coins, fill slips, credit slips, inventory slips, chips or plaques are deposited at the gaming tables, and all areas where drop boxes are kept while in use, with two locking devices or keys, of which one locking device or key shall be under the exclusive control of the board or an agent thereof, and the second locking device or key shall be under the exclusive control of the slot machine licensee. The drop boxes shall not be brought into or removed from an area where table games are operated or locked or unlocked, except at times, in places and according to procedures that the board may require.~~

~~(5) Establishing the size and uniform color by denomination of all chips and plaques, as well as policy for the use of promotional or commemorative chips, used in the play of table games.~~

~~(6) Establishing minimum standards relating to the~~

~~acceptance of tips or gratuities by dealers at a table game, including the requirement that tips or gratuities be placed in a common pool for complete distribution pro rata among all dealers, with the distribution based upon the number of hours each dealer has worked. Nothing in this paragraph shall prohibit a licensed facility from adopting a formal policy relating to acceptance of tips and gratuities, provided that the policy meets the minimum standard established by the board under this paragraph.~~

~~(7) Requiring each slot machine licensee to agree to maintain the same number of slot machines in operation at the time the slot machine licensee submits a petition to operate table games and to agree as part of that petition not to decrease the number of slot machines in its licensed facility without formal board approval.~~

~~(8) Establishing the minimal proficiency requirements for individuals to successfully complete a course of training at an approved school under Subchapter F (relating to gaming schools). Nothing in this paragraph or in Subchapter F shall be construed to prohibit a licensee from establishing a course of training for its table game employees or to prohibit a licensee from offering employment to an individual who has not attended or completed a course of instruction at a gaming school. In the event that a licensee elects to train its employees, a detailed summary of the training program shall be filed with the board and the licensee must demonstrate the adequacy of the training.~~

~~§ 1303A. Temporary table game regulations.~~

~~(a) Promulgation. In order to facilitate the prompt implementation of this chapter, regulations promulgated by the~~

~~board shall be deemed temporary regulations which shall expire not later than two years following the effective date of this chapter. The board may promulgate temporary regulations not subject to:~~

~~(1) Sections 201, 202 and 203 of the act of July 31, 1968 (P.L.769, No.240), referred to as the Commonwealth Documents Law.~~

~~(2) The act of June 25, 1982 (P.L.633, No.181), known as the Regulatory Review Act.~~

~~(b) Temporary regulations. Temporary regulations proposed under subsection (a) shall be submitted to the standing committees in the Senate and the House of Representatives with jurisdiction over this part. Each committee shall have 30 days to provide comment on the proposed temporary regulation. The board shall provide a written response to any comments received from a standing committee prior to final publication of the temporary regulation. The response shall inform the standing committees whether the board will amend the regulation in response to the comments.~~

~~(c) Expiration. The board's authority to adopt temporary regulations in subsection (a) shall expire two years after the effective date of this section. Regulations adopted after this period shall be promulgated as provided by law.~~

~~§ 1304A. (Reserved).~~

#### SUBCHAPTER B

#### TABLE GAMES AUTHORIZED

Sec.

~~1311A. Authorization to conduct table games.~~

~~1312A. Petition requirements.~~

~~1313A. (Reserved).~~



~~1314A. Table game authorization hearing process; public input  
hearings.~~

~~1315A. Standard of review.~~

~~§ 1311A. Authorization to conduct table games.~~

~~(a) General rule. Notwithstanding any other provision of  
law to the contrary, the board may authorize only an eligible  
Category 1 or Category 2 slot machine licensee to engage in the  
operation of table games and the system of wagering associated  
with table games at the slot machine licensee's licensed  
facility. Authorization to conduct table games shall be  
contingent upon the licensee's agreement to conduct table games  
in accordance with this part.~~

~~(b) Authorized locations for operation. The following shall  
apply:~~

~~(1) An eligible slot machine licensee that is authorized  
by the board to engage in the operation of table games under  
this chapter shall only be permitted to operate table games  
at the licensed facility.~~

~~(2) The board shall determine the suitability of a hotel  
owned or operated by a slot machine licensee, attached to or  
adjacent to the licensed facility, for the conduct and  
operation of authorized table games. The board may authorize  
the executive director to designate specific areas of the  
hotel, including conference rooms, ballrooms or other rooms,  
in which the licensee may operate table games or poker for  
the purposes of tournaments or other contests. No area of a  
hotel may be approved to operate table games or poker unless  
the areas designated are equipped with adequate security or  
surveillance equipment to ensure the integrity of the  
operation of table games. The board shall be prohibited from:~~

~~(i) Imposing any criteria or requirements regarding the contents or structure of the hotel which are unrelated to the conduct and operation of table games.~~

~~(ii) Authorizing the placement of slot machines or the conduct of slot machine operations in a hotel.~~

~~(3) Except as otherwise specifically provided, the operation of table games shall be prohibited at any temporary facility authorized by the board for the conduct of slot machine gaming pursuant to section 1207(17) (relating to regulatory authority of board).~~

~~(c) Definitions. As used in this section, the term "eligible slot machine licensee" shall mean any person that:~~

~~(1) Has been determined by the board to be suitable to conduct slot machine gaming under this part and has been approved and issued a Category 1 or Category 2 slot machine license under Chapter 13 (relating to licensees).~~

~~(2) Currently holds a Category 1 or Category 2 slot machine license in good standing.~~

~~§ 1312A. Petition requirements.~~

~~(a) General rule. An eligible slot machine licensee may seek approval to operate table games by filing a petition with the board.~~

~~(b) Petition contents. A petition seeking authorization to operate table games shall include the following:~~

~~(1) The name, business address and contact information of the petitioner.~~

~~(2) The name and business address, job title and a photograph of each principal and key employee of the petitioner who will be involved in the operation of table games and is not currently licensed by the board.~~

1       ~~(3) An itemized list of the approximate number and types~~  
2 ~~of table games for which authorization is being sought.~~

3       ~~(4) The estimated number of full time and part time~~  
4 ~~employment positions that will be created at the licensed~~  
5 ~~facility if table games are authorized and an updated hiring~~  
6 ~~plan pursuant to section 1510 (relating to labor hiring~~  
7 ~~preferences) which outlines the petitioner's plan to promote~~  
8 ~~the representation of diverse groups and Commonwealth~~  
9 ~~residents in the new employment positions.~~

10       ~~(5) A brief description of the economic benefits~~  
11 ~~expected to be realized by the Commonwealth, its political~~  
12 ~~subdivisions and its residents, if table games are~~  
13 ~~authorized.~~

14       ~~(6) The details of any financing that will be obtained~~  
15 ~~or has been obtained to fund an expansion of the licensed~~  
16 ~~facility to accommodate the operation of table games.~~

17       ~~(7) Information and documentation concerning financial~~  
18 ~~background and resources as the board may require to~~  
19 ~~establish by clear and convincing evidence the financial~~  
20 ~~stability, integrity and responsibility of the petitioner.~~

21       ~~(8) Information and documentation as the board may~~  
22 ~~require to establish by clear and convincing evidence that~~  
23 ~~the petitioner has sufficient business ability and experience~~  
24 ~~to create and maintain a successful table game operation. In~~  
25 ~~making this determination, the board may consider the results~~  
26 ~~of the petitioner's slot machine operation, including~~  
27 ~~financial figures, employment figures and capital investment.~~

28       ~~(9) Information and documentation as the board may~~  
29 ~~require to establish by clear and convincing evidence that~~  
30 ~~the petitioner has the financial ability to pay the~~

~~authorization fee under section 1361A (relating to table game authorization fee).~~

~~(10) Detailed site plans identifying the petitioner's area for table game operation within the licensed facility. The plans shall be reviewed by a designated employee of the board, in consultation with the Pennsylvania State Police, to determine the adequacy of the proposed internal and external security and proposed surveillance measures and submit a finding regarding adequacy to the board.~~

~~(11) Other information as the board may require.~~

~~(c) Confidentiality. Information submitted to the board under subsection (b) (6), (7), (9), (10) and (11) may be considered confidential by the board if the information would be confidential under section 1206(f) (relating to board minutes and records).~~

~~§ 1313A. (Reserved).~~

~~§ 1314A. Table game authorization hearing process; public input hearings.~~

~~(a) General rule. The board's consideration and resolution of all petitions to conduct table games shall be conducted in accordance with 2 Pa.C.S. (relating to administrative law and procedure) or with procedures adopted by order of the board. Notwithstanding the requirements of 2 Pa.C.S. §§ 504 (relating to hearing and record) and 505 (relating to evidence and cross-examination) as they relate to the conduct of oral hearings, the board may adopt procedures to provide parties before it with a documentary hearing, and the board may resolve disputed material facts without conducting an oral hearing where constitutionally permissible.~~

~~(b) Public input hearing requirement.~~

~~(1) Within 90 days after a petition is filed under section 1312A (relating to petition requirements), and prior to authorizing a slot machine licensee to conduct table games under this chapter, the board shall hold at least one public input hearing on the matter, in the municipality in which the licensed facility is located.~~

~~(2) A list of all witnesses scheduled to testify at a public input hearing shall be made public at least seven days prior to the hearing. The list shall be updated at least three days prior to the hearing. Additional witnesses shall be posted on the board's Internet website as they are added to the list.~~

~~§ 1315A. Standard of review.~~

~~The board shall grant the petition to authorize the petitioner to operate table games if the petitioner establishes, by clear and convincing evidence, all of the following:~~

~~(1) The petitioner is an "eligible slot machine licensee" as defined in section 1311A(c) (relating to authorization to conduct table games).~~

~~(2) Authorizing the petitioner to conduct table games will have a positive economic impact on the Commonwealth, its political subdivisions and residents through increased revenues and employment opportunities.~~

~~(3) If necessary, the petitioner has secured adequate financing to fund an expansion of the petitioner's licensed facility to accommodate the operation of table games.~~

~~(4) The petitioner has the financial stability, integrity and responsibility to operate table games.~~

~~(5) The petitioner has sufficient business ability and experience to create and maintain a successful table gaming~~

operation.

~~(6) The proposed internal and external security and proposed surveillance measures within the area of the licensed facility where the petitioner seeks to operate table games are adequate.~~

~~(7) The petitioner is likely to maintain a table game operation that will increase employment opportunities for Commonwealth residents and generate a steady level of revenue for the Commonwealth.~~

#### SUBCHAPTER C

#### TABLE GAME OPERATIONS

Sec.

1321A. Commencement of table game operations.

1322A. Term of table game authorization.

1323A. Table game operation certificate.

1324A. Condition of continued operation.

1325A. Table game accounting controls and audits.

1326A. Wagering policies.

1327A. Key employees and occupation permits.

1328A. Amendment of statement of conditions.

1329A. Application of Clean Indoor Air Act.

§ 1321A. Commencement of table game operations.

A slot machine licensee may not operate or offer table games for play at a licensed facility until:

~~(1) The board approves the petition filed under section 1312A (relating to petition requirements).~~

~~(2) The slot machine licensee pays the fee under section 1361A (relating to table game authorization fee).~~

~~(3) The board has issued a table game operation certificate to the slot machine licensee under section 1323A~~

~~(relating to table game operation certificate).~~

~~(4) The decision of the board approving the slot machine licensee's petition is final, binding and nonappealable.~~

~~§ 1322A. Term of table game authorization.~~

~~The following shall apply:~~

~~(1) After payment of the fee under section 1321A (relating to commencement of table game operations), and issuance of a table game operation certificate under 1323A (relating to table game operation certificate), authorization to conduct table games shall be in effect unless suspended, revoked or not renewed, limited or otherwise as amended by the board upon good cause consistent with the license requirements provided in this part.~~

~~(2) Slot machine licensees shall be required to update the information in their initial table games petition at times prescribed by the board.~~

~~(3) The authorization of a slot machine licensee in good standing to conduct table games shall be updated and renewed at intervals determined by the board.~~

~~(4) No additional license fee shall be imposed for renewal of a table game operation certificate.~~

~~§ 1323A. Table game operation certificate.~~

~~(a) Certificate required. Notwithstanding the approval of a petition to authorize the conduct of table games, no slot machine licensee may offer table games for play at a licensed facility until a valid table game operation certificate has been issued to the slot machine licensee by the board. The board shall issue the table game operation certificate upon a finding that:~~

~~(1) The slot machine licensee complies in all respects~~

~~with the requirements of this part and will comply with  
regulations promulgated by the board under this part.~~

~~(2) The slot machine licensee has implemented necessary  
internal and management controls and security precautions for  
the operation and play of table games.~~

~~(3) All table game related employees, where applicable,  
are licensed, permitted or otherwise authorized by the board  
to perform their respective duties.~~

~~(4) The slot machine licensee's facility is prepared in  
all respects to offer table game play to the public at the  
licensed facility.~~

~~(b) Authorized table games. The table game operation  
certificate shall include an itemized list by type and number of  
the table games approved by the board and permitted in the  
particular licensed facility. The slot machine licensee shall  
file any proposed changes in the number of table games  
authorized for play in its licensed facility, and any  
significant changes in the configuration of the table games area  
of the licensed facility with the board. The board or its  
designated employees shall review the changes in configuration  
for compliance with this part. The licensee may increase the  
number of table games permitted at the licensed facility or  
change the type of table game played at a particular table upon  
notice to the board and approval by a designated employee of the  
board.~~

~~§ 1324A. Condition of continued operation.~~

~~As a condition of continued operation, a slot machine  
licensee shall agree to maintain all books, records and  
documents pertaining to the licensee's table game operation in a  
manner and location within this Commonwealth as approved by the~~



~~board. All books, records and documents related to table game operations shall:~~

~~(1) be maintained separate and apart from all books, records and documents of the slot machine licensee's slot machine operations;~~

~~(2) be immediately available for inspection upon request of the board, the bureau, the Pennsylvania State Police or agents of the Attorney General during all hours of operation in accordance with regulations promulgated by the board; and~~

~~(3) be maintained for a period as the board, by regulation, may require.~~

~~§ 1325A. Table game accounting controls and audits.~~

~~(a) Approval. Prior to being approved for a table game operation certificate, a slot machine licensee shall obtain approval from the board of its proposed site plans and internal control systems and audit protocols for its table games operation.~~

~~(b) Minimum requirements. The slot machine licensee's proposed internal controls and audit protocols shall:~~

~~(1) Safeguard its assets and revenues, including the recording of cash and evidences of indebtedness related to the table games.~~

~~(2) Provide for reliable records, accounts and reports of any financial event that occurs in the operation of a table game, including reports to the board related to the table games.~~

~~(3) Provide for accurate and reliable financial records related to the table games operation.~~

~~(4) Establish procedures for all the following:~~

~~(i) The receipt, storage and disbursal of chips,~~

~~cash and other cash equivalents used in table gaming.~~

~~(ii) Check cashing.~~

~~(iii) The redemption of chips and other cash equivalents used in table gaming and the payoff of jackpots.~~

~~(iv) The recording of transactions pertaining to table gaming.~~

~~(5) Establish procedures for the collection and security of moneys at the gaming tables.~~

~~(6) Establish procedures for the transfer and recording of chips between the gaming tables and the cashier's cage.~~

~~(7) Establish procedures for the transfer of drop boxes for table games from the gaming tables to the count room.~~

~~(8) Establish procedures and security for the counting and recording of table gaming revenue.~~

~~(9) Establish procedures for the security, storage and recording of cash, chips and other cash equivalents utilized in table gaming.~~

~~(10) Establish procedures and security standards for the handling and storage of gaming apparatus, including cards, dice, machines, wheels and all other gaming equipment.~~

~~(11) Establish procedures and rules governing the conduct of particular games and the responsibility of casino personnel.~~

~~(12) Establish procedures for the collection and recording of revenue from poker when it is a nonlicensee bank game, including the types of rake utilized, the methodology for calculating the rake and the amount of maximum permissible rake.~~

~~(13) Ensure that any wagering governing the operation of~~

~~a table game is implemented only in accordance with the management's general or specific authorization, as approved by the board.~~

~~(14) Ensure that there is proper and timely accounting of gross table game revenue and the calculation of gross table game revenue, fees and taxes and maintain accountability for assets.~~

~~(15) Ensure that recorded accountability for assets is compared with actual assets at reasonable intervals and that appropriate action is taken with respect to any discrepancies.~~

~~(16) Ensure that all functions, duties and responsibilities are appropriately segregated and performed in accordance with sound financial practices by competent, qualified personnel.~~

~~(17) Permit use of its existing onsite facilities by the board, the bureau and other persons authorized by the board to facilitate their ability to perform regulatory and oversight functions under this chapter.~~

~~(c) Submission to board. Each slot machine licensee shall, prior to being approved for a table game operation certificate, submit to the board a detailed description of its administrative and accounting procedures related to table games, including its written system of internal control. Each written system of internal control shall include:~~

~~(1) An organizational chart depicting appropriate functions and responsibilities of employees involved in both the slot machine licensee's slot machine operation and table game operation.~~

~~(2) A description of the duties and responsibilities of~~

~~each position shown on the organizational chart.~~

~~(3) The record retention policy of the applicant.~~

~~(4) The procedure to be utilized to ensure that assets are safeguarded, including mandatory count procedures.~~

~~(5) A statement signed by the chief financial officer, or other competent person, of the slot machine licensee attesting that the officer believes, in good faith, that the system satisfies the requirements of this section.~~

~~(d) Review. Prior to approving a petitioner for a table game operation certificate, the board shall review the system of internal controls submitted under subsection (c) to determine whether it conforms to the requirements of this chapter and provides adequate and effective controls for the operations of the licensed facility.~~

~~§ 1326A. Wagering policies.~~

~~(a) Internal controls. Holders of table game operation certificates shall maintain a detailed narrative description of the administrative and accounting procedures which meet the requirements of this section.~~

~~(b) Acceptance of checks. A slot machine licensee may accept a check from a patron in exchange for cash or chips, provided that each check is deposited with the financial institution upon which the check is drawn within ten days of receipt by the slot machine licensee. No third party checks shall be permitted.~~

~~(c) Credit and other financial transactions permitted. Holders of table game operation certificates may make credit card advances and debit card withdrawals available to table game patrons at a licensed facility. All fees charged for cash advances, check cashing and debit card withdrawals shall be~~

~~disclosed. Notwithstanding section 1504 (relating to wagering on credit), a holder of a table game operation certificate may provide credit to patrons for the purpose of playing table games in accordance with this section.~~

~~(d) Credit applications. Each application for credit submitted by a patron shall be maintained in a credit file and shall include the patron's name, address, telephone number, comprehensive bank account information, the requested credit limit, the approximate amount of indebtedness, the amount and source of income disclosed by the patron in support of the application, and the patron's signature and certification of truthfulness. The patron shall be notified that as a condition of receiving credit the licensed facility will verify identity and indebtedness information through a credit bureau, casino credit bureau and, if appropriate, through direct contact with other licensed facilities.~~

~~(e) Application verification. Prior to approving an application, a holder of a table game operation certificate shall verify the identity, credit worthiness and indebtedness information on the application and shall verify:~~

~~(1) Comprehensive information regarding the patron's credit activity at other licensed facilities through a casino credit bureau and, if appropriate, through direct contact with other licensed facilities.~~

~~(2) That the patron's name is not included on a self-exclusion list or a voluntary suspension of credit list.~~

~~(3) The amount and source of income disclosed by the patron in support of the application.~~

~~(f) Establishment of credit. Each patron's credit limit must be approved by any two or more individuals holding the job~~

~~positions of credit manager, assistant credit manager, credit shift manager, credit executive or a key employee in a direct reporting line above the manager or credit manager. The approval shall be recorded in the patron's credit file and shall include the reasons and information relied on for the approval of credit and verification by the employee approving the patron's credit limit. Increases to a patron's credit limit may be approved following a written request from the patron and reverification of a patron's credit information.~~

~~(g) Recordkeeping. Detailed information pertaining to all transactions affecting a patron's outstanding indebtedness to a licensee shall be recorded in chronological order in the patron's credit file.~~

~~(h) Suspension of credit. A holder of a table game operation certificate may reduce a patron's credit limit or suspend credit to a patron upon consideration of information affecting the patron's creditworthiness or the patron's credit activities at the licensed facility or another licensed facility. Any patron may request a licensee to voluntarily suspend the patron's credit. Each holder of a table game operation certificate shall inform the board of any patron who requests a voluntary suspension of credit. The board shall maintain a voluntary credit suspension list of all persons who have requested voluntary suspension and shall provide the list on a continuous basis to the credit department of each licensed facility.~~

~~(i) List. An individual may request placement on the voluntary credit suspension list by submitting to the board the individual's name, address and date of birth. The person does not need to provide a reason for the request. Notwithstanding~~

~~any other provision to the contrary, the board's list of individuals who have had credit privileges voluntarily suspended shall not be open to public inspection, and neither the board nor the credit department of a licensed facility shall divulge the names on this list to any person or entity other than those provided for in this subsection. To remove an individual's name from the list, the individual shall submit a request to the board, which shall remove the individual from the list and inform the credit department of each licensed facility not later than three days after the submission of the request.~~

~~(j) Liability. A slot machine licensee or employee thereof shall not be liable to any individual on the voluntary credit suspension list or to any other party in any judicial proceeding for any harm, monetary or otherwise, which may arise as a result of:~~

~~(1) the failure of a slot machine licensee to withhold credit privileges from or restore credit privileges to an individual on the voluntary credit suspension list; or~~

~~(2) otherwise permitting an individual on the voluntary credit suspension list to engage in gaming activity in the facility while on the voluntary credit suspension list.~~

~~§ 1327A. Key employees and occupation permits.~~

~~Nothing in this chapter shall be construed to require any individual who holds a key employee or gaming employee license under Chapter 13 (relating to licensees) to obtain a separate license or permit to be employed in a slot machine licensee's table game operation as authorized under this chapter.~~

~~§ 1328A. Amendment of statement of conditions.~~

~~(a) Amendment. Upon granting a petition authorizing a slot machine licensee to conduct table games, the board shall amend~~

~~the slot machine licensee's statement of conditions governing the slot machine license to include the requirements of this chapter.~~

~~(b) Sanctions. A slot machine licensee that fails to abide by the statement of conditions and this part in the conduct of table gaming at its licensed facility shall be subject to all board imposed administrative sanctions or other penalties authorized under this part.~~

~~§ 1329A. Application of Clean Indoor Air Act.~~

~~If the board authorizes the operation of table games in a designated area other than the gaming floor, as defined in section 2 of the act of June 13, 2008 (P.L.182, No.27), known as the Clean Indoor Air Act, the provisions of section 3(b)(11) of the Clean Indoor Air Act shall apply to that area.~~

#### ~~SUBCHAPTER D~~

~~(RESERVED)~~

#### ~~SUBCHAPTER E~~

### ~~TABLE GAME TESTING AND CERTIFICATION~~

~~Sec.~~

~~1341A. Table game testing and certification standards.~~

~~§ 1341A. Table game testing and certification standards.~~

~~(a) Use of other state standards. Until such time as the board expands the independent testing and certification facility established under section 1320(b) (relating to slot machine testing and certification standards), the board may determine whether the table game testing and certification standards of another jurisdiction within the United States in which an applicant for a manufacturer license is licensed are comprehensive and thorough and provide similar adequate safeguards as those required by this part. If the board makes~~



~~that determination, it may permit a manufacturer as provided in section 1317.1 (relating to manufacturer licenses) to deploy those table games which have met the table game testing and certification standards in another jurisdiction without undergoing the full testing and certification process by the board's independent facility.~~

~~(b) Expansion of independent testing and certification facility. Within one year of the effective date of this chapter, the board shall expand its independent testing and certification facility created under section 1320(b) to include the testing and certification of table games. Costs associated with the expansion of the facility shall be paid by each licensed manufacturer in accordance with a schedule adopted by the board. The expanded facility shall be made available to each table game device manufacturer and supplier as determined by the board.~~

#### ~~SUBCHAPTER F~~

#### ~~GAMING SCHOOLS~~

~~Sec.~~

~~1351A. Curriculum.~~

~~1352A. Gaming school gaming equipment.~~

~~§ 1351A. Curriculum.~~

~~The Department of Education, in consultation with the board, shall develop curriculum guidelines, including minimum proficiency requirements established by the board, for gaming school instruction. The guidelines shall, at a minimum, establish courses of instruction that will provide individuals with adequate training necessary to obtain employment as a gaming employee with a licensed gaming entity.~~

~~§ 1352A. Gaming school gaming equipment.~~

~~(a) Use of gaming equipment. All gaming equipment utilized by a gaming school, including table game devices and all other representations of value, shall be used for training, instructional and practice purposes only. The use of any such gaming equipment for actual gaming by any person is prohibited.~~

~~(b) Chips. Unless the board otherwise determines, all gaming chips and other representations of value utilized by a gaming school shall be distinctly dissimilar to any gaming chips and representations of value utilized by a slot machine licensee.~~

~~(c) Possession, removal and transport of equipment. No gaming school shall possess, remove or transport any slot machine, table game device or associated equipment except in accordance with this part.~~

~~(d) Serial numbers. Each slot machine, table game and associated equipment on the premises of a gaming school shall have permanently affixed on it a serial number which, together with the location of the machine or table game, shall be filed with the board.~~

~~(e) Security. Each gaming school shall provide adequate security for the slot machines, table games, table game devices and associated equipment on the gaming school premises.~~

~~(f) Notice to board and bureau. No gaming school shall sell or transfer any slot machine, table game, table game device or associated equipment except upon prior written notice to the board and the bureau and the removal of all serial numbers required by this section.~~

#### SUBCHAPTER G

#### TABLE GAME TAXES AND FEES

Sec.

~~1361A. Table game authorization fee.~~

~~1362A. Table game taxes and assessment.~~

~~§ 1361A. Table game authorization fee.~~

~~(a) Imposition. Upon approval of a petition filed under section 1301A (relating to scope of chapter) and prior to the issuance of a table game operation certificate the commencement of the operation of table games at the licensed facility, the board shall impose a one time authorization fee on the slot machine licensee in the amount of \$10,000,000.~~

~~(b) Deposit of fees. All table game authorization fees received by the board under subsection (a) shall be deposited in the General Fund.~~

~~§ 1362A. Table game taxes and assessment.~~

~~(a) Imposition. The department shall determine and each slot machine licensee shall pay from its daily gross table game revenue from the table games in operation at its licensed facility a tax of 12% to be deposited into the General Fund.~~

~~(b) Deposits and distributions.~~

~~(1) The tax imposed under subsection (a) shall be due and payable to the department on a quarterly basis and submitted 30 days after the close of the quarter and shall be based upon gross table game revenue derived during the previous quarter.~~

~~(2) All funds owed to the Commonwealth under this section shall be held in trust by the slot machine licensee until the funds are paid or transferred and distributed by the department. Unless otherwise agreed to by the board, a slot machine licensee shall establish a separate bank account to maintain table game funds until such time as the funds are paid or transferred under this section.~~

~~Section 9. Sections 1401(b), 1408(a), 1501(b) and (c), 1504, 1505, 1509(c), 1513(c) and 1517(b) (1), (c) (12) and (e) (1) of Title 4 are amended to read:~~

~~§ 1401. Slot machine licensee deposits.~~

~~\* \* \*~~

~~(b) Initial deposit of funds. Not later than two business days prior to the commencement of slot machine operations, which may include table games, by a slot machine licensee, the slot machine licensee shall deposit and maintain the sum of \$5,000,000 in its account to guarantee the payment of funds to the Commonwealth under this part and as security for its obligations under section 1405 (relating to Pennsylvania Race Horse Development Fund). No additional deposit shall be required if a slot machine licensee is authorized to conduct table games pursuant to Chapter 13A (relating to table games).~~

~~\* \* \*~~

~~§ 1408. Transfers from State Gaming Fund.~~

~~(a) Transfer for compulsive problem gambling treatment. Each year, the sum of [\$1,500,000] \$2,000,000 or an amount equal to [.001] .002 multiplied by the total gross terminal revenue and gross table game revenue of all active and operating licensed gaming entities, whichever is greater, shall be transferred into the Compulsive Problem Gambling Treatment Fund established in section 1509 (relating to compulsive and problem gambling program).~~

~~\* \* \*~~

~~§ 1501. Responsibility and authority of department.~~

~~\* \* \*~~

~~(b) Application of rules and regulations. The department may prescribe the extent, if any, to which any rules and~~

~~regulations shall be applied without retroactive effect. The department shall have authority to prescribe the forms and the system of accounting and recordkeeping to be employed and through its representative shall at all times have power of access to and examination and audit of any equipment and records relating to all aspects of the operation of slot machines and table games under this part.~~

~~(c) Procedure. For purposes of implementing this part, the department may promulgate regulations in the same manner in which the board is authorized as provided in section 1203 (relating to temporary regulations) and section 1303A (relating to temporary table game regulations).~~

~~\* \* \*~~

~~§ 1504. Wagering on credit.~~

~~{Slot} Except as otherwise provided in section 1326A (relating to wagering policies), slot machine licensees may not extend credit. Slot machine licensees may not accept credit cards, charge cards or debit cards from a player for the exchange or purchase of slot machine credits or for an advance of coins or currency to be utilized by a player to play slot machine games or extend credit in any manner to a player so as to enable the player to play slot machines.~~

~~§ 1505. No eminent domain authority.~~

~~Neither the Commonwealth nor any political subdivision thereof shall have the right to acquire, with or without compensation, through the power of eminent domain any property, easement or land use right for the siting or construction of a facility for the operation of slot machines or table games by a slot machine licensee.~~

~~§ 1509. Compulsive and problem gambling program.~~

~~\* \* \*~~

~~(c) Notice of availability of assistance.~~

~~(1) Each slot machine licensee shall obtain a toll free telephone number to be used to provide persons with information on assistance for compulsive or problem gambling. Each licensee shall conspicuously post signs similar to the following statement:~~

~~If you or someone you know has a gambling problem, help is available. Call (Toll free telephone number).~~

~~The signs must be posted within 50 feet of each entrance and exit and within 50 feet of each automated teller machine location within the licensed facility.~~

~~(2) Each racetrack where slot machines or table games are operated shall print a statement on daily racing programs provided to the general public that is similar to the following:~~

~~If you or someone you know has a gambling problem, help is available. Call (Toll free telephone number).~~

~~(3) A licensed facility which fails to post or print the warning sign in accordance with paragraph (1) or (2) shall be assessed a fine of \$1,000 a day for each day the sign is not posted or printed as provided in this subsection.~~

~~\* \* \*~~

~~§ 1513. Political influence.~~

~~\* \* \*~~

~~(c) Penalties. The first violation of this section by a licensed gaming entity or any person that holds a controlling interest in such gaming entity, or a subsidiary company thereof, and any officer, director or management level employee of such licensee shall be punishable by a fine of not less than an~~

~~1 average single day's gross terminal revenue of the licensed  
2 gaming entity derived from the operation of slot machines and  
3 gross table revenue from the operation of table games in this  
4 Commonwealth; a second violation of this section, within five  
5 years of the first violation, shall be punishable by at least a  
6 one day suspension of the license held by the licensed gaming  
7 entity and a fine not less than an average two days' gross  
8 revenue of the licensed gaming entity; a third violation of this  
9 section within five years of the second violation shall be  
10 punishable by the immediate revocation of the license held by  
11 the licensed gaming entity. The first violation of this section  
12 by a manufacturer or supplier licensed pursuant to this part or  
13 by any person that holds a controlling interest in such  
14 manufacturer or supplier, or a subsidiary company thereof, and  
15 any officer, director or management level employee of such a  
16 licensee shall be punishable by a fine of not less than one  
17 day's average of the gross profit from sales made by the  
18 manufacturer or supplier in Pennsylvania during the preceding  
19 12 month period or portion thereof in the event the manufacturer  
20 or supplier has not operated in Pennsylvania for 12 months; a  
21 second violation of this section within five years of the first  
22 violation shall be punishable by a one month suspension of the  
23 license held by the manufacturer or supplier and a fine of not  
24 less than two times one day's average of the gross profit from  
25 sales made by the manufacturer or supplier in Pennsylvania  
26 during the preceding 12 month period or portion thereof in the  
27 event the manufacturer or supplier has not operated in  
28 Pennsylvania for 12 months. In no event shall the fine imposed  
29 under this section be in an amount less than \$50,000 for each  
30 violation. In addition to any fine or sanction that may be~~

~~imposed by the board, any person who makes a contribution in violation of this section commits a misdemeanor of the third degree.~~

~~\* \* \*~~

~~§ 1517. Investigations and enforcement.~~

~~\* \* \*~~

~~(b) Powers and duties of department.~~

~~(1) The department shall at all times have the power of access to examination and audit of any equipment and records relating to all aspects of the operation of slot machines or table games under this part.~~

~~\* \* \*~~

~~(c) Powers and duties of the Pennsylvania State Police. The Pennsylvania State Police shall have the following powers and duties:~~

~~\* \* \*~~

~~(12) Conduct audits or verification of information of slot machine or table game operations at such times, under such circumstances and to such extent as the bureau determines. This paragraph includes reviews of accounting, administrative and financial records and management control systems, procedures and records utilized by a slot machine licensee.~~

~~\* \* \*~~

~~(e) Inspection, seizure and warrants.~~

~~(1) The bureau, the department and the Pennsylvania State Police shall have the authority without notice and without warrant to do all of the following in the performance of their duties:~~

~~(i) Inspect and examine all premises where slot~~



1 ~~machine or table game operations are conducted, gaming~~  
2 ~~devices or equipment are manufactured, sold, distributed~~  
3 ~~or serviced or where records of these activities are~~  
4 ~~prepared or maintained.~~

5 ~~(ii) Inspect all equipment and supplies in, about,~~  
6 ~~upon or around premises referred to in subparagraph (i).~~

7 ~~(iii) Seize, summarily remove and impound equipment~~  
8 ~~and supplies from premises referred to in subparagraph~~  
9 ~~(i) for the purposes of examination and inspection.~~

10 ~~(iv) Inspect, examine and audit all books, records~~  
11 ~~and documents pertaining to a slot machine licensee's~~  
12 ~~operation.~~

13 ~~(v) Seize, impound or assume physical control of any~~  
14 ~~book, record, ledger, game, device, cash box and its~~  
15 ~~contents, counting room or its equipment or slot machine~~  
16 ~~or table game operations.~~

17 ~~\* \* \*~~

18 ~~Section 10. Section 1518(a)(2), (3), (4), (5), (11) and (13)~~  
19 ~~and (c)(1)(v) and (3) of Title 4 are amended and subsection (a)~~  
20 ~~is amended by adding a paragraph to read:~~

21 ~~§ 1518. Prohibited acts; penalties.~~

22 ~~(a) Criminal offenses.—~~

23 ~~\* \* \*~~

24 ~~(2) It shall be unlawful for a person to willfully:~~

25 ~~(i) fail to report, pay or truthfully account for~~  
26 ~~and pay over any license fee, authorization fee, tax or~~  
27 ~~assessment imposed under this part; or~~

28 ~~(ii) attempt in any manner to evade or defeat any~~  
29 ~~license fee, authorization fee, tax or assessment imposed~~  
30 ~~under this part.~~

1       ~~(3) It shall be unlawful for any licensed entity, gaming~~  
2       ~~employee, key employee or any other person to permit a slot~~  
3       ~~machine or table game to be operated, transported, repaired~~  
4       ~~or opened on the premises of a licensed facility by a person~~  
5       ~~other than a person licensed or permitted by the board~~  
6       ~~pursuant to this part.~~

7       ~~(4) It shall be unlawful for any licensed entity or~~  
8       ~~other person to manufacture, supply or place slot machines or~~  
9       ~~table games into play or display slot machines or table games~~  
10      ~~on the premise of a licensed facility without the authority~~  
11      ~~of the board.~~

12      ~~(5) Except as provided for in section 1326 (relating to~~  
13      ~~license renewals), it shall be unlawful for a licensed entity~~  
14      ~~or other person to manufacture, supply, operate, carry on or~~  
15      ~~expose for play any slot machine or table game after the~~  
16      ~~person's license has expired and prior to the actual renewal~~  
17      ~~of the license.~~

18           ~~\* \* \*~~

19      ~~(7.1) It shall be unlawful for an individual to use or~~  
20      ~~possess counterfeit or altered chips or plaques or other~~  
21      ~~cheating devices in the conduct of table gaming, except that~~  
22      ~~an authorized employee of a licensee or an authorized~~  
23      ~~employee of the board may possess and use counterfeit chips~~  
24      ~~or plaques or other cheating devices in performance of the~~  
25      ~~duties of employment for training or testing purposes only.~~

26           ~~\* \* \*~~

27      ~~(11) It shall be unlawful for a licensed gaming entity~~  
28      ~~that is a licensed racing entity and that has lost the~~  
29      ~~license issued to it by either the State Horse Racing~~  
30      ~~Commission or the State Harness Racing Commission under the~~

1 ~~Race Horse Industry Reform Act or that has had that license~~  
2 ~~suspended to operate slot machines or table games at the~~  
3 ~~racetrack for which its slot machine license was issued~~  
4 ~~unless the license issued to it by either the State Horse~~  
5 ~~Racing Commission or the State Harness Racing Commission will~~  
6 ~~be subsequently reissued or reinstated within 30 days after~~  
7 ~~the loss or suspension.~~

8 \* \* \*

9 ~~(13) It shall be unlawful for any person under 18 years~~  
10 ~~of age to be permitted in the area of a licensed facility~~  
11 ~~where slot machines or table games are operated.~~

12 \* \* \*

13 ~~(c) Board imposed administrative sanctions.—~~

14 ~~(1) In addition to any other penalty authorized by law,~~  
15 ~~the board may impose without limitation the following~~  
16 ~~sanctions upon any licensee or permittee:~~

17 \* \* \*

18 ~~(v) Suspend the license of any licensed gaming~~  
19 ~~entity for violation of or attempting to violate any~~  
20 ~~provisions of this part or regulations promulgated under~~  
21 ~~this part relating to its slot machine or table games~~  
22 ~~operations.~~

23 \* \* \*

24 ~~(3) In addition to any other fines or penalties that the~~  
25 ~~board may impose under this part or regulation, if a person~~  
26 ~~violates subsection (a) (2), the board shall impose an~~  
27 ~~administrative penalty of three times the amount of the~~  
28 ~~license fee, authorization fee, tax or other assessment~~  
29 ~~evaded and not paid, collected or paid over. This subsection~~  
30 ~~is subject to 2 Pa.C.S. Chs. 5 Subch. A and 7 Subch. A.~~

1     ~~Section 11. Section 1522 of Title 4 is amended to read:~~

2     ~~§ 1522. Interception of oral communications.~~

3     ~~The interception and recording of oral communications made in~~  
4     ~~a [counting] count room of a licensed facility by a licensee~~  
5     ~~shall not be subject to the provisions of 18 Pa.C.S. Ch. 57~~  
6     ~~(relating to wiretapping and electronic surveillance). Notice~~  
7     ~~that oral communications are being intercepted and recorded~~  
8     ~~shall be posted conspicuously in the [counting] count room.~~

9     ~~Section 12. This act shall take effect in 60 days.~~

10    SECTION 1. SECTION 1102 OF TITLE 4 OF THE PENNSYLVANIA  
11    CONSOLIDATED STATUTES IS AMENDED BY ADDING PARAGRAPHS TO READ:  
12    § 1102. LEGISLATIVE INTENT.

13    THE GENERAL ASSEMBLY RECOGNIZES THE FOLLOWING PUBLIC POLICY  
14    PURPOSES AND DECLARES THAT THE FOLLOWING OBJECTIVES OF THE  
15    COMMONWEALTH ARE TO BE SERVED BY THIS PART:

16           \* \* \*

17         (2.1) THE LEGALIZATION OF TABLE GAMES AS AUTHORIZED IN  
18         THIS PART IS INTENDED TO SUPPLEMENT SLOT MACHINE GAMING BY  
19         INCREASING REVENUES TO THE COMMONWEALTH AND PROVIDING NEW  
20         EMPLOYMENT OPPORTUNITIES BY CREATING SKILLED JOBS FOR  
21         INDIVIDUALS RELATED TO THE CONDUCT OF TABLE GAMES AT LICENSED  
22         FACILITIES IN THIS COMMONWEALTH.

23           \* \* \*

24         (12) IT IS THE INTENT OF THE GENERAL ASSEMBLY TO  
25         AUTHORIZE THE OPERATION OF SLOT MACHINES AND TABLE GAMES  
26         UNDER A SINGLE SLOT MACHINE LICENSE ISSUED TO A SLOT MACHINE  
27         LICENSEE UNDER THIS PART.

28         (13) THE EXPANSION OF GAMING IN THIS COMMONWEALTH  
29         REQUIRES AN ENHANCED AWARENESS OF COMPULSIVE AND PROBLEM  
30         GAMBLING AND THE NEED TO DEVELOP AND IMPLEMENT EFFECTIVE

1 STRATEGIES FOR PREVENTION, ASSESSMENT AND TREATMENT OF THIS  
2 BEHAVIORAL DISORDER. RESEARCH INDICATES, FOR SOME  
3 INDIVIDUALS, THAT COMPULSIVE AND PROBLEM GAMBLING OVERLAPS  
4 WITH DRUG AND/OR ALCOHOL ADDICTION. THEREFORE, THE GENERAL  
5 ASSEMBLY INTENDS TO ESTABLISH AN APPROACH TO COMPULSIVE AND  
6 PROBLEM GAMBLING PREVENTION, ASSESSMENT AND TREATMENT THAT  
7 WILL ENSURE THE PROVISION OF ADEQUATE RESOURCES TO IDENTIFY,  
8 ASSESS AND TREAT COMPULSIVE AND PROBLEM GAMBLING AND DRUG  
9 AND/OR ALCOHOL ADDICTION.

10 SECTION 2. THE DEFINITIONS OF "ASSOCIATED EQUIPMENT,"  
11 "CHEAT," "CONDUCT OF GAMING," "GAMING EMPLOYEE," "KEY EMPLOYEE,"  
12 "LICENSED FACILITY," "MANUFACTURER," "MANUFACTURER LICENSE,"  
13 "SLOT MACHINE LICENSE," "SLOT MACHINE LICENSEE," "SUPPLIER" AND  
14 "SUPPLIER LICENSE" IN SECTION 1103 OF TITLE 4 ARE AMENDED AND  
15 THE SECTION IS AMENDED BY ADDING DEFINITIONS TO READ:

16 § 1103. DEFINITIONS.

17 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS PART SHALL  
18 HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE  
19 CONTEXT CLEARLY INDICATES OTHERWISE:

20 \* \* \*

21 "ASSOCIATED EQUIPMENT." ANY EQUIPMENT OR MECHANICAL,  
22 ELECTROMECHANICAL OR ELECTRONIC CONTRIVANCE, COMPONENT OR  
23 MACHINE USED IN CONNECTION WITH [GAMING] SLOT MACHINES OR TABLE  
24 GAMES, INCLUDING LINKING DEVICES WHICH CONNECT TO PROGRESSIVE  
25 SLOT MACHINES OR SLOT MACHINES, REPLACEMENT PARTS, EQUIPMENT  
26 WHICH AFFECTS THE PROPER REPORTING AND COUNTING OF GROSS  
27 TERMINAL REVENUE AND GROSS TABLE GAME REVENUE, COMPUTERIZED  
28 SYSTEMS FOR CONTROLLING AND MONITORING SLOT MACHINES OR TABLE  
29 GAMES, INCLUDING, BUT NOT LIMITED TO, THE CENTRAL CONTROL  
30 COMPUTER TO WHICH ALL SLOT MACHINES COMMUNICATE AND DEVICES FOR

WEIGHING OR COUNTING MONEY.

\* \* \*

"BANKING GAME." ANY TABLE GAME IN WHICH PLAYERS COMPETE  
AGAINST A CERTIFICATE HOLDER RATHER THAN AGAINST ONE ANOTHER.

\* \* \*

"CASH." UNITED STATES CURRENCY AND COIN.

"CASH EQUIVALENT." AN ASSET THAT IS READILY CONVERTIBLE TO  
CASH, INCLUDING, BUT NOT LIMITED TO, ANY OF THE FOLLOWING:

(1) CHIPS, TOKENS OR OTHER REPRESENTATIONS OF VALUE.

(2) TRAVELERS CHECKS.

(3) FOREIGN CURRENCY AND COIN.

(4) CERTIFIED CHECKS, CASHIER'S CHECKS AND MONEY ORDERS.

(5) PERSONAL CHECKS OR DRAFTS.

(6) A NEGOTIABLE INSTRUMENT APPLIED AGAINST CREDIT  
EXTENDED BY A CERTIFICATE HOLDER, A RECOGNIZED CREDIT CARD  
COMPANY OR A FINANCIAL INSTITUTION.

(7) ANY OTHER INSTRUMENT THAT THE PENNSYLVANIA GAMING  
CONTROL BOARD DEEMS A CASH EQUIVALENT. OTHER THAN RECOGNIZED  
CREDIT CARDS OR CREDIT EXTENDED BY A CERTIFICATE HOLDER, ALL  
INSTRUMENTS THAT CONSTITUTE A CASH EQUIVALENT SHALL BE MADE  
PAYABLE TO THE SLOT MACHINE LICENSEE, TO THE BEARER OR TO  
CASH. AN INSTRUMENT MADE PAYABLE TO A THIRD PARTY SHALL NOT  
BE CONSIDERED A CASH EQUIVALENT AND SHALL BE PROHIBITED.

\* \* \*

"CERTIFICATE HOLDER." A SLOT MACHINE LICENSEE THAT HOLDS A  
TABLE GAMES OPERATION CERTIFICATE AWARDED BY THE BOARD UNDER  
CHAPTER 13A (RELATING TO TABLE GAMES).

"CHEAT." TO DEFRAUD OR STEAL FROM A PATRON, SLOT MACHINE  
LICENSEE OR THE COMMONWEALTH WHILE PLAYING A SLOT MACHINE OR  
TABLE GAME, INCLUDING CAUSING, AIDING, ABETTING OR CONSPIRING

1 WITH ANOTHER TO DO SO. THE TERM SHALL ALSO MEAN TO UNLAWFULLY  
2 ALTER [WITHOUT AUTHORIZATION] THE ELEMENTS OF CHANCE, SKILL,  
3 METHOD OF SELECTION OR CRITERIA WHICH DETERMINE:

4 (1) THE RESULT OF A SLOT MACHINE GAME OR TABLE GAME.

5 (2) THE AMOUNT OR FREQUENCY OF PAYMENT IN A SLOT MACHINE  
6 GAME OR TABLE GAME.

7 (3) THE VALUE OF A WAGERING INSTRUMENT.

8 (4) THE VALUE OF A WAGERING CREDIT.

9 THE TERM DOES NOT INCLUDE ALTERING [FOR REQUIRED MAINTENANCE AND  
10 REPAIR] A SLOT MACHINE, TABLE GAMES DEVICE OR ASSOCIATED  
11 EQUIPMENT FOR MAINTENANCE OR REPAIR WITH THE APPROVAL OF THE  
12 SLOT MACHINE LICENSEE.

13 "CHEATING OR THIEVING DEVICE." A DEVICE USED OR POSSESSED  
14 WITH THE INTENT TO BE USED, TO CHEAT DURING THE PLAY OF ANY SLOT  
15 MACHINE OR TABLE GAME. THE TERM SHALL ALSO INCLUDE ANY DEVICE  
16 USED TO ALTER SLOT MACHINES OR TABLE GAMES DEVICES WITHOUT THE  
17 SLOT MACHINE LICENSEE'S OR CERTIFICATE HOLDER'S APPROVAL.

18 "CHIP." A REPRESENTATION OF VALUE, INCLUDING PLAQUES, ISSUED  
19 BY A CERTIFICATE HOLDER IN EXCHANGE FOR CASH OR CASH EQUIVALENT  
20 AND FOR USE IN PLAYING A TABLE GAME AT THE CERTIFICATE HOLDER'S  
21 LICENSED FACILITY AND REDEEMABLE WITH THE ISSUING CERTIFICATE  
22 HOLDER.

23 \* \* \*

24 "CONDUCT OF GAMING." THE LICENSED PLACEMENT AND OPERATION OF  
25 [GAMES OF CHANCE] SLOT MACHINE AND TABLE GAMES UNDER THIS PART,  
26 AS AUTHORIZED AND APPROVED BY THE PENNSYLVANIA GAMING CONTROL  
27 BOARD AT A LICENSED FACILITY.

28 "CONTEST." A TABLE GAME COMPETITION AMONG PLAYERS FOR A  
29 PRIZE, WHETHER OR NOT THE PRIZE IS A SPECIFIED AMOUNT OF MONEY  
30 OR PLAYERS ARE REQUIRED TO PAY CONSIDERATION TO PARTICIPATE IN

1 THE COMPETITION.

2 \* \* \*

3 "COUNT ROOM." A SECURED ROOM AT A LICENSED FACILITY  
4 DESIGNATED FOR COUNTING, WRAPPING AND RECORDING OF SLOT MACHINE  
5 AND TABLE GAME RECEIPTS.

6 "COUNTERFEIT CHIPS." ANY CHIP OR SIMILAR OBJECT NOT ISSUED  
7 BY A CERTIFICATE HOLDER IN EXCHANGE FOR CASH OR CASH EQUIVALENTS  
8 FOR USE IN PLAYING TABLE GAMES.

9 \* \* \*

10 "GAMING EMPLOYEE." ANY EMPLOYEE OF A SLOT MACHINE LICENSEE,  
11 INCLUDING, BUT NOT LIMITED TO:

12 (1) CASHIERS.

13 (2) CHANGE PERSONNEL.

14 (3) [COUNTING] COUNT ROOM PERSONNEL.

15 (4) SLOT ATTENDANTS.

16 (5) HOSTS OR OTHER PERSONS AUTHORIZED TO EXTEND  
17 COMPLIMENTARY SERVICES.

18 (6) MACHINE MECHANICS [OR], COMPUTER MACHINE TECHNICIANS  
19 OR TABLE GAMES DEVICE TECHNICIANS.

20 (7) SECURITY PERSONNEL.

21 (8) SURVEILLANCE PERSONNEL.

22 (9) SUPERVISORS AND MANAGERS.

23 (10) BOXMEN.

24 (11) DEALERS OR CROUPIERS.

25 (12) FLOORMEN.

26 (13) SUPERVISORS OR PERSONNEL AUTHORIZED TO ISSUE  
27 PROMOTIONAL PLAY.

28 (14) SUPERVISORS AND PERSONNEL AUTHORIZED TO ISSUE  
29 CREDIT.

30 THE TERM INCLUDES EMPLOYEES OF A PERSON HOLDING A SUPPLIER'S



LICENSE WHOSE DUTIES ARE DIRECTLY INVOLVED WITH THE REPAIR OR DISTRIBUTION OF SLOT MACHINES, TABLE GAMES DEVICES AND ASSOCIATED EQUIPMENT SOLD OR PROVIDED TO [THE] A LICENSED FACILITY WITHIN THIS COMMONWEALTH AS DETERMINED BY THE PENNSYLVANIA GAMING CONTROL BOARD. THE TERM DOES NOT INCLUDE BARTENDERS, COCKTAIL SERVERS OR OTHER PERSONS ENGAGED SOLELY IN PREPARING OR SERVING FOOD OR BEVERAGES, CLERICAL OR SECRETARIAL PERSONNEL, PARKING ATTENDANTS, JANITORIAL, STAGE, SOUND AND LIGHT TECHNICIANS AND OTHER NONGAMING PERSONNEL AS DETERMINED BY THE BOARD.

"GAMING JUNKET." AN ARRANGEMENT MADE BY A GAMING JUNKET REPRESENTATIVE FOR AN INDIVIDUAL WHO IS ALL OF THE FOLLOWING:

(1) SELECTED OR APPROVED FOR PARTICIPATION IN THE ARRANGEMENT BASED ON THE INDIVIDUAL'S ABILITY TO SATISFY SPECIFIC FINANCIAL QUALIFICATIONS.

(2) LIKELY TO PARTICIPATE IN SLOT MACHINES AND TABLE GAMES AND TO PATRONIZE A LICENSED FACILITY FOR THE PURPOSE OF GAMING.

(3) RECEIVES AS CONSIDERATION FOR PARTICIPATION IN THE ARRANGEMENT PART OR ALL OF THE COSTS OF TRANSPORTATION, FOOD, LODGING OR ENTERTAINMENT WHICH ARE DIRECTLY OR INDIRECTLY PAID BY A SLOT MACHINE LICENSEE OR AN AGENT OR AN EMPLOYEE OF A SLOT MACHINE LICENSEE.

"GAMING JUNKET ENTERPRISE." A PERSON, OTHER THAN A SLOT MACHINE LICENSEE, WHO EMPLOYS OR OTHERWISE ENGAGES THE SERVICES OF A GAMING JUNKET REPRESENTATIVE TO ARRANGE GAMING JUNKETS TO A LICENSED FACILITY, REGARDLESS OF WHETHER THE ACTIVITIES OF THE GAMING JUNKET ENTERPRISE OCCUR WITHIN THIS COMMONWEALTH.

"GAMING JUNKET REPRESENTATIVE." AN INDIVIDUAL WHO IS NOT AN EMPLOYEE OF A SLOT MACHINE LICENSEE WHO ARRANGES AND NEGOTIATES

1 THE TERMS OF A GAMING JUNKET OR SELECTS INDIVIDUALS TO  
2 PARTICIPATE IN A GAMING JUNKET AT A LICENSED FACILITY,  
3 REGARDLESS OF WHETHER THE ACTIVITIES OF THE GAMING JUNKET  
4 REPRESENTATIVE OCCUR WITHIN THIS COMMONWEALTH.

5 "GAMING SCHOOL." ANY EDUCATIONAL INSTITUTION APPROVED BY THE  
6 THE DEPARTMENT OF EDUCATION AS A REGIONALLY ACCREDITED COLLEGE  
7 OR UNIVERSITY, COMMUNITY COLLEGE, PENNSYLVANIA PRIVATE LICENSED  
8 SCHOOL OR ITS EQUIVALENT WHICH IS APPROVED BY THE PENNSYLVANIA  
9 GAMING CONTROL BOARD IN CONSULTATION WITH THE DEPARTMENT OF  
10 EDUCATION TO PROVIDE EDUCATION AND TRAINING RELATED TO  
11 EMPLOYMENT OPPORTUNITIES ASSOCIATED WITH SLOT MACHINES OR TABLE  
12 GAMES, INCLUDING SLOT MACHINE, TABLE GAMES DEVICE AND ASSOCIATED  
13 EQUIPMENT MAINTENANCE AND REPAIR.

14 "GAMING SERVICE PROVIDER." A PERSON WHO PROVIDES GOODS OR  
15 SERVICES TO A SLOT MACHINE APPLICANT OR LICENSEE OR WHO PROVIDES  
16 GOODS OR SERVICES AT A LICENSED FACILITY AND WHO IS NOT REQUIRED  
17 TO BE LICENSED AS A MANUFACTURER, MANUFACTURER DESIGNEE,  
18 SUPPLIER, MANAGEMENT COMPANY OR GAMING JUNKET ENTERPRISE.

19 "GROSS TABLE GAME REVENUE." THE TOTAL OF:

20 (1) CASH OR CASH EQUIVALENTS RECEIVED IN THE PLAYING OF  
21 A TABLE GAME MINUS THE TOTAL OF:

22 (I) CASH OR CASH EQUIVALENTS PAID OUT TO PATRONS AS  
23 A RESULT OF PLAYING A TABLE GAME.

24 (II) CASH PAID TO PURCHASE ANNUITIES TO FUND PRIZES  
25 PAYABLE TO PLAYERS OVER A PERIOD OF TIME AS A RESULT OF  
26 PLAYING A TABLE GAME.

27 (III) THE ACTUAL COST PAID BY A CERTIFICATE HOLDER  
28 FOR ANY PERSONAL PROPERTY DISTRIBUTED TO A PLAYER AS A  
29 RESULT OF PLAYING A TABLE GAME. THIS DOES NOT INCLUDE  
30 TRAVEL EXPENSES, FOOD, REFRESHMENTS, LODGING OR SERVICES.

1       (2) ALL TABLE GAME CONTEST OR TOURNAMENT FEES. TABLE  
2       GAME CONTEST OR TOURNAMENT FEES SHALL BE CALCULATED AS ALL  
3       FEES OR PAYMENTS, INCLUDING ENTRY FEES, BUY-INS, RE-BUYS AND  
4       ADMINISTRATIVE FEES, IMPOSED BY A CERTIFICATE HOLDER TO  
5       PARTICIPATE IN A TABLE GAME CONTEST OR TOURNAMENT LESS CASH  
6       OR ACTUAL COST PAID BY A CERTIFICATE HOLDER FOR PRIZES  
7       AWARDED TO TOURNAMENT OR CONTEST WINNERS.

8       (3) THE TOTAL AMOUNT OF THE RAKE COLLECTED BY A  
9       CERTIFICATE HOLDER EACH DAY.

10      THE TERM DOES NOT INCLUDE COUNTERFEIT MONEY OR CHIPS; COINS OR  
11      CURRENCY OF OTHER COUNTRIES RECEIVED IN THE PLAYING OF A TABLE  
12      GAME, EXCEPT TO THE EXTENT THAT THEY ARE READILY CONVERTIBLE TO  
13      UNITED STATES CURRENCY; OR CASH TAKEN IN A FRAUDULENT ACT  
14      PERPETRATED AGAINST A CERTIFICATE HOLDER FOR WHICH THE  
15      CERTIFICATE HOLDER IS NOT REIMBURSED.

16      \* \* \*

17      "HOTEL." ONE OR MORE BUILDINGS OWNED OR OPERATED BY A  
18      CERTIFICATE HOLDER THAT IS A CATEGORY 1 OR CATEGORY 2 SLOT  
19      MACHINE LICENSEE WHICH IS ATTACHED TO, PHYSICALLY CONNECTED TO  
20      OR ADJACENT TO THE CERTIFICATE HOLDER'S LICENSED FACILITY AND  
21      AVAILABLE TO THE PUBLIC TO OBTAIN SLEEPING ACCOMMODATIONS.

22      \* \* \*

23      "KEY EMPLOYEE." ANY INDIVIDUAL WHO IS EMPLOYED IN A DIRECTOR  
24      OR DEPARTMENT HEAD CAPACITY AND WHO IS EMPOWERED TO MAKE  
25      DISCRETIONARY DECISIONS THAT REGULATE SLOT MACHINE OR TABLE GAME  
26      OPERATIONS, INCLUDING THE GENERAL MANAGER AND ASSISTANT MANAGER  
27      OF THE LICENSED FACILITY, DIRECTOR OF SLOT OPERATIONS, DIRECTOR  
28      OF TABLE GAMES, PIT SUPERVISORS, SHIFT SUPERVISORS, CREDIT  
29      SUPERVISORS, CASHIER SUPERVISORS, TABLE GAME MANAGERS AND  
30      ASSISTANT MANAGERS, DIRECTOR OF CAGE AND/OR CREDIT OPERATIONS,

1 DIRECTOR OF SURVEILLANCE, DIRECTOR OF MARKETING, DIRECTOR OF  
2 MANAGEMENT INFORMATION SYSTEMS, DIRECTOR OF SECURITY,  
3 COMPTROLLER AND ANY EMPLOYEE WHO SUPERVISES THE OPERATIONS OF  
4 THESE DEPARTMENTS OR TO WHOM THESE DEPARTMENT DIRECTORS OR  
5 DEPARTMENT HEADS REPORT AND SUCH OTHER POSITIONS WHICH THE  
6 PENNSYLVANIA GAMING CONTROL BOARD SHALL DETERMINE BASED ON  
7 DETAILED ANALYSES OF JOB DESCRIPTIONS AS PROVIDED IN THE  
8 INTERNAL CONTROLS OF THE LICENSEE AS APPROVED BY THE  
9 PENNSYLVANIA GAMING CONTROL BOARD. ALL OTHER GAMING EMPLOYEES  
10 UNLESS OTHERWISE DESIGNATED BY THE PENNSYLVANIA GAMING CONTROL  
11 BOARD SHALL BE CLASSIFIED AS NON-KEY EMPLOYEES.

12 \* \* \*

13 "LICENSED FACILITY." THE PHYSICAL LAND-BASED LOCATION AT  
14 WHICH A LICENSED GAMING ENTITY IS AUTHORIZED TO PLACE AND  
15 OPERATE SLOT MACHINES AND, IF AUTHORIZED BY THE PENNSYLVANIA  
16 GAMING CONTROL BOARD UNDER CHAPTER 13A (RELATING TO TABLE  
17 GAMES), TO CONDUCT TABLE GAMES. THE TERM INCLUDES ANY AREA OF A  
18 LICENSED RACETRACK PREVIOUSLY AUTHORIZED PURSUANT TO SECTION  
19 1207(17) (RELATING TO REGULATORY AUTHORITY OF BOARD) TO OPERATE  
20 SLOT MACHINES, ANY AREA OF A HOTEL WHICH THE PENNSYLVANIA GAMING  
21 CONTROL BOARD DETERMINES IS SUITABLE TO CONDUCT TABLE GAMES OR A  
22 TEMPORARY FACILITY APPROVED BY THE BOARD.

23 \* \* \*

24 "MANUFACTURER." A PERSON WHO MANUFACTURES, BUILDS, REBUILDS,  
25 FABRICATES, ASSEMBLES, PRODUCES, PROGRAMS, DESIGNS OR OTHERWISE  
26 MAKES MODIFICATIONS TO ANY SLOT MACHINE, TABLE GAMES DEVICE OR  
27 ASSOCIATED EQUIPMENT FOR USE OR PLAY OF SLOT MACHINES OR TABLE  
28 GAMES IN THIS COMMONWEALTH FOR GAMING PURPOSES.

29 "MANUFACTURER LICENSE." A LICENSE ISSUED BY THE PENNSYLVANIA  
30 GAMING CONTROL BOARD AUTHORIZING A MANUFACTURER TO MANUFACTURE

OR PRODUCE SLOT MACHINES, TABLE GAMES DEVICES OR ASSOCIATED  
EQUIPMENT FOR USE IN THIS COMMONWEALTH FOR GAMING PURPOSES.

\* \* \*

"MUNICIPAL AUTHORITY." A BODY POLITIC AND CORPORATE CREATED  
UNDER THE FORMER ACT OF JUNE 28, 1935 (P.L.463, NO.191), KNOWN  
AS THE MUNICIPALITY AUTHORITIES ACT OF 1935, THE FORMER ACT OF  
MAY 2, 1995 (P.L.382, NO.164), KNOWN AS THE MUNICIPALITY  
AUTHORITIES ACT OF 1945 OR THE ACT OF JULY 29, 1953 (P.L.1034,  
NO.270), KNOWN AS THE PUBLIC AUDITORIUM AUTHORITIES LAW.

\* \* \*

"NONBANKING GAME." ANY TABLE GAME IN WHICH PLAYERS COMPETE  
AGAINST ONE ANOTHER AND IN WHICH THE CERTIFICATE HOLDER COLLECTS  
A RAKE.

\* \* \*

"PARTY." THE PENNSYLVANIA GAMING CONTROL BOARD, THE BUREAU  
OF INVESTIGATIONS AND ENFORCEMENT OF THE PENNSYLVANIA GAMING  
CONTROL BOARD OR ANY APPLICANT, LICENSEE, PERMITTEE, REGISTRANT  
OR OTHER PERSON APPEARING OF RECORD IN ANY PROCEEDING BEFORE THE  
BOARD OR IN ANY PROCEEDING FOR JUDICIAL REVIEW OF ANY ACTION,  
DECISION OR ORDER OF THE BOARD.

\* \* \*

"RAKE." A SET FEE OR PERCENTAGE ASSESSED BY A CERTIFICATE  
HOLDER FOR PROVIDING THE SERVICES OF A DEALER, TABLE OR LOCATION  
FOR PLAYING ANY NONBANKING GAME.

\* \* \*

"SUPPLIER." A PERSON THAT SELLS, LEASES, OFFERS OR OTHERWISE  
PROVIDES, DISTRIBUTES OR SERVICES ANY SLOT MACHINE, TABLE GAMES  
DEVICE OR ASSOCIATED EQUIPMENT FOR USE OR PLAY OF SLOT MACHINES  
OR TABLE GAMES IN THIS COMMONWEALTH.

"SUPPLIER LICENSE." A LICENSE ISSUED BY THE PENNSYLVANIA

1 GAMING CONTROL BOARD AUTHORIZING A SUPPLIER TO PROVIDE PRODUCTS  
2 OR SERVICES RELATED TO SLOT MACHINES, TABLE GAMES DEVICES OR  
3 ASSOCIATED EQUIPMENT TO SLOT MACHINE LICENSEES.

4 \* \* \*

5 "SUSPICIOUS TRANSACTION." THE ACCEPTANCE OR REDEEMING OF  
6 CASH OR CASH EQUIVALENTS INVOLVING OR AGGREGATING \$5,000 OR MORE  
7 IF THE SLOT MACHINE LICENSEE OR PERSON KNOWS OR HAS REASON TO  
8 BELIEVE THE TRANSACTION:

9 (1) INVOLVES FUNDS DERIVED FROM ILLEGAL ACTIVITIES OR IS  
10 INTENDED OR CONDUCTED IN ORDER TO CONCEAL OR DISGUISE FUNDS  
11 OR ASSETS DERIVED FROM ILLEGAL ACTIVITIES;

12 (2) IS PART OF A PLAN TO VIOLATE OR EVADE ANY LAW OR  
13 REGULATION OR TO AVOID ANY TRANSACTION REPORTING REQUIREMENT  
14 UNDER THE LAW OR REGULATIONS OF THIS COMMONWEALTH OR THE  
15 UNITED STATES, INCLUDING A PLAN TO STRUCTURE A SERIES OF  
16 TRANSACTIONS TO AVOID ANY TRANSACTION REPORTING REQUIREMENT  
17 UNDER THE LAWS OR REGULATIONS OF THIS COMMONWEALTH OR THE  
18 UNITED STATES; OR

19 (3) HAS NO LAWFUL BUSINESS OR OTHER APPARENT LAWFUL  
20 PURPOSE OR IS NOT THE SORT OF TRANSACTION IN WHICH A PERSON  
21 WOULD NORMALLY BE EXPECTED TO ENGAGE AND THE SLOT MACHINE  
22 LICENSEE OR PERSON KNOWS OF NO REASONABLE EXPLANATION FOR THE  
23 TRANSACTION AFTER EXAMINING THE AVAILABLE FACTS, INCLUDING  
24 THE BACKGROUND AND POSSIBLE PURPOSE OF THE TRANSACTION.

25 "TABLE GAME." ANY BANKING, NONBANKING OR PERCENTAGE GAME.  
26 THE TERM INCLUDES ROULETTE, BACCARAT, BLACKJACK, POKER, CRAPS,  
27 BIG SIX WHEEL, RED DOG, PAI GOW, CASINO WAR, SIC BO AND ANY  
28 OTHER BANKING, NONBANKING OR PERCENTAGE GAME. THE TERM SHALL  
29 ALSO INCLUDE ANY TABLE GAME AUTHORIZED FOR USE IN A LICENSED  
30 FACILITY THAT IS USED FOR GAMING CONTESTS OR TOURNAMENTS IN

1 WHICH PLAYERS COMPETE AGAINST ONE ANOTHER. THE TERM SHALL NOT  
2 INCLUDE:

3 (1) LOTTERY GAMES OF THE PENNSYLVANIA STATE LOTTERY AS  
4 AUTHORIZED UNDER THE ACT OF AUGUST 26, 1971 (P.L.351, NO.91),  
5 KNOWN AS THE STATE LOTTERY LAW.

6 (2) BINGO AS AUTHORIZED UNDER THE ACT OF JULY 10, 1981  
7 (P.L.214, NO.67), KNOWN AS THE BINGO LAW.

8 (3) PARI-MUTUEL BETTING ON THE OUTCOME OF THOROUGHBRED  
9 OR HARNESS HORSE RACING AS AUTHORIZED UNDER THE ACT OF  
10 DECEMBER 17, 1981 (P.L.435, NO.135), KNOWN AS THE RACE HORSE  
11 INDUSTRY REFORM ACT.

12 (4) SMALL GAMES OF CHANCE AS AUTHORIZED UNDER THE ACT OF  
13 DECEMBER 19, 1988 (P.L.1262, NO.156), KNOWN AS THE LOCAL  
14 OPTION SMALL GAMES OF CHANCE ACT.

15 (5) SLOT MACHINE GAMING AND PROGRESSIVE SLOT MACHINE  
16 GAMING AS DEFINED AND AUTHORIZED UNDER THIS PART.

17 (6) KENO.

18 "TABLE GAMES DEVICE." INCLUDES GAMING TABLES, CARDS, DICE,  
19 CHIPS, SHUFFLERS, TILES, DOMINOES, WHEELS, DROP BOXES OR ANY  
20 MECHANICAL OR ELECTRICAL CONTRIVANCE, TERMINAL, MACHINE OR OTHER  
21 DEVICE, APPARATUS, EQUIPMENT OR SUPPLIES APPROVED BY THE  
22 PENNSYLVANIA GAMING CONTROL BOARD AND USED TO CONDUCT A TABLE  
23 GAME.

24 "TABLE GAMES OPERATION CERTIFICATE" OR "CERTIFICATE." A  
25 CERTIFICATE ISSUED BY THE PENNSYLVANIA GAMING CONTROL BOARD  
26 UNDER CHAPTER 13A (RELATING TO TABLE GAMES) THAT AUTHORIZES A  
27 SLOT MACHINE LICENSEE TO CONDUCT TABLE GAMES IN ACCORDANCE WITH  
28 THIS PART.

29 "TOURNAMENT." A SERIES OF TABLE GAME CONTESTS.

30 \* \* \*

SECTION 3. SECTION 1201(H) (11) OF TITLE 4 IS AMENDED TO  
READ:

§ 1201. PENNSYLVANIA GAMING CONTROL BOARD ESTABLISHED.

\* \* \*

(H) QUALIFICATIONS AND RESTRICTIONS.--

\* \* \*

(11) NO MEMBER, EMPLOYEE OR INDEPENDENT CONTRACTOR OF  
THE BOARD SHALL ACCEPT A COMPLIMENTARY SERVICE, WAGER OR BE  
PAID ANY PRIZE FROM ANY WAGER AT ANY LICENSED FACILITY WITHIN  
THIS COMMONWEALTH OR AT ANY OTHER FACILITY OUTSIDE THIS  
COMMONWEALTH WHICH IS OWNED OR OPERATED BY A LICENSED GAMING  
ENTITY OR ANY OF ITS AFFILIATES, INTERMEDIARIES, SUBSIDIARIES  
OR HOLDING COMPANIES THEREOF FOR THE DURATION OF THEIR TERM  
OF OFFICE, EMPLOYMENT OR CONTRACT WITH THE BOARD AND FOR A  
PERIOD OF ONE YEAR FROM THE TERMINATION OF TERM OF OFFICE,  
EMPLOYMENT OR CONTRACT WITH THE BOARD. THE PROVISIONS OF THIS  
PARAGRAPH SHALL NOT APPLY [TO] WHEN EMPLOYEES [WHO] OR  
INDEPENDENT CONTRACTORS OF THE BOARD UTILIZE SLOT MACHINES OR  
TABLE GAMES DEVICES FOR TESTING PURPOSES OR TO VERIFY THE  
PERFORMANCE OF A MACHINE OR TABLE GAME AS PART OF AN  
ENFORCEMENT INVESTIGATION.

\* \* \*

SECTION 4. SECTION 1202(A) (1) AND (B) (20) AND (23) OF TITLE  
4 ARE AMENDED AND SUBSECTION (B) IS AMENDED BY ADDING PARAGRAPHS  
TO READ:

§ 1202. GENERAL AND SPECIFIC POWERS.

(A) GENERAL POWERS.--

(1) THE BOARD SHALL HAVE GENERAL AND SOLE REGULATORY  
AUTHORITY OVER THE CONDUCT OF GAMING OR RELATED ACTIVITIES AS  
DESCRIBED IN THIS PART. THE BOARD SHALL ENSURE THE INTEGRITY



1 OF THE ACQUISITION AND OPERATION OF SLOT MACHINES, TABLE  
2 GAMES, TABLE GAMES DEVICES AND ASSOCIATED EQUIPMENT AND SHALL  
3 HAVE SOLE REGULATORY AUTHORITY OVER EVERY ASPECT OF THE  
4 AUTHORIZATION AND OPERATION OF SLOT MACHINES AND TABLE GAMES.

5 \* \* \*

6 (B) SPECIFIC POWERS.--THE BOARD SHALL HAVE THE SPECIFIC  
7 POWER AND DUTY:

8 \* \* \*

9 (12.1) AT ITS DISCRETION, TO ISSUE, APPROVE, RENEW,  
10 REVOKE, SUSPEND, CONDITION OR DENY ISSUANCE OR RENEWAL OF A  
11 TABLE GAMES OPERATION CERTIFICATE TO A SLOT MACHINE LICENSEE  
12 IN ACCORDANCE WITH CHAPTER 13A (RELATING TO TABLE GAMES).

13 \* \* \*

14 (20) IN ADDITION TO THE POWER OF THE BOARD REGARDING  
15 LICENSE AND PERMIT APPLICANTS, TO DETERMINE AT ITS DISCRETION  
16 THE SUITABILITY OF ANY PERSON WHO FURNISHES OR SEEKS TO  
17 FURNISH TO A SLOT MACHINE LICENSEE DIRECTLY OR INDIRECTLY ANY  
18 SERVICES OR PROPERTY RELATED TO SLOT MACHINES, TABLE GAMES OR  
19 ASSOCIATED EQUIPMENT OR THROUGH ANY ARRANGEMENTS UNDER WHICH  
20 THAT PERSON RECEIVES PAYMENT BASED DIRECTLY OR INDIRECTLY ON  
21 EARNINGS, PROFITS OR RECEIPTS FROM THE SLOT MACHINES, TABLE  
22 GAMES AND ASSOCIATED EQUIPMENT. THE BOARD MAY REQUIRE ANY  
23 SUCH PERSON TO COMPLY WITH THE REQUIREMENTS OF THIS PART AND  
24 THE REGULATIONS OF THE BOARD AND MAY PROHIBIT THE PERSON FROM  
25 FURNISHING THE SERVICES OR PROPERTY.

26 \* \* \*

27 (23) THE BOARD SHALL NOT ISSUE OR RENEW A LICENSE,   
28 CERTIFICATE OR PERMIT UNLESS IT IS SATISFIED THAT THE  
29 APPLICANT IS A PERSON OF GOOD CHARACTER, HONESTY AND  
30 INTEGRITY AND IS A PERSON WHOSE PRIOR ACTIVITIES, CRIMINAL

1 RECORD, IF ANY, REPUTATION, HABITS AND ASSOCIATIONS DO NOT  
2 POSE A THREAT TO THE PUBLIC INTEREST OR THE EFFECTIVE  
3 REGULATION AND CONTROL OF SLOT MACHINE OR TABLE GAME  
4 OPERATIONS OR CREATE OR ENHANCE THE DANGER OF UNSUITABLE,  
5 UNFAIR OR ILLEGAL PRACTICES, METHODS AND ACTIVITIES IN THE  
6 CONDUCT OF SLOT MACHINE OR TABLE GAME OPERATIONS OR THE  
7 CARRYING ON OF THE BUSINESS AND FINANCIAL ARRANGEMENTS  
8 INCIDENTAL THERETO.

9 \* \* \*

10 (27.1) TO PUBLISH EACH JANUARY IN THE PENNSYLVANIA  
11 BULLETIN AND ON THE PENNSYLVANIA GAMING CONTROL BOARD'S  
12 INTERNET WEBSITE A COMPLETE LIST OF ALL SLOT MACHINE  
13 LICENSEES WHO FILED A PETITION SEEKING AUTHORIZATION TO  
14 CONDUCT TABLE GAMES AND THE STATUS OF EACH PETITION OR TABLE  
15 GAMES OPERATION CERTIFICATE.

16 \* \* \*

17 SECTION 5. SECTION 1204 OF TITLE 4 IS AMENDED TO READ:  
18 § 1204. LICENSED GAMING ENTITY APPLICATION APPEALS FROM BOARD.  
19 THE SUPREME COURT OF PENNSYLVANIA SHALL BE VESTED WITH  
20 EXCLUSIVE APPELLATE JURISDICTION TO CONSIDER APPEALS OF ANY  
21 FINAL ORDER, DETERMINATION OR DECISION OF THE BOARD INVOLVING  
22 THE APPROVAL, ISSUANCE, DENIAL OR CONDITIONING OF A SLOT MACHINE  
23 LICENSE OR TABLE GAMES OPERATION CERTIFICATE. NOTWITHSTANDING  
24 THE PROVISIONS OF 2 PA.C.S. CH. 7 SUBCH. A (RELATING TO JUDICIAL  
25 REVIEW OF COMMONWEALTH AGENCY ACTION) AND 42 PA.C.S. § 763  
26 (RELATING TO DIRECT APPEALS FROM GOVERNMENT AGENCIES), THE  
27 SUPREME COURT SHALL AFFIRM ALL FINAL ORDERS, DETERMINATIONS OR  
28 DECISIONS OF THE BOARD INVOLVING THE APPROVAL, ISSUANCE, DENIAL  
29 OR CONDITIONING OF A SLOT MACHINE LICENSE OR TABLE GAMES  
30 OPERATION CERTIFICATE UNLESS IT SHALL FIND THAT THE BOARD

1 COMMITTED AN ERROR OF LAW OR THAT THE ORDER, DETERMINATION OR  
2 DECISION OF THE BOARD WAS ARBITRARY AND THERE WAS A CAPRICIOUS  
3 DISREGARD OF THE EVIDENCE.

4 SECTION 5.1. SECTION 1207(4), (8) AND (14) OF TITLE 4 ARE  
5 AMENDED AND THE SECTION IS AMENDED BY ADDING A  
6 PARAGRAPH TO READ:

7 § 1207. REGULATORY AUTHORITY OF BOARD.

8 THE BOARD SHALL HAVE THE POWER AND ITS DUTIES SHALL BE TO:

9 \* \* \*

10 (4) REQUIRE THAT EACH LICENSED ENTITY PROVIDE TO THE  
11 BOARD ITS AUDITED ANNUAL FINANCIAL STATEMENTS, WITH SUCH  
12 ADDITIONAL DETAIL AS THE BOARD FROM TIME TO TIME SHALL  
13 REQUIRE, WHICH INFORMATION SHALL BE SUBMITTED NOT LATER THAN  
14 [60] 90 DAYS AFTER THE END OF THE LICENSEE'S FISCAL YEAR.

15 \* \* \*

16 (7.1) ENFORCE PRESCRIBED HOURS FOR THE OPERATION OF  
17 TABLE GAMES SO THAT THE CERTIFICATE HOLDER MAY CONDUCT TABLE  
18 GAMES ON ANY DAY DURING THE YEAR IN ORDER TO MEET THE NEEDS  
19 OF PATRONS OR TO MEET COMPETITION.

20 (8) REQUIRE THAT EACH LICENSED GAMING ENTITY PROHIBIT  
21 PERSONS UNDER 21 YEARS OF AGE FROM OPERATING OR USING SLOT  
22 MACHINES OR PLAYING TABLE GAMES.

23 \* \* \*

24 (14) CONSULT WITH MEMBERS OF THE PENNSYLVANIA STATE  
25 POLICE, THE OFFICE OF ATTORNEY GENERAL, THE DEPARTMENT AND  
26 SUCH OTHER PERSONS IT DEEMS NECESSARY FOR ADVICE REGARDING  
27 THE VARIOUS ASPECTS OF THE POWERS AND DUTIES IMPOSED ON IT  
28 UNDER THIS PART AND ITS JURISDICTION OVER THE AUTHORIZATION  
29 AND OPERATION OF SLOT MACHINES, TABLE GAMES AND LICENSED  
30 FACILITIES.

1           \* \* \*

2       SECTION 5.2.   SECTION 1208(1) AND 1210 OF TITLE 4 ARE AMENDED  
3 TO READ:

4   § 1208.   COLLECTION OF FEES AND FINES.

5       THE BOARD HAS THE FOLLOWING POWERS AND DUTIES:

6           (1)   TO LEVY AND COLLECT FEES FROM THE VARIOUS  
7       APPLICANTS, LICENSEES AND PERMITTEES TO FUND THE OPERATIONS  
8       OF THE BOARD. [THE] EXCEPT AS OTHERWISE SPECIFICALLY PROVIDED  
9       IN SECTION 1361A(A) (RELATING TO TABLE GAME AUTHORIZATION  
10       FEE), FEES SHALL BE DEPOSITED INTO THE STATE GAMING FUND AS  
11       ESTABLISHED IN SECTION 1403 (RELATING TO ESTABLISHMENT OF  
12       STATE GAMING FUND AND NET SLOT MACHINE REVENUE DISTRIBUTION)  
13       AND DISTRIBUTED TO THE BOARD UPON APPROPRIATION BY THE  
14       GENERAL ASSEMBLY. IN ADDITION TO THE FEES SET FORTH IN  
15       SECTIONS 1209 (RELATING TO SLOT MACHINE LICENSE FEE) AND 1305  
16       (RELATING TO CATEGORY 3 SLOT MACHINE LICENSE), THE BOARD  
17       SHALL ASSESS AND COLLECT FEES AS FOLLOWS:

18           (I)   SUPPLIER LICENSEES SHALL PAY [A]:

19                (A)   A FEE OF \$25,000 UPON THE ISSUANCE OF A  
20       LICENSE [AND \$10,000 FOR THE ANNUAL RENEWAL OF A  
21       SUPPLIER LICENSE.] TO SUPPLY SLOT MACHINES OR  
22       ASSOCIATED EQUIPMENT USED IN CONNECTION WITH SLOT  
23       MACHINES.

24                (B)   A FEE OF \$25,000 UPON THE ISSUANCE OF A  
25       LICENSE TO SUPPLY TABLE GAMES DEVICES OR ASSOCIATED  
26       EQUIPMENT USED IN CONNECTION WITH TABLE GAMES OR  
27       TABLE GAMES DEVICES FOR A MANUFACTURER OF TABLE GAMES  
28       DEVICES OR ASSOCIATED EQUIPMENT USED IN CONNECTION  
29       WITH TABLE GAMES OR TABLE GAMES DEVICES.

30                (C)   A FEE OF \$15,000 FOR THE ANNUAL RENEWAL OF

1           THE APPROPRIATE SUPPLIER LICENSE.

2           (D) NOTWITHSTANDING THE FEES ESTABLISHED UNDER  
3           CLAUSES (B) AND (C), THE BOARD MAY MODIFY THE FEES  
4           UPON THE BOARD'S DETERMINATION THE FEES WILL  
5           UNREASONABLY LIMIT THE AVAILABILITY OF TABLE GAMES  
6           DEVICES OR ASSOCIATED EQUIPMENT USED IN CONNECTION  
7           WITH TABLE GAMES OR TABLE GAMES DEVICES IN THIS  
8           COMMONWEALTH.

9           (II) MANUFACTURER LICENSEES SHALL PAY [A]:

10          (A) A FEE OF \$50,000 UPON THE ISSUANCE OF A  
11          LICENSE [AND \$25,000 FOR THE ANNUAL RENEWAL OF A  
12          MANUFACTURER LICENSE.] TO MANUFACTURE SLOT MACHINES  
13          AND ASSOCIATED EQUIPMENT USED IN CONNECTION WITH SLOT  
14          MACHINES.

15          (B) A FEE OF \$50,000 UPON THE ISSUANCE OF A  
16          LICENSE TO MANUFACTURE TABLE GAMES DEVICES OR  
17          ASSOCIATED EQUIPMENT USED IN CONNECTION WITH TABLE  
18          GAMES OR TABLE GAMES DEVICES.

19          (C) A MANUFACTURER LICENSEE SHALL PAY AN ANNUAL  
20          FEE OF \$30,000 FOR THE ANNUAL RENEWAL OF THE  
21          APPROPRIATE MANUFACTURER LICENSE.

22          (D) NOTWITHSTANDING THE FEES ESTABLISHED UNDER  
23          CLAUSES (B) AND (C), THE BOARD MAY MODIFY THE FEES  
24          UPON THE BOARD'S DETERMINATION THE FEES WILL  
25          UNREASONABLY LIMIT THE AVAILABILITY OF TABLE GAMES  
26          DEVICES OR ASSOCIATED EQUIPMENT USED IN CONNECTION  
27          WITH TABLE GAMES OR TABLE GAMES DEVICES IN THIS  
28          COMMONWEALTH.

29          (III) EACH APPLICATION FOR A SLOT MACHINE LICENSE,  
30          SUPPLIER LICENSE OR MANUFACTURER LICENSE MUST BE

1 ACCOMPANIED BY A NONREFUNDABLE FEE SET BY THE BOARD FOR  
2 THE COST OF EACH INDIVIDUAL REQUIRING A BACKGROUND  
3 INVESTIGATION. THE REASONABLE AND NECESSARY COSTS AND  
4 EXPENSES INCURRED IN ANY BACKGROUND INVESTIGATION OR  
5 OTHER INVESTIGATION OR PROCEEDING CONCERNING ANY  
6 APPLICANT, LICENSEE, PERMITTEE OR REGISTRANT SHALL BE  
7 REIMBURSED TO THE BOARD BY THOSE PERSONS.

8 \* \* \*

9 § 1210. NUMBER OF SLOT MACHINES.

10 (A) INITIAL COMPLEMENT.--EXCEPT AS PROVIDED FOR CATEGORY 3  
11 SLOT MACHINE LICENSEES UNDER SECTION 1305 (RELATING TO CATEGORY  
12 3 SLOT MACHINE LICENSE), ALL SLOT MACHINE LICENSEES SHALL BE  
13 PERMITTED TO OPERATE UP TO 3,000 SLOT MACHINES AT ANY ONE  
14 LICENSED FACILITY AND SHALL BE REQUIRED TO OPERATE AND MAKE  
15 AVAILABLE TO PLAY A MINIMUM OF 1,500 MACHINES AT ANY ONE  
16 LICENSED FACILITY WITHIN ONE YEAR OF THE ISSUANCE BY THE BOARD  
17 OF A SLOT MACHINE LICENSE UNLESS OTHERWISE EXTENDED BY THE  
18 BOARD, UPON APPLICATION AND FOR GOOD CAUSE SHOWN, FOR AN  
19 ADDITIONAL PERIOD NOT TO EXCEED 24 MONTHS AND THEREAFTER.

20 (B) ADDITIONAL SLOT MACHINES.--EXCEPT AS PROVIDED FOR  
21 CATEGORY 3 SLOT MACHINE LICENSEES UNDER SECTION 1305, SIX MONTHS  
22 FOLLOWING THE DATE OF COMMENCEMENT OF SLOT MACHINE OPERATIONS,  
23 THE BOARD MAY PERMIT A SLOT MACHINE LICENSEE TO INSTALL AND  
24 OPERATE UP TO 2,000 ADDITIONAL SLOT MACHINES AT ITS LICENSED  
25 FACILITY, BEYOND THOSE MACHINES AUTHORIZED UNDER SUBSECTION (A),  
26 UPON APPLICATION BY THE SLOT MACHINE LICENSEE. THE BOARD, IN  
27 CONSIDERING SUCH AN APPLICATION, SHALL TAKE INTO ACCOUNT THE  
28 APPROPRIATENESS OF THE PHYSICAL SPACE WHERE THE ADDITIONAL SLOT  
29 MACHINES WILL BE LOCATED AND THE CONVENIENCE OF THE PUBLIC  
30 ATTENDING THE FACILITY. THE BOARD MAY ALSO TAKE INTO ACCOUNT THE

POTENTIAL BENEFIT TO ECONOMIC DEVELOPMENT, EMPLOYMENT AND  
TOURISM, ENHANCED REVENUES TO THE COMMONWEALTH AND OTHER  
ECONOMIC INDICATORS IT DEEMS APPLICABLE IN MAKING ITS DECISION.

[ (C) LIMITATION.--FOR THE TWO AND ONE-HALF YEARS FOLLOWING  
THE BEGINNING OF SLOT MACHINE OPERATIONS AT THE LICENSED  
FACILITY, NO LICENSED GAMING ENTITY MAY MAKE AVAILABLE FOR PLAY  
BY ITS PATRONS AT ITS LICENSED FACILITY MORE THAN 50% OF SLOT  
MACHINES FROM THE SAME MANUFACTURER OR ITS AFFILIATE,  
INTERMEDIARY, SUBSIDIARY OR HOLDING COMPANY. THE PROVISIONS OF  
THIS SUBSECTION SHALL NOT APPLY TO MACHINES PURCHASED PURSUANT  
TO A CONTRACT OR ORDER EXECUTED BY A CONDITIONAL CATEGORY 1 OR  
CATEGORY 1 SLOT MACHINE LICENSEE PRIOR TO OCTOBER 20, 2006.]

SECTION 5.3. SECTION 1211(A) OF TITLE 4 IS AMENDED AND THE  
SECTION IS AMENDED BY ADDING SUBSECTIONS TO READ:

§ 1211. REPORTS OF BOARD.

(A) REPORT OF BOARD.--EIGHTEEN MONTHS AFTER THE EFFECTIVE  
DATE OF THIS PART AND EVERY YEAR ON THAT DATE THEREAFTER, THE  
BOARD SHALL ISSUE A REPORT TO THE GOVERNOR AND EACH MEMBER OF  
THE GENERAL ASSEMBLY ON THE GENERAL OPERATION OF THE BOARD AND  
EACH SLOT MACHINE LICENSEE'S PERFORMANCE, INCLUDING, BUT NOT  
LIMITED TO, NUMBER AND WIN PER SLOT MACHINE AT EACH LICENSED  
[FACILITIES] FACILITY DURING THE PREVIOUS YEAR, ALL TAXES, FEES,  
FINES AND OTHER REVENUES COLLECTED AND, WHERE APPROPRIATE,  
DISBURSED, THE COSTS OF OPERATION OF THE BOARD, ALL HEARINGS  
CONDUCTED AND THE RESULTS OF THE HEARINGS AND OTHER INFORMATION  
THAT THE BOARD DEEMS NECESSARY AND APPROPRIATE.

(A.1) ADDITIONAL REPORTING REQUIREMENTS.--NO LATER THAN 12  
MONTHS AFTER THE EFFECTIVE DATE OF THIS SUBSECTION AND EVERY  
YEAR THEREAFTER, THE ANNUAL REPORT SUBMITTED BY THE BOARD SHALL  
INCLUDE INFORMATION ON THE CONDUCT OF TABLE GAMES AS FOLLOWS:

1           (1) TOTAL GROSS TABLE GAME REVENUE.

2           (2) THE NUMBER AND WIN BY TYPE OF TABLE GAME AT EACH  
3           LICENSED FACILITY DURING THE PREVIOUS YEAR.

4           (3) ALL TAXES, FEES, FINES AND OTHER REVENUE COLLECTED  
5           AND WHERE APPROPRIATE REVENUE DISBURSED DURING THE PREVIOUS  
6           YEAR. THE DEPARTMENT SHALL COLLABORATE WITH THE BOARD TO  
7           CARRY OUT THE REQUIREMENTS OF THIS PARAGRAPH.

8           (4) INFORMATION AS REQUESTED BY THE BOARD TO ENABLE THE  
9           BOARD TO COMPLETE THE REPORT REQUIRED UNDER THIS SUBSECTION  
10          WHICH SHALL BE PROVIDED BY A LICENSED FACILITY IF REQUESTED  
11          BY THE BOARD.

12          (A.2) FACILITY RESPONSIBILITY.--EACH CATEGORY 1 LICENSED  
13          FACILITY SHALL PROVIDE:

14           (1) AN ANNUAL REPORT TO THE BOARD AND TO THE RESPECTIVE  
15           RACING COMMISSION AS TO HOW THE INTRODUCTION AND EXPANSION OF  
16           ENHANCED GAMING HAS FULFILLED THE INTENT OF THIS PART TO  
17           ENHANCE LIVE RACING AND BREEDING IN THIS COMMONWEALTH.

18           (2) PLANS TO PROMOTE LIVE HANDLE AND DAILY ATTENDANCE AT  
19           THE RACETRACK IN THE SUBSEQUENT YEAR.

20          (A.3) EXPENSES.--(RESERVED).

21          \* \* \*

22          SECTION 5.4. SECTION 1212 OF TITLE 4 IS AMENDED TO READ:

23          § 1212. DIVERSITY GOALS OF BOARD.

24          (A) INTENT.--IT IS THE INTENT AND GOAL OF THE GENERAL  
25          ASSEMBLY THAT THE BOARD PROMOTE AND ENSURE DIVERSITY IN ALL  
26          ASPECTS OF THE GAMING ACTIVITIES AUTHORIZED UNDER THIS PART. THE  
27          BOARD SHALL WORK TO ENHANCE THE REPRESENTATION OF DIVERSE GROUPS  
28          IN [THE]:

29           (1) THE OWNERSHIP[, PARTICIPATION AND OPERATION] OF  
30          LICENSED ENTITIES AND LICENSED FACILITIES IN THIS



1 COMMONWEALTH [AND THROUGH THE].

2 (2) THE OWNERSHIP[, PARTICIPATION AND OPERATION] OF  
3 BUSINESS ENTERPRISES ASSOCIATED WITH OR UTILIZED BY LICENSED  
4 ENTITIES AND LICENSED FACILITIES AND THROUGH THE PROVISION OF  
5 GOODS AND SERVICES UTILIZED BY SLOT MACHINE LICENSEES UNDER  
6 THIS PART.

7 (3) THE OPERATION OF LICENSED ENTITIES AND LICENSED  
8 FACILITIES AND THE CONDUCT OF GAMING IN THIS COMMONWEALTH BY  
9 ENSURING LICENSED ENTITIES AND LICENSED FACILITIES PROMOTE  
10 THE PARTICIPATION OF DIVERSE GROUPS BY AFFORDING EQUAL ACCESS  
11 TO EMPLOYMENT OPPORTUNITIES, INCLUDING KEY EMPLOYEE, GAMING  
12 EMPLOYEE AND NONGAMING EMPLOYEE POSITIONS.

13 (4) THE OPERATION OF BUSINESS ENTERPRISES ASSOCIATED  
14 WITH OR UTILIZED BY LICENSED ENTITIES AND LICENSED FACILITIES  
15 INCLUDING BUSINESS ENTERPRISES THAT PROVIDE GOODS AND  
16 SERVICES UTILIZED BY SLOT MACHINE LICENSEES IN THIS  
17 COMMONWEALTH BY ENSURING THESE BUSINESS ENTERPRISES PROMOTE  
18 THE PARTICIPATION OF DIVERSE GROUPS BY AFFORDING EQUAL ACCESS  
19 TO EMPLOYMENT OPPORTUNITIES.

20 (5) THE CONSTRUCTION, RENOVATION OR RECONSTRUCTION OF A  
21 LICENSED FACILITY BY ENSURING THAT ALL CONTRACTS AND  
22 SUBCONTRACTS TO BE AWARDED RELATING TO THE CONSTRUCTION,  
23 RENOVATION OR RECONSTRUCTION OF A LICENSED FACILITY CONTAIN  
24 ADEQUATE PROVISIONS ENSURING ALL CONTRACTORS OR  
25 SUBCONTRACTORS, INCLUDING ANY ASSIGNEES, WILL PROMOTE THE  
26 PARTICIPATION OF DIVERSE GROUPS IN ANY PROPOSED CONSTRUCTION,  
27 RENOVATION OR RECONSTRUCTION PROJECT BY AFFORDING EQUAL  
28 ACCESS TO EMPLOYMENT OPPORTUNITIES.

29 (6) THE RENDERING OF PROFESSIONAL SERVICES TO LICENSED  
30 ENTITIES AND LICENSED FACILITIES BY ENSURING LICENSED

1 ENTITIES AND LICENSED FACILITIES PROMOTE THE PARTICIPATION OF  
2 DIVERSE GROUPS BY AFFORDING EQUAL ACCESS TO PROFESSIONAL  
3 SERVICE CONTRACTUAL OPPORTUNITIES.

4 (B) INVESTIGATIONS.--THE BOARD IS AUTHORIZED TO INVESTIGATE  
5 AND CONDUCT AN ANNUAL STUDY TO ASCERTAIN WHETHER EFFECTIVE AND  
6 MEANINGFUL ACTION HAS BEEN TAKEN OR WILL BE TAKEN TO ENHANCE THE  
7 REPRESENTATION OF DIVERSE GROUPS [IN THE OWNERSHIP,  
8 PARTICIPATION AND OPERATION OF LICENSED FACILITIES IN THIS  
9 COMMONWEALTH, THROUGH THE OWNERSHIP AND OPERATION OF BUSINESS  
10 ENTERPRISES ASSOCIATED WITH OR UTILIZED BY SLOT MACHINE  
11 LICENSEES, THROUGH THE PROVISION OF GOODS AND SERVICES UTILIZED  
12 BY SLOT MACHINE LICENSEES AND THROUGH EMPLOYMENT OPPORTUNITIES]  
13 AS SET FORTH IN SUBSECTION (A).

14 (C) COMPLETION OF INVESTIGATION.--THE FIRST STUDY SHALL BE  
15 COMPLETED SIX MONTHS FOLLOWING THE EFFECTIVE DATE OF THIS PART,  
16 IF PRACTICALLY POSSIBLE, AND ANNUALLY THEREAFTER AND SHALL  
17 CONTAIN RECOMMENDATIONS WHICH THE BOARD DETERMINES APPROPRIATE.  
18 EACH STUDY SHALL CONTAIN, AT A MINIMUM:

19 (1) A DESCRIPTIVE SUMMARY OF THE BOARD'S EFFORTS TO  
20 PROMOTE AND ENSURE DIVERSITY IN ALL ASPECTS OF ITS OPERATION.

21 (2) A DESCRIPTIVE SUMMARY OF THE FOLLOWING RELATING TO  
22 EACH LICENSED FACILITY:

23 (I) EMPLOYMENT AND SALARY RANGE INFORMATION.

24 (II) EMPLOYEE RECRUITMENT AND RETENTION PROGRAMS  
25 DESIGNED TO ENSURE THE PARTICIPATION OF DIVERSE GROUPS IN  
26 EMPLOYMENT POSITIONS AT THE LICENSED FACILITY.

27 (III) MINORITY-OWNED BUSINESS ENTERPRISE AND WOMEN-  
28 OWNED BUSINESS ENTERPRISE CONTRACTING AND SUBCONTRACTING  
29 DATA.

30 (D) SLOT MACHINE LICENSEE'S RESPONSIBILITY.--EACH SLOT

1 MACHINE LICENSEE SHALL PROVIDE INFORMATION AS REQUESTED BY THE  
2 BOARD TO ENABLE THE BOARD TO COMPLETE THE STUDY REQUIRED UNDER  
3 SUBSECTION (C).

4 (E) DEFINITIONS.--AS USED IN THIS SECTION, THE TERM  
5 "PROFESSIONAL SERVICES" MEANS THOSE SERVICES RENDERED TO A  
6 LICENSED ENTITY OR LICENSED FACILITY IN THIS COMMONWEALTH,  
7 INCLUDING, BUT NOT LIMITED TO:

8 (1) LEGAL SERVICES.

9 (2) ADVERTISING OR PUBLIC RELATIONS SERVICES.

10 (3) ENGINEERING SERVICES.

11 (4) ARCHITECTURAL, LANDSCAPING OR SURVEYING SERVICES.

12 (5) ACCOUNTING, AUDITING OR ACTUARIAL SERVICES.

13 (6) SECURITY CONSULTANT SERVICES.

14 (7) COMPUTER AND INFORMATION TECHNOLOGY SERVICES, EXCEPT  
15 TELEPHONE SERVICE.

16 SECTION 5.5. TITLE 4 IS AMENDED BY ADDING A SECTION TO READ:  
17 § 1214. SPECIFIC AUTHORITY TO SUSPEND SLOT MACHINE LICENSE.

18 (A) CONDITIONS.--ANY SLOT MACHINE LICENSEE THAT IS REQUIRED  
19 AS A CONDITION OF SLOT MACHINE LICENSURE TO MAKE ANNUAL OR SEMI-  
20 ANNUAL PAYMENTS TO A MUNICIPALITY OR MUNICIPAL AUTHORITY FOR AN  
21 ECONOMIC DEVELOPMENT PROJECT, INCLUDING ANY PROJECT ENUMERATED  
22 IN THE ACT OF JULY 25, 2007 (P.L.342, NO.53), KNOWN AS  
23 PENNSYLVANIA GAMING ECONOMIC DEVELOPMENT AND TOURISM FUND  
24 CAPITAL BUDGET ITEMIZATION ACT OF 2007, SHALL ENTER INTO A  
25 WRITTEN AGREEMENT WITH THE MUNICIPALITY OR MUNICIPAL AUTHORITY  
26 AND MAKE THE FIRST ANNUAL OR SEMI-ANNUAL PAYMENT REQUIRED UNDER  
27 THE AGREEMENT BY OCTOBER 25, 2009.

28 (B) FAILURE TO MEET CONDITIONS.--IF THE SLOT MACHINE  
29 LICENSEE AND THE MUNICIPALITY OR MUNICIPAL AUTHORITY FAIL TO  
30 ENTER INTO A WRITTEN AGREEMENT, AND THE SLOT MACHINE LICENSEE

1 FAILS TO MAKE THE FIRST REQUIRED ANNUAL OR SEMI-ANNUAL PAYMENT  
2 BY OCTOBER 25, 2009, IN AN AMOUNT AGREED TO BY THE MUNICIPALITY  
3 OR THE MUNICIPAL AUTHORITY, THE BOARD SHALL IMMEDIATELY SUSPEND  
4 THE SLOT MACHINE LICENSE AND APPOINT A TRUSTEE TO OVERSEE THE  
5 OPERATIONS OF THE LICENSED GAMING ENTITY. THE TRUSTEE SHALL  
6 IMMEDIATELY REMIT THE FIRST REQUIRED ANNUAL OR SEMI-ANNUAL  
7 PAYMENT TO THE MUNICIPALITY OR MUNICIPAL AUTHORITY ON BEHALF OF  
8 THE SLOT MACHINE LICENSEE. THE TRUSTEE SHALL ESTABLISH AN  
9 ACCOUNT OR ACCOUNTS TO PLACE ALL PROFITS OF THE SLOT MACHINE  
10 LICENSEE FROM GAMING OR OTHER REVENUES OF THE SLOT MACHINE  
11 LICENSEE'S LICENSED FACILITY UNTIL A WRITTEN AGREEMENT IS  
12 EXECUTED BETWEEN THE SLOT MACHINE LICENSEE AND THE MUNICIPALITY  
13 OR MUNICIPAL AUTHORITY.

14 (C) TERMS OF LICENSE SUSPENSION.--THE SLOT MACHINE LICENSE  
15 SUSPENSION SHALL REMAIN IN EFFECT UNTIL THE SLOT MACHINE  
16 LICENSEE AND THE MUNICIPALITY OR MUNICIPAL AUTHORITY EXECUTE A  
17 WRITTEN AGREEMENT GOVERNING THE TERMS OF THE REQUIRED ANNUAL  
18 PAYMENTS, INCLUDING THE DATE ON WHICH THE PAYMENTS SHALL BE  
19 MADE, THE AMOUNT OF EACH ANNUAL PAYMENT AND THE DURATION OF THE  
20 ANNUAL OR SEMI-ANNUAL PAYMENTS.

21 (D) VIOLATION OF WRITTEN AGREEMENT.--IF ANY SLOT MACHINE  
22 LICENSEE THAT IS REQUIRED AS A CONDITION OF SLOT MACHINE  
23 LICENSURE TO MAKE ANNUAL OR SEMI-ANNUAL PAYMENTS TO A  
24 MUNICIPALITY OR MUNICIPAL AUTHORITY FOR AN ECONOMIC DEVELOPMENT  
25 PROJECT, INCLUDING ANY PROJECT ENUMERATED IN THE PENNSYLVANIA  
26 GAMING ECONOMIC DEVELOPMENT AND TOURISM FUND CAPITAL BUDGET  
27 ITEMIZATION ACT OF 2007, FAILS TO MAKE ANY REQUIRED PAYMENT IN  
28 ACCORDANCE WITH THE TERMS OF ANY WRITTEN AGREEMENT BETWEEN THE  
29 SLOT MACHINE LICENSEE AND THE MUNICIPALITY OR MUNICIPAL  
30 AUTHORITY GOVERNING THE ECONOMIC DEVELOPMENT PROJECT, THE BOARD

1 SHALL IMMEDIATELY SUSPEND THE SLOT MACHINE LICENSE AND APPOINT A  
2 TRUSTEE TO OVERSEE THE OPERATIONS OF THE LICENSED GAMING ENTITY  
3 UNTIL THE ISSUE IS RESOLVED.

4 SECTION 6. SECTIONS 1305, 1317(A) AND (C) AND 1317.1(A), (B)  
5 (5), (C), (D.1) AND (E) OF TITLE 4 ARE AMENDED AND THE SECTIONS  
6 ARE AMENDED BY ADDING SUBSECTIONS TO READ:

7 § 1305. CATEGORY 3 SLOT MACHINE LICENSE.

8 (A) ELIGIBILITY.--

9 (1) A PERSON MAY BE ELIGIBLE TO APPLY FOR A CATEGORY 3  
10 LICENSE IF THE APPLICANT, ITS AFFILIATE, INTERMEDIARY,  
11 SUBSIDIARY OR HOLDING COMPANY HAS NOT APPLIED FOR OR BEEN  
12 APPROVED OR ISSUED A CATEGORY 1 OR 2 LICENSE AND THE PERSON  
13 IS SEEKING TO LOCATE A CATEGORY 3 LICENSED FACILITY IN A  
14 WELL-ESTABLISHED RESORT HOTEL HAVING NO FEWER THAN 275 GUEST  
15 ROOMS UNDER COMMON OWNERSHIP AND HAVING SUBSTANTIAL YEAR-  
16 ROUND RECREATIONAL GUEST AMENITIES. THE APPLICANT FOR A  
17 CATEGORY 3 LICENSE SHALL BE THE OWNER OR BE A WHOLLY OWNED  
18 SUBSIDIARY OF THE OWNER OF THE ESTABLISHED RESORT HOTEL. A  
19 CATEGORY 3 LICENSE MAY ONLY BE GRANTED UPON THE EXPRESS  
20 CONDITION THAT AN INDIVIDUAL MAY NOT ENTER A GAMING AREA OF  
21 THE LICENSEE IF THE INDIVIDUAL IS NOT A REGISTERED OVERNIGHT  
22 GUEST OF THE ESTABLISHED RESORT HOTEL OR IF THE INDIVIDUAL IS  
23 NOT A PATRON OF ONE OR MORE OF THE AMENITIES PROVIDED BY THE  
24 ESTABLISHED RESORT HOTEL.

25 (2) [NOTWITHSTANDING SECTION 1512(A) AND (A.1) (RELATING  
26 TO PUBLIC OFFICIAL FINANCIAL INTEREST), IF AT THE TIME OF  
27 APPLICATION AN APPLICANT HAS TERMINATED PUBLIC OFFICE OR  
28 EMPLOYMENT AS AN EXECUTIVE-LEVEL PUBLIC EMPLOYEE WITHIN THE  
29 LAST CALENDAR YEAR, THE APPLICANT SHALL BE ELIGIBLE TO APPLY  
30 FOR A SLOT MACHINE LICENSE UNDER THIS SECTION BUT MAY NOT BE

1 ISSUED A LICENSE UNTIL ONE YEAR FOLLOWING THE DATE OF  
2 TERMINATION AS A PUBLIC OFFICIAL OR EXECUTIVE-LEVEL PUBLIC  
3 EMPLOYEE. AN APPLICATION SUBMITTED IN ACCORDANCE WITH THIS  
4 PARAGRAPH SHALL NOT CONSTITUTE A VIOLATION OF SECTION 1512(A)  
5 OR (A.1).] (RESERVED).

6 (3) IF THE PERSON SEEKING A SLOT MACHINE LICENSE  
7 PROPOSES TO PLACE THE LICENSED FACILITY UPON LAND DESIGNATED  
8 A SUBZONE, AN EXPANSION SUBZONE OR AN IMPROVEMENT SUBZONE  
9 UNDER THE ACT OF OCTOBER 6, 1998 (P.L.705, NO.92), KNOWN AS  
10 THE KEYSTONE OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION  
11 ZONE AND KEYSTONE OPPORTUNITY IMPROVEMENT ZONE ACT, THE  
12 PERSON SHALL, AT ANY TIME PRIOR TO THE APPLICATION BEING  
13 APPROVED, SUBMIT A STATEMENT WAIVING THE EXEMPTIONS,  
14 DEDUCTIONS, ABATEMENTS OR CREDITS GRANTED UNDER THE KEYSTONE  
15 OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION ZONE AND  
16 KEYSTONE OPPORTUNITY IMPROVEMENT ZONE ACT IF THE BOARD  
17 APPROVES THE APPLICATION.

18 (B) LOCATION.--

19 (1) NO CATEGORY 3 LICENSE SHALL BE LOCATED BY THE BOARD  
20 WITHIN 15 LINEAR MILES OF ANOTHER LICENSED FACILITY.

21 (2) WITHIN FIVE DAYS OF APPROVING A LICENSE FOR AN  
22 APPLICANT WITH A PROPOSED LICENSED FACILITY CONSISTING OF  
23 LAND DESIGNATED A SUBZONE, AN EXPANSION SUBZONE OR AN  
24 IMPROVEMENT SUBZONE UNDER THE KEYSTONE OPPORTUNITY ZONE,  
25 KEYSTONE OPPORTUNITY EXPANSION ZONE AND KEYSTONE OPPORTUNITY  
26 IMPROVEMENT ZONE ACT FOR A SLOT MACHINE LICENSE UNDER THIS  
27 SECTION, THE BOARD SHALL NOTIFY THE DEPARTMENT OF COMMUNITY  
28 AND ECONOMIC DEVELOPMENT. THE NOTICE SHALL INCLUDE A  
29 DESCRIPTION OF THE LAND OF THE PROPOSED LICENSED FACILITY  
30 WHICH IS DESIGNATED A SUBZONE, AN EXPANSION SUBZONE OR AN

1 IMPROVEMENT SUBZONE. WITHIN FIVE DAYS OF RECEIVING THE NOTICE  
2 REQUIRED BY THIS PARAGRAPH, THE SECRETARY OF COMMUNITY AND  
3 ECONOMIC DEVELOPMENT SHALL DECERTIFY THE LAND OF THE PROPOSED  
4 LICENSE FACILITY AS BEING A SUBZONE, AN EXPANSION SUBZONE OR  
5 AN IMPROVEMENT SUBZONE. UPON DECERTIFICATION IN ACCORDANCE  
6 WITH THIS PARAGRAPH AND NOTWITHSTANDING CHAPTER 3 OF THE  
7 KEYSTONE OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION  
8 ZONE AND KEYSTONE OPPORTUNITY IMPROVEMENT ZONE ACT, A  
9 POLITICAL SUBDIVISION MAY AMEND THE ORDINANCE, RESOLUTION OR  
10 OTHER REQUIRED ACTION WHICH GRANTED THE EXEMPTIONS,  
11 DEDUCTIONS, ABATEMENTS OR CREDITS REQUIRED BY THE KEYSTONE  
12 OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION ZONE AND  
13 KEYSTONE OPPORTUNITY IMPROVEMENT ZONE ACT TO REPEAL THE  
14 EXEMPTIONS, DEDUCTIONS, ABATEMENTS OR CREDITS FOR THE LAND  
15 DECERTIFIED.

16 (C) NUMBER OF SLOT MACHINES.--NOTWITHSTANDING THE NUMBER OF  
17 PERMISSIBLE SLOT MACHINES AS SET FORTH IN SECTION 1210 (RELATING  
18 TO NUMBER OF SLOT MACHINES), A CATEGORY 3 LICENSE GRANTED UNDER  
19 THE PROVISIONS OF THIS SECTION SHALL ENTITLE THE LICENSED ENTITY  
20 TO OPERATE NO MORE THAN 500 SLOT MACHINES AT THE LICENSED  
21 FACILITY.

22 (C.1) NUMBER OF TABLE GAMES.--NOTWITHSTANDING THE NUMBER OF  
23 TABLE GAMES PERMITTED IN SECTION 1311A (RELATING TO  
24 AUTHORIZATION TO CONDUCT TABLE GAMES), A CATEGORY 3 LICENSE  
25 GRANTED UNDER THE PROVISIONS OF THIS SECTION SHALL PERMIT THE  
26 SLOT MACHINE LICENSEE TO PETITION THE BOARD FOR A CERTIFICATE TO  
27 OPERATE NO MORE THAN 25 TABLE GAMES AT THE LICENSED FACILITY AND  
28 AN ADDITIONAL TEN TABLES SEATING A MAXIMUM OF TEN PEOPLE AT EACH  
29 TABLE FOR A NONBANKING POKER GAME.

30 (D) CATEGORY 3 LICENSE FEE AND CERTIFICATE FEE.--

1 NOTWITHSTANDING THE ONE-TIME SLOT MACHINE LICENSE FEE AS SET  
2 FORTH IN SECTION 1209 (RELATING TO SLOT MACHINE LICENSE FEE),  
3 THE BOARD SHALL IMPOSE A ONE-TIME CATEGORY 3 LICENSE FEE TO BE  
4 PAID BY EACH SUCCESSFUL APPLICANT IN THE AMOUNT OF \$5,000,000 TO  
5 BE DEPOSITED IN THE STATE GAMING FUND AND A ONE-TIME TABLE GAMES  
6 CERTIFICATE FEE IN THE AMOUNT OF \$7,500,000. THE ONE-TIME TABLE  
7 GAMES CERTIFICATE FEE SHALL BE DEPOSITED IN THE GENERAL FUND.  
8 THE PROVISIONS OF SECTION 1209 RELATING TO TERM, CREDIT AGAINST  
9 TAX FOR SLOT MACHINE LICENSEES, DEPOSIT OF LICENSE FEE AND  
10 CHANGE OF OWNERSHIP OR CONTROL OF A LICENSE SHALL BE APPLICABLE  
11 TO A CATEGORY 3 LICENSE FEE.

12 (E) DEFINITIONS.--FOR THE PURPOSE OF SUBSECTION (A), THE  
13 FOLLOWING WORDS AND PHRASES SHALL HAVE THE MEANING GIVEN TO THEM  
14 IN THIS SUBSECTION:

15 "AMENITIES." ANY ANCILLARY ACTIVITIES, SERVICES OR  
16 FACILITIES IN WHICH A REGISTERED GUEST OR THE TRANSIENT PUBLIC,  
17 IN RETURN FOR NON-DE MINIMIS CONSIDERATION AS DEFINED BY BOARD  
18 REGULATION, MAY PARTICIPATE AT A RESORT HOTEL, INCLUDING, BUT  
19 NOT LIMITED TO, SPORTS AND RECREATIONAL ACTIVITIES AND  
20 FACILITIES SUCH AS A GOLF COURSE OR GOLF DRIVING RANGE, TENNIS  
21 COURTS OR SWIMMING POOL; HEALTH SPA; CONVENTION, MEETING AND  
22 BANQUET FACILITIES; ENTERTAINMENT FACILITIES; AND RESTAURANT  
23 FACILITIES.

24 "PATRON OF THE AMENITIES." ANY INDIVIDUAL WHO IS A  
25 REGISTERED ATTENDEE OF A CONVENTION, MEETING OR BANQUET EVENT OR  
26 A PARTICIPANT IN A SPORT OR RECREATIONAL EVENT OR ANY OTHER  
27 SOCIAL, CULTURAL OR BUSINESS EVENT HELD AT A RESORT HOTEL OR WHO  
28 PARTICIPATES IN ONE OR MORE OF THE AMENITIES PROVIDED TO  
29 REGISTERED GUESTS OF THE RESORT HOTEL.

30 § 1317. SUPPLIER LICENSES.



1 (A) APPLICATION.--A MANUFACTURER THAT ELECTS TO CONTRACT  
2 WITH A SUPPLIER UNDER SECTION 1317.1(D.1) (RELATING TO  
3 MANUFACTURER LICENSES) SHALL ENSURE THAT THE SUPPLIER IS  
4 LICENSED UNDER THIS SECTION. A PERSON SEEKING TO PROVIDE SLOT  
5 MACHINES, TABLE GAMES DEVICES OR ASSOCIATED EQUIPMENT TO A SLOT  
6 MACHINE LICENSEE WITHIN THIS COMMONWEALTH THROUGH A CONTRACT  
7 WITH A LICENSED MANUFACTURER SHALL APPLY TO THE BOARD FOR A  
8 SUPPLIER LICENSE.

9 \* \* \*

10 (C) REVIEW AND APPROVAL.--UPON BEING SATISFIED THAT THE  
11 REQUIREMENTS OF SUBSECTION (B) HAVE BEEN MET OR WAIVED UNDER  
12 SUBSECTION (C.1), THE BOARD MAY APPROVE THE APPLICATION AND  
13 ISSUE THE APPLICANT A SUPPLIER LICENSE CONSISTENT WITH ALL OF  
14 THE FOLLOWING:

15 (1) [THE LICENSE SHALL BE FOR A PERIOD OF ONE YEAR. UPON  
16 EXPIRATION, A LICENSE MAY BE RENEWED IN ACCORDANCE WITH  
17 SUBSECTION (D)] THE INITIAL LICENSE SHALL BE FOR A PERIOD OF  
18 ONE YEAR AND SHALL BE SUBJECT TO RENEWAL ANNUALLY UNDER  
19 SUBSECTION (D) FOR TWO CONSECUTIVE ONE-YEAR PERIODS FOLLOWING  
20 THE INITIAL ISSUANCE. THEREAFTER, A LICENSE SHALL BE SUBJECT  
21 TO RENEWAL EVERY THREE YEARS. NOTHING IN THIS PARAGRAPH SHALL  
22 RELIEVE THE LICENSEE OF THE AFFIRMATIVE DUTY TO NOTIFY THE  
23 BOARD OF ANY CHANGES RELATING TO THE STATUS OF ITS LICENSE OR  
24 TO ANY OTHER INFORMATION CONTAINED IN APPLICATION MATERIALS  
25 ON FILE WITH THE BOARD.

26 (2) THE LICENSE SHALL BE NONTRANSFERABLE.

27 (3) ANY OTHER CONDITION ESTABLISHED BY THE BOARD.

28 (C.1) WAIVER.--THE BOARD SHALL ESTABLISH STANDARDS AND A  
29 PROCEDURE TO ALLOW THE BOARD TO WAIVE THE REQUIREMENTS OF THIS  
30 SECTION FOR ANY PERSON WHO HOLDS A SUPPLIER LICENSE UNDER THIS

1 SECTION AND WHO SEEKS TO SUPPLY TABLE GAMES DEVICES OR  
2 ASSOCIATED EQUIPMENT. THE BOARD MAY ONLY WAIVE THE REQUIREMENTS  
3 OF THIS SECTION IF:

4 (1) THE SUPPLIER LICENSE IS IN GOOD STANDING AND WAS  
5 ISSUED BY THE BOARD WITHIN A 36-MONTH PERIOD IMMEDIATELY  
6 PRECEDING THE DATE THE SUPPLIER LICENSEE FILES AN INITIAL  
7 APPLICATION TO SUPPLY TABLE GAMES DEVICES OR ASSOCIATED  
8 EQUIPMENT.

9 (2) THE PERSON TO WHOM THE SUPPLIER LICENSE WAS ISSUED  
10 AFFIRMS THERE HAS BEEN NO MATERIAL CHANGE IN CIRCUMSTANCES  
11 RELATING TO THE LICENSE.

12 (3) THE BOARD DETERMINES THERE HAS BEEN NO MATERIAL  
13 CHANGE IN CIRCUMSTANCES RELATING TO THE LICENSE THAT  
14 NECESSITATES, AT THE DISCRETION OF THE BOARD, THAT THE  
15 REQUIREMENTS OF THIS SECTION NOT BE WAIVED.

16 \* \* \*

17 § 1317.1. MANUFACTURER LICENSES.

18 (A) APPLICATION.--A PERSON SEEKING TO MANUFACTURE SLOT  
19 MACHINES, TABLE GAMES DEVICES AND ASSOCIATED EQUIPMENT FOR USE  
20 IN THIS COMMONWEALTH SHALL APPLY TO THE BOARD FOR A MANUFACTURER  
21 LICENSE.

22 (B) REQUIREMENTS.--AN APPLICATION FOR A MANUFACTURER LICENSE  
23 SHALL BE ON THE FORM REQUIRED BY THE BOARD, ACCOMPANIED BY THE  
24 APPLICATION FEE, AND SHALL INCLUDE ALL OF THE FOLLOWING:

25 \* \* \*

26 (5) THE TYPE OF SLOT MACHINES, TABLE GAMES DEVICES OR  
27 ASSOCIATED EQUIPMENT TO BE MANUFACTURED OR REPAIRED.

28 (C) REVIEW AND APPROVAL.--UPON BEING SATISFIED THAT THE  
29 REQUIREMENTS OF SUBSECTION (B) HAVE BEEN MET OR HAVE BEEN WAIVED  
30 UNDER SUBSECTION (C.1), THE BOARD MAY APPROVE THE APPLICATION

1 AND GRANT THE APPLICANT A MANUFACTURER LICENSE CONSISTENT WITH  
2 ALL OF THE FOLLOWING:

3 (1) [THE LICENSE SHALL BE FOR A PERIOD OF ONE YEAR. UPON  
4 EXPIRATION, A LICENSE MAY BE RENEWED IN ACCORDANCE WITH  
5 SUBSECTION (D)] THE INITIAL LICENSE SHALL BE FOR A PERIOD OF  
6 ONE YEAR AND SHALL BE SUBJECT TO RENEWAL ANNUALLY UNDER  
7 SUBSECTION (D) FOR TWO CONSECUTIVE ONE-YEAR PERIODS FOLLOWING  
8 THE INITIAL ISSUANCE. THEREAFTER, A LICENSE SHALL BE SUBJECT  
9 TO RENEWAL EVERY THREE YEARS. NOTHING IN THIS PARAGRAPH SHALL  
10 RELIEVE THE LICENSEE OF THE AFFIRMATIVE DUTY TO NOTIFY THE  
11 BOARD OF ANY CHANGES RELATING TO THE STATUS OF ITS LICENSE OR  
12 TO ANY OTHER INFORMATION CONTAINED IN APPLICATION MATERIALS  
13 ON FILE WITH THE BOARD.

14 (2) THE LICENSE SHALL BE NONTRANSFERABLE.

15 (3) ANY OTHER CONDITION ESTABLISHED BY THE BOARD.

16 (C.1) WAIVER.--THE BOARD SHALL ESTABLISH STANDARDS AND A  
17 PROCEDURE TO ALLOW THE BOARD TO WAIVE THE REQUIREMENTS OF THIS  
18 SECTION FOR ANY PERSON WHO HOLDS A MANUFACTURER LICENSE UNDER  
19 THIS SECTION AND WHO SEEKS TO MANUFACTURE TABLE GAMES DEVICES OR  
20 ASSOCIATED EQUIPMENT. THE BOARD MAY ONLY WAIVE THE APPLICATION  
21 REQUIREMENT UNDER THIS SECTION IF:

22 (1) THE MANUFACTURER LICENSE IS IN GOOD STANDING AND WAS  
23 ISSUED BY THE BOARD WITHIN A 36-MONTH PERIOD IMMEDIATELY  
24 PRECEDING THE DATE THE MANUFACTURER LICENSEE FILES AN  
25 APPLICATION TO MANUFACTURE TABLE GAMES DEVICES OR ASSOCIATED  
26 EQUIPMENT.

27 (2) THE PERSON TO WHOM THE MANUFACTURER LICENSE WAS  
28 ISSUED AFFIRMS THERE HAS BEEN NO MATERIAL CHANGE IN  
29 CIRCUMSTANCES RELATING TO THE LICENSE.

30 (3) THE BOARD DETERMINES THERE HAS BEEN NO MATERIAL

1 CHANGE IN CIRCUMSTANCES OF THE LICENSEE THAT NECESSITATES, AT  
2 THE DISCRETION OF THE BOARD, THAT THE REQUIREMENTS OF THIS  
3 SECTION NOT BE WAIVED.

4 \* \* \*

5 (D.1) AUTHORITY.--THE FOLLOWING SHALL APPLY TO A LICENSED  
6 MANUFACTURER:

7 (1) A LICENSED MANUFACTURER OR ITS DESIGNEE, AS LICENSED  
8 BY THE BOARD, MAY SUPPLY OR REPAIR ANY SLOT MACHINE, TABLE  
9 GAMES DEVICE OR ASSOCIATED EQUIPMENT MANUFACTURED BY THE  
10 LICENSED MANUFACTURER.

11 (2) A MANUFACTURER MAY CONTRACT WITH A SUPPLIER OF SLOT  
12 MACHINES UNDER SECTION 1317 (RELATING TO SUPPLIER LICENSES)  
13 TO PROVIDE SLOT MACHINES OR ASSOCIATED EQUIPMENT TO A SLOT  
14 MACHINE LICENSEE WITHIN THIS COMMONWEALTH.

15 (3) A MANUFACTURER MAY CONTRACT WITH A SUPPLIER OF TABLE  
16 GAMES DEVICES UNDER SECTION 1317 TO PROVIDE TABLE GAMES OR  
17 ASSOCIATED EQUIPMENT TO A CERTIFICATE HOLDER.

18 (E) PROHIBITIONS.--

19 (1) NO PERSON MAY MANUFACTURE SLOT MACHINES, TABLE GAMES  
20 DEVICES OR ASSOCIATED EQUIPMENT FOR USE WITHIN THIS  
21 COMMONWEALTH BY A SLOT MACHINE LICENSEE UNLESS THE PERSON HAS  
22 BEEN ISSUED A MANUFACTURER LICENSE AS REQUIRED UNDER THIS  
23 SECTION.

24 (2) NO SLOT MACHINE LICENSEE MAY USE SLOT MACHINES, TABLE  
25 GAMES DEVICES OR ASSOCIATED EQUIPMENT UNLESS THE SLOT  
26 MACHINES, TABLE GAMES DEVICES OR ASSOCIATED EQUIPMENT WERE  
27 MANUFACTURED BY A PERSON THAT HAS BEEN ISSUED A MANUFACTURER  
28 LICENSE UNDER THIS SECTION.

29 (3) NO PERSON ISSUED A LICENSE UNDER THIS SECTION SHALL  
30 APPLY FOR OR BE ISSUED A LICENSE UNDER SECTION 1317.

1 (4) NO LIMITATION SHALL BE PLACED ON THE NUMBER OF  
2 MANUFACTURER LICENSES ISSUED OR THE TIME PERIOD TO SUBMIT  
3 APPLICATIONS FOR LICENSURE, EXCEPT AS REQUIRED TO COMPLY WITH  
4 SECTION 1306 (RELATING TO ORDER OF INITIAL LICENSE ISSUANCE).

5 SECTION 6.1. TITLE 4 IS AMENDED BY ADDING SECTIONS TO READ:

6 § 1317.2. ALTERNATIVE SUPPLIER LICENSING STANDARDS.

7 (A) GENERAL RULE.--THE BOARD MAY DETERMINE WHETHER THE  
8 LICENSING STANDARDS OF ANOTHER JURISDICTION WITHIN THE UNITED  
9 STATES IN WHICH AN APPLICANT FOR A SUPPLIER'S LICENSE IS  
10 SIMILARLY LICENSED ARE COMPREHENSIVE AND THOROUGH AND PROVIDE  
11 SIMILAR ADEQUATE SAFEGUARDS AS REQUIRED BY THIS PART. IF THE  
12 BOARD MAKES THAT DETERMINATION, IT MAY ISSUE A SUPPLIER LICENSE  
13 TO AN APPLICANT WHO HOLDS A SIMILAR SUPPLIER LICENSE IN ANOTHER  
14 JURISDICTION AFTER EVALUATING THE INFORMATION RELATING TO THE  
15 APPLICANT FROM THE OTHER JURISDICTIONS, AS UPDATED BY THE BOARD  
16 AND EVALUATING OTHER INFORMATION RELATED TO THE APPLICANT  
17 RECEIVED FROM THAT JURISDICTION AND OTHER JURISDICTIONS WHERE  
18 THE APPLICANT MAY BE LICENSED.

19 (B) ABBREVIATED PROCESS.--IN THE EVENT AN APPLICANT FOR A  
20 SUPPLIER LICENSE IS LICENSED IN ANOTHER JURISDICTION, THE BOARD  
21 MAY DETERMINE TO USE AN ALTERNATE PROCESS REQUIRING ONLY THE  
22 INFORMATION DETERMINED BY THE BOARD TO BE NECESSARY TO CONSIDER  
23 THE ISSUANCE OF A LICENSE, INCLUDING FINANCIAL VIABILITY OF THE  
24 APPLICANT. NOTHING IN THIS SECTION SHALL BE CONSTRUED TO WAIVE  
25 ANY FEES ASSOCIATED WITH OBTAINING A LICENSE THROUGH THE NORMAL  
26 APPLICATION PROCESS.

27 § 1317.3. GAMING SERVICE PROVIDER.

28 (A) DEVELOPMENT OF CLASSIFICATION SYSTEM.--THE BOARD SHALL  
29 DEVELOP UNIFORM STANDARDS AND PROCEDURES GOVERNING THE  
30 REGISTRATION OF GAMING SERVICE PROVIDERS AND INDIVIDUALS AND

ENTITIES ASSOCIATED WITH THE APPLICANT. THE CLASSIFICATION  
SYSTEM DEVELOPED BY THE BOARD SHALL BE BASED UPON THE FOLLOWING:

(1) THE MONETARY VALUE OR AMOUNT OF BUSINESS CONDUCTED  
OR EXPECTED TO BE CONDUCTED BY THE GAMING SERVICE PROVIDER  
WITH AN APPLICANT FOR A SLOT MACHINE LICENSE OR A SLOT  
MACHINE LICENSEE IN ANY CONSECUTIVE 12-MONTH PERIOD.

(2) WHETHER THE EMPLOYEES OF THE GAMING SERVICE PROVIDER  
WILL HAVE ACCESS TO THE GAMING FLOOR OR TO A RESTRICTED AREA  
OF A LICENSED FACILITY.

(3) THE BOARD'S ANALYSIS OF THE GOODS, PROPERTY OR  
SERVICE PROVIDED OR TO BE PROVIDED BY THE GAMING SERVICE  
PROVIDER IN ORDER TO ENSURE THE INTEGRITY OF GAMING.

(B) AUTHORITY TO EXEMPT.--THE BOARD MAY EXEMPT ANY PERSON OR  
TYPE OF BUSINESS FROM THE REQUIREMENTS OF THIS SECTION IF THE  
BOARD DETERMINES EITHER OF THE FOLLOWING:

(1) THE PERSON OR TYPE OF BUSINESS IS REGULATED BY AN  
AGENCY OF THE FEDERAL GOVERNMENT OR AN AGENCY OF THE  
COMMONWEALTH; OR

(2) REGULATION OF THE PERSON OR TYPE OF BUSINESS IS  
DETERMINED NOT TO BE NECESSARY IN ORDER TO PROTECT THE PUBLIC  
INTEREST OR THE INTEGRITY OF GAMING.

(C) DUTIES OF GAMING SERVICE PROVIDERS.--EACH GAMING SERVICE  
PROVIDER SHALL HAVE A CONTINUING DUTY TO:

(1) PROVIDE ALL INFORMATION, DOCUMENTATION AND  
ASSURANCES AS THE BOARD MAY REQUIRE.

(2) COOPERATE WITH THE BOARD IN INVESTIGATIONS, HEARINGS  
AND ENFORCEMENT AND DISCIPLINARY ACTIONS.

(3) COMPLY WITH ALL CONDITIONS, RESTRICTIONS,  
REQUIREMENTS, ORDERS AND RULINGS OF THE BOARD IN ACCORDANCE  
WITH THIS PART.

1       (4) REPORT ANY CHANGE IN CIRCUMSTANCES THAT MAY RENDER  
2       THE GAMING SERVICE PROVIDER INELIGIBLE, UNQUALIFIED OR  
3       UNSUITABLE FOR CONTINUED LICENSURE.

4       (D) REQUIREMENT FOR PERMIT.--THE BOARD MAY REQUIRE EMPLOYEES  
5       OF A GAMING SERVICE PROVIDER TO OBTAIN A PERMIT OR OTHER  
6       AUTHORIZATION IF, AFTER AN ANALYSIS OF DUTIES, RESPONSIBILITIES  
7       AND FUNCTIONS, THE BOARD DETERMINES THAT A PERMIT OR OTHER  
8       AUTHORIZATION IS NECESSARY TO PROTECT THE INTEGRITY OF GAMING.

9       (E) INTERIM AUTHORIZATION.--THE BOARD OR A DESIGNATED  
10       EMPLOYEE OF THE BOARD MAY PERMIT A GAMING SERVICE PROVIDER  
11       APPLICANT TO ENGAGE IN BUSINESS WITH AN APPLICANT FOR A SLOT  
12       MACHINE LICENSE OR A SLOT MACHINE LICENSEE PRIOR TO APPROVAL OF  
13       THE GAMING SERVICE PROVIDER APPLICATION IF THE FOLLOWING  
14       CRITERIA HAVE BEEN SATISFIED:

15       (1) A COMPLETED APPLICATION HAS BEEN FILED WITH THE  
16       BOARD BY THE GAMING SERVICE PROVIDER.

17       (2) THE SLOT MACHINE APPLICANT OR SLOT MACHINE LICENSEE  
18       CONTRACTING OR DOING BUSINESS WITH THE GAMING SERVICE  
19       PROVIDER CERTIFIES THAT IT HAS PERFORMED DUE DILIGENCE ON THE  
20       GAMING SERVICE PROVIDER AND BELIEVES THAT THE APPLICANT MEETS  
21       THE QUALIFICATIONS TO BE A GAMING SERVICE PROVIDER UNDER THIS  
22       SECTION.

23       (3) THE GAMING SERVICE PROVIDER APPLICANT AGREES IN  
24       WRITING THAT THE GRANT OF INTERIM AUTHORIZATION TO CONDUCT  
25       BUSINESS PRIOR TO BOARD APPROVAL OF ITS APPLICATION DOES NOT  
26       CREATE A RIGHT TO CONTINUE TO ENGAGE IN BUSINESS IF THE BOARD  
27       DETERMINES THAT THE APPLICANT IS NOT SUITABLE.

28       (4) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO  
29       PROHIBIT THE BOARD FROM RESCINDING A GRANT OF INTERIM  
30       AUTHORIZATION IF, AT ANY TIME, THE SUITABILITY OF THE PERSON

1 SUBJECT TO INTERIM AUTHORIZATION IS AT ISSUE OR IF THE PERSON  
2 FAILS TO COOPERATE WITH THE BOARD, THE BUREAU OR AN AGENT OF  
3 THE BOARD OR BUREAU.

4 (G) PROVIDER LISTS.--THE BOARD SHALL:

5 (1) DEVELOP AND MAINTAIN A LIST OF APPROVED GAMING  
6 SERVICE PROVIDERS AND A LIST OF GAMING SERVICE PROVIDERS WHO  
7 ARE AUTHORIZED TO PROVIDE GOODS, PROPERTY OR SERVICES UNDER A  
8 GRANT OF INTERIM AUTHORIZATION PURSUANT TO SUBSECTION (E) (3).

9 (2) DEVELOP AND MAINTAIN A LIST OF PROHIBITED GAMING  
10 SERVICE PROVIDERS. AN APPLICANT FOR A SLOT MACHINE LICENSE OR  
11 A SLOT MACHINE LICENSEE MAY NOT ENTER INTO AN AGREEMENT OR  
12 CONTINUE TO ENGAGE IN BUSINESS WITH A GAMING SERVICE PROVIDER  
13 LISTED ON THE PROHIBITED GAMING SERVICE PROVIDER LIST.

14 (H) EMERGENCY AUTHORIZATION.--A SLOT MACHINE LICENSEE MAY  
15 UTILIZE A GAMING SERVICE PROVIDER THAT HAS NOT BEEN APPROVED BY  
16 THE BOARD WHEN A THREAT TO PUBLIC HEALTH, WELFARE OR SAFETY  
17 EXISTS OR CIRCUMSTANCES OUTSIDE THE CONTROL OF THE SLOT MACHINE  
18 LICENSEE REQUIRES IMMEDIATE ACTION TO PROTECT THE PUBLIC  
19 INTEREST. THE BOARD SHALL PROMULGATE REGULATIONS TO GOVERN THE  
20 USE OF GAMING SERVICE PROVIDERS UNDER EMERGENCY CIRCUMSTANCES.

21 (I) CRIMINAL HISTORY RECORD INFORMATION.--IF THE  
22 CLASSIFICATION SYSTEM DEVELOPED BY THE BOARD IN ACCORDANCE WITH  
23 SUBSECTION (A) REQUIRES A GAMING SERVICE PROVIDER OR AN EMPLOYEE  
24 OF A GAMING SERVICE PROVIDER TO SUBMIT TO A CRIMINAL HISTORY  
25 RECORD CHECK UNDER 18 PA.C.S. CH. 91 (RELATING TO CRIMINAL  
26 HISTORY RECORD INFORMATION), THE BOARD SHALL NOTIFY THE SLOT  
27 MACHINE LICENSEE THAT SUBMITTED AND VERIFIED THE APPLICATION OF  
28 A PERSON WHETHER THE APPLICANT HAS BEEN CONVICTED OF A FELONY OR  
29 GAMBLING OFFENSE.

30 SECTION 7. SECTIONS 1318(C), 1319 AND 1321 OF TITLE 4 ARE



1 AMENDED TO READ:

2 § 1318. OCCUPATION PERMIT APPLICATION.

3 \* \* \*

4 (C) PROHIBITION.--NO SLOT MACHINE LICENSEE MAY EMPLOY OR  
5 PERMIT ANY PERSON UNDER 18 YEARS OF AGE TO RENDER ANY SERVICE  
6 WHATSOEVER IN ANY AREA OF ITS LICENSED FACILITY [AT WHICH] WHERE  
7 SLOT MACHINES OR TABLE GAMES ARE PHYSICALLY LOCATED.

8 § 1319. ALTERNATIVE MANUFACTURER LICENSING STANDARDS.

9 (A) GENERAL RULE.--THE BOARD MAY DETERMINE WHETHER THE  
10 LICENSING STANDARDS OF ANOTHER JURISDICTION WITHIN THE UNITED  
11 STATES IN WHICH AN APPLICANT FOR A MANUFACTURER LICENSE IS  
12 SIMILARLY LICENSED ARE COMPREHENSIVE AND THOROUGH AND PROVIDE  
13 SIMILAR ADEQUATE SAFEGUARDS AS THOSE REQUIRED BY THIS PART. IF  
14 THE BOARD MAKES THAT DETERMINATION, IT MAY ISSUE A MANUFACTURER  
15 LICENSE TO AN APPLICANT WHO HOLDS A SIMILAR MANUFACTURER LICENSE  
16 IN SUCH OTHER JURISDICTION AFTER CONDUCTING AN EVALUATION OF THE  
17 INFORMATION RELATING TO THE APPLICANT FROM SUCH OTHER  
18 JURISDICTIONS, AS UPDATED BY THE BOARD, AND EVALUATING OTHER  
19 INFORMATION RELATED TO THE APPLICANT RECEIVED FROM THAT  
20 JURISDICTION AND OTHER JURISDICTIONS WHERE THE APPLICANT MAY BE  
21 LICENSED, THE BOARD MAY INCORPORATE SUCH INFORMATION IN WHOLE OR  
22 IN PART INTO ITS EVALUATION OF THE APPLICANT.

23 (B) ABBREVIATED PROCESS.--IN THE EVENT AN APPLICANT FOR A  
24 [SLOT MACHINE] MANUFACTURER LICENSE IS LICENSED IN ANOTHER  
25 JURISDICTION, THE BOARD MAY DETERMINE TO USE AN ALTERNATE  
26 PROCESS REQUIRING ONLY THAT INFORMATION DETERMINED BY THE BOARD  
27 TO BE NECESSARY TO CONSIDER THE ISSUANCE OF A LICENSE, INCLUDING  
28 FINANCIAL VIABILITY OF THE LICENSEE, TO SUCH AN APPLICANT.  
29 NOTHING IN THIS SECTION SHALL BE CONSTRUED TO WAIVE ANY FEES  
30 ASSOCIATED WITH OBTAINING A LICENSE THROUGH THE NORMAL

1 APPLICATION PROCESS.

2 § 1321. [ADDITIONAL LICENSES AND PERMITS AND APPROVAL] APPROVAL  
3 OF AGREEMENTS.

4 (A) [REQUIREMENTS.--IN ADDITION TO THE REQUIREMENTS FOR A  
5 LICENSE OR PERMIT SPECIFICALLY SET FORTH IN THIS PART, THE BOARD  
6 MAY REQUIRE A LICENSE OR PERMIT, AND SET A FEE FOR THE SAME, FOR  
7 ANY KEY OR GAMING EMPLOYEE OR ANY PERSON WHO SATISFIES ANY OF  
8 THE FOLLOWING CRITERIA:

9 (1) THE PERSON TRANSACTS BUSINESS WITHIN THIS  
10 COMMONWEALTH WITH A SLOT MACHINE LICENSEE AS A TICKET  
11 PURVEYOR, TOUR OPERATOR, OPERATOR OF A BUS TRIP PROGRAM OR  
12 OPERATOR OF ANY OTHER TYPE OF TRAVEL PROGRAM OR PROMOTIONAL  
13 BUSINESS RELATED TO SLOT MACHINES. THE BOARD MAY ALSO REVIEW,  
14 DENY, ORDER MODIFICATION OR APPROVE, AT ITS DISCRETION,  
15 PROPOSED TOURS, BUS ROUTES AND TRAVEL PROGRAMS.

16 (2) THE PERSON IS PRESENTLY NOT OTHERWISE REQUIRED TO BE  
17 LICENSED UNDER THIS PART AND PROVIDES ANY GOODS, PROPERTY OR  
18 SERVICES, INCLUDING, BUT NOT LIMITED TO, MANAGEMENT CONTRACTS  
19 FOR COMPENSATION TO A SLOT MACHINE LICENSEE AT THE LICENSED  
20 FACILITY] (RESERVED).

21 (B) AGREEMENT.--ANY AGREEMENT TO CONDUCT BUSINESS WITHIN  
22 THIS COMMONWEALTH BETWEEN A PERSON AND A SLOT MACHINE LICENSEE  
23 RELATING TO SLOT MACHINES, TABLE GAMES, TABLE GAMES DEVICES OR  
24 ASSOCIATED EQUIPMENT IS SUBJECT TO THE APPROVAL OF THE BOARD IN  
25 ACCORDANCE WITH RULES AND REGULATIONS PROMULGATED BY THE BOARD.  
26 EVERY AGREEMENT SHALL BE IN WRITING AND SHALL INCLUDE A  
27 PROVISION FOR ITS TERMINATION WITHOUT LIABILITY ON THE PART OF  
28 THE SLOT MACHINE LICENSEE UPON A FINDING BY THE BOARD THAT THE  
29 AGREEMENT IS NOT APPROVED OR THAT IT IS TERMINATED. FAILURE TO  
30 EXPRESSLY INCLUDE THIS CONDITION IN THE AGREEMENT IS NOT A

1 DEFENSE IN ANY ACTION BROUGHT UNDER THIS SECTION RELATING TO THE  
2 TERMINATION OF THE AGREEMENT.

3 SECTION 8. TITLE 4 IS AMENDED BY ADDING A CHAPTER TO READ:

4 CHAPTER 13A

5 TABLE GAMES

6 SUBCHAPTER

7 A. GENERAL PROVISIONS

8 B. TABLE GAMES AUTHORIZED

9 C. TABLE GAME OPERATIONS

10 D. (RESERVED)

11 E. TABLE GAME TESTING AND CERTIFICATION

12 F. (RESERVED)

13 G. TABLE GAME TAXES AND FEES

14 SUBCHAPTER A

15 GENERAL PROVISIONS

16 SEC.

17 1301A. (RESERVED).

18 1302A. REGULATORY AUTHORITY.

19 1303A. TEMPORARY TABLE GAME REGULATIONS.

20 1304A. COMMONWEALTH RESIDENT EMPLOYMENT GOALS.

21 § 1301A. (RESERVED).

22 § 1302A. REGULATORY AUTHORITY.

23 THE BOARD SHALL PROMULGATE REGULATIONS:

24 (1) ESTABLISHING STANDARDS AND RULES FOR TABLE GAMES,  
25 TABLE GAMES DEVICES OR ASSOCIATED EQUIPMENT, INCLUDING  
26 ELECTRONIC OR COMPUTERIZED TABLE GAMES DEVICES. THE STANDARDS  
27 SHALL PERMIT ANY NEW TABLE GAMES AND VARIATIONS OR COMPOSITES  
28 OF APPROVED TABLE GAMES, PROVIDED THE PENNSYLVANIA GAMING  
29 CONTROL BOARD DETERMINES THE TABLE GAME IS SUITABLE FOR USE  
30 AFTER A TEST OR EXPERIMENTAL PERIOD UNDER THE TERMS AND

1 CONDITIONS AS THE BOARD MAY DEEM APPROPRIATE.

2 (2) ESTABLISHING STANDARDS TO GOVERN THE CONDUCT OF  
3 TABLE GAMES AND THE SYSTEM OF WAGERING ASSOCIATED WITH TABLE  
4 GAMES, INCLUDING THE MAINTENANCE OF FINANCIAL BOOKS, RECORDS  
5 AND AUDITS.

6 (2.1) ESTABLISHING STANDARDS FOR THE DAILY COUNTING AND  
7 RECORDATION PROCESS FOR CASH, CASH EQUIVALENTS AND OTHER  
8 REPRESENTATIONS OF VALUE RECEIVED IN THE CONDUCT OF TABLE  
9 GAMES AND ENSURING THAT INTERNAL CONTROLS ARE FOLLOWED,  
10 INCLUDING OBSERVATION BY THE BOARD.

11 (3) ESTABLISHING PATRON NOTICE REQUIREMENTS PERTAINING  
12 TO MINIMUM AND MAXIMUM WAGERS ON TABLE GAMES. MINIMUM AND  
13 MAXIMUM WAGERS MAY BE ADJUSTED FROM TIME TO TIME BY THE  
14 CERTIFICATE HOLDER IN THE NORMAL COURSE OF CONDUCTING TABLE  
15 GAMES, EXCEPT THAT CHANGES IN MINIMUM WAGERS AT ANY GIVEN  
16 TABLE SHALL NOT APPLY TO PERSONS ALREADY ENGAGED IN WAGERING  
17 AT THAT TABLE WHEN THE MINIMUM WAGER IS CHANGED, UNLESS 30  
18 MINUTES' NOTICE IS PROVIDED AT THAT TABLE.

19 (4) REQUIRING EACH CERTIFICATE HOLDER TO:

20 (I) PROVIDE WRITTEN INFORMATION AT EACH OPERATIONAL  
21 GAMING TABLE ABOUT TABLE GAME RULES, PAYOFFS OR WINNING  
22 WAGERS AND OTHER INFORMATION TO EACH PATRON AS THE BOARD  
23 MAY REQUIRE.

24 (II) PROVIDE SPECIFICATIONS APPROVED BY THE BOARD  
25 UNDER SECTION 1207(11) (RELATING TO REGULATORY AUTHORITY  
26 OF BOARD) TO INTEGRATE THE LICENSED FACILITY'S  
27 SURVEILLANCE SYSTEM TO COVER ALL AREAS WHERE TABLE GAMES  
28 ARE CONDUCTED. THE SPECIFICATIONS SHALL INCLUDE  
29 PROVISIONS PROVIDING THE BOARD AND OTHER PERSONS  
30 AUTHORIZED BY THE BOARD WITH ONSITE ACCESS TO THE SYSTEM

1       OR ITS SIGNAL.

2           (III) DESIGNATE ONE OR MORE LOCATIONS WITHIN OR  
3       ABOUT THE LICENSED FACILITY, INCLUDING A TEMPORARY  
4       FACILITY, TO CONDUCT TABLE GAMES.

5           (IV) ENSURE THAT VISIBILITY IN A LICENSED FACILITY  
6       IS NOT OBSTRUCTED IN ANY WAY THAT COULD INTERFERE WITH  
7       THE ABILITY OF THE CERTIFICATE HOLDER, THE BOARD AND  
8       OTHER PERSONS AUTHORIZED BY THE BOARD TO OVERSEE THE  
9       CONDUCT OF TABLE GAMES.

10          (V) INTEGRATE THE LICENSED FACILITY'S COUNT ROOM FOR  
11       SLOT MACHINE AND TABLE GAME OPERATIONS TO ENSURE MAXIMUM  
12       SECURITY OF THE COUNTING AND STORAGE OF CASH, CASH  
13       EQUIVALENTS AND OTHER REPRESENTATIONS OF VALUE.

14          (VI) EQUIP EACH GAMING TABLE WITH A SIGN INDICATING  
15       THE PERMISSIBLE MINIMUM AND MAXIMUM WAGERS AT THE GAMING  
16       TABLE.

17          (VII) ADOPT POLICIES OR PROCEDURES THAT PROHIBIT ANY  
18       TABLE GAMES DEVICE, FROM BEING POSSESSED, MAINTAINED OR  
19       EXHIBITED BY ANY PERSON ON THE PREMISES OF A LICENSED  
20       FACILITY EXCEPT IN THE AREAS OF A LICENSED FACILITY WHERE  
21       THE CONDUCT OF TABLE GAMES IS AUTHORIZED, WHERE TRAINING  
22       IS CONDUCTED OR IN A RESTRICTED AREA DESIGNATED BY THE  
23       CERTIFICATE HOLDER TO BE USED FOR THE INSPECTION,  
24       TRAINING, SERVICE, REPAIR OR STORAGE OF TABLE GAMES,  
25       TABLE GAMES DEVICES OR ASSOCIATED EQUIPMENT OR SUPPLIES.

26          (VIII) EQUIP ALL DROP BOXES IN WHICH CASH, CASH  
27       EQUIVALENTS, FILL SLIPS, CREDIT SLIPS, INVENTORY SLIPS OR  
28       OTHER REPRESENTATIONS OF VALUE ARE DEPOSITED AT THE  
29       GAMING TABLES, AND ALL AREAS WHERE DROP BOXES ARE KEPT  
30       WHILE IN USE, WITH TWO LOCKING DEVICES OR KEYS, OF WHICH

1 ONE LOCKING DEVICE OR KEY SHALL BE UNDER THE EXCLUSIVE  
2 CONTROL OF THE BOARD, AND THE SECOND LOCKING DEVICE OR  
3 KEY SHALL BE UNDER THE EXCLUSIVE CONTROL OF THE  
4 CERTIFICATE HOLDER. THE DROP BOXES SHALL BE BROUGHT INTO  
5 OR REMOVED FROM AN AREA WHERE TABLE GAMES ARE CONDUCTED  
6 OR LOCKED OR UNLOCKED IN ACCORDANCE WITH PROCEDURES  
7 ESTABLISHED BY THE BOARD.

8 (IX) DESIGNATE SECURE LOCATIONS AT THE LICENSED  
9 FACILITY FOR THE INSPECTION AND STORAGE OF DICE, CARDS,  
10 TILES, DOMINOES, CHIPS AND OTHER REPRESENTATIONS OF VALUE  
11 USED IN THE CONDUCT OF TABLE GAMES. LOCATIONS DESIGNATED  
12 SHALL BE APPROVED BY THE BOARD.

13 (5) ESTABLISHING THE SIZE AND UNIFORM COLOR BY  
14 DENOMINATION OF ALL CHIPS USED IN THE CONDUCT OF TABLE GAMES,  
15 AND A POLICY FOR THE USE OF PROMOTIONAL OR COMMEMORATIVE  
16 CHIPS. ALL TYPES OF CHIPS SHALL BE APPROVED BY THE BOARD  
17 PRIOR TO BEING USED FOR PLAY AT A TABLE GAME AT THE LICENSED  
18 FACILITY.

19 (5.1) ESTABLISHING THE PROCEDURE TO BE USED BY A  
20 CERTIFICATE HOLDER TO DETERMINE AND EXTRACT A RAKE FOR THE  
21 PURPOSES OF DERIVING GROSS TABLE GAME REVENUE. THE RAKE SHALL  
22 APPLY TO NONBANKING TABLE GAMES AND MAY BE CALCULATED AS A  
23 PERCENTAGE OR A FLAT FEE.

24 (6) ESTABLISHING MINIMUM STANDARDS RELATING TO THE  
25 ACCEPTANCE OF TIPS OR GRATUITIES BY DEALERS AT A TABLE GAME,  
26 WHICH SHALL INCLUDE:

27 (I) THE REQUIREMENT THAT TIPS OR GRATUITIES ACCEPTED  
28 BY DEALERS AND CROUPIERS AT BANKING GAMES BE PLACED IN A  
29 COMMON POOL FOR COMPLETE DISTRIBUTION PRO RATA AMONG ALL  
30 DEALERS.

1           (II) THE RIGHT OF THE CERTIFICATE HOLDER TO  
2           ESTABLISH POLICIES UNDER WHICH TIPS OR GRATUITIES  
3           ACCEPTED BY DEALERS AT NONBANKING GAMES ARE NOT REQUIRED  
4           TO BE POOLED AND MAY BE RETAINED BY THE DEALERS. NOTHING  
5           IN THIS PARAGRAPH SHALL PROHIBIT A CERTIFICATE HOLDER  
6           FROM ADOPTING A FORMAL POLICY RELATING TO ACCEPTANCE OF  
7           TIPS AND GRATUITIES, PROVIDED THAT THE POLICY MEETS THE  
8           MINIMUM STANDARD ESTABLISHED BY THE BOARD UNDER THIS  
9           PARAGRAPH.

10          (7) ESTABLISHING THE MINIMAL PROFICIENCY REQUIREMENTS  
11          FOR INDIVIDUALS TO SUCCESSFULLY COMPLETE A COURSE OF TRAINING  
12          AT AN APPROVED SCHOOL UNDER CHAPTER 17 (RELATING TO GAMING  
13          SCHOOLS). THE REGULATIONS SHALL NOT PROHIBIT A SLOT MACHINE  
14          LICENSEE FROM ESTABLISHING A COURSE OF TRAINING FOR ITS  
15          POTENTIAL TABLE GAME EMPLOYEES OR PROHIBIT A CERTIFICATE  
16          HOLDER FROM OFFERING EMPLOYMENT TO AN INDIVIDUAL WHO HAS NOT  
17          ATTENDED OR COMPLETED A COURSE OF TRAINING AT A GAMING  
18          SCHOOL. A SLOT MACHINE LICENSEE OR CERTIFICATE HOLDER THAT  
19          ELECTS TO TRAIN ITS EMPLOYEES SHALL SUBMIT A DETAILED SUMMARY  
20          OF THE TRAINING PROGRAM TO THE BOARD AND DEMONSTRATE THE  
21          ADEQUACY OF THE PROGRAM.

22          (8) PERMITTING CERTIFICATE HOLDERS TO CONDUCT TABLE GAME  
23          TOURNAMENTS OR OTHER TABLE GAME CONTESTS IN WHICH PLAYERS  
24          COMPETE AGAINST ONE ANOTHER FOR CASH OR PRIZES AND  
25          ESTABLISHING THE PRACTICES AND PROCEDURES GOVERNING THE  
26          CONDUCT OF THE TOURNAMENTS OR CONTESTS.

27          (9) DESIGNATING AN EMPLOYEE TO APPROVE OR DENY A  
28          CERTIFICATE HOLDER'S REQUEST TO DECREASE THE NUMBER OF SLOT  
29          MACHINES IN ITS LICENSED FACILITY IF THE SLOT MACHINE  
30          LICENSEE SEEKS TO REDUCE THE NUMBER OF SLOT MACHINES BY LESS

1 THAN 2%. DESIGNATED APPROVAL FOR REDUCTION OF SLOT MACHINES  
2 SHALL NOT EXCEED 2% IN TOTAL REGARDLESS OF THE NUMBER OF  
3 REQUESTS A SLOT MACHINE LICENSEE SUBMITS.

4 § 1303A. TEMPORARY TABLE GAME REGULATIONS.

5 (A) PROMULGATION.--IN ORDER TO FACILITATE THE PROMPT  
6 IMPLEMENTATION OF THIS CHAPTER, REGULATIONS PROMULGATED BY THE  
7 BOARD SHALL BE DEEMED TEMPORARY REGULATIONS. EACH TEMPORARY  
8 REGULATION SHALL EXPIRE NOT LATER THAN TWO YEARS FOLLOWING  
9 PUBLICATION. THE BOARD MAY PROMULGATE TEMPORARY REGULATIONS NOT  
10 SUBJECT TO:

11 (1) SECTIONS 201, 202, 203, 204 AND 205 OF THE ACT OF  
12 JULY 31, 1968 (P.L.769, NO.240), REFERRED TO AS THE  
13 COMMONWEALTH DOCUMENTS LAW.

14 (2) THE ACT OF JUNE 25, 1982 (P.L.633, NO.181), KNOWN AS  
15 THE REGULATORY REVIEW ACT.

16 (B) EXPIRATION.--EXCEPT FOR THE TEMPORARY REGULATIONS  
17 GOVERNING THE RULES OF NEW GAMES APPROVED BY THE BOARD, THE  
18 BOARD'S AUTHORITY TO ADOPT TEMPORARY REGULATIONS IN SUBSECTION  
19 (A) SHALL EXPIRE TWO YEARS AFTER THE EFFECTIVE DATE OF THIS  
20 SECTION. REGULATIONS ADOPTED AFTER THIS PERIOD SHALL BE  
21 PROMULGATED AS PROVIDED BY LAW.

22 (C) TEMPORARY REGULATIONS.--THE BOARD SHALL BEGIN PUBLISHING  
23 TEMPORARY REGULATIONS GOVERNING TABLE GAME RULES, LICENSING OF  
24 MANUFACTURERS AND SUPPLIERS AND SURVEILLANCE STANDARDS IN THE  
25 PENNSYLVANIA BULLETIN NO LATER THAN FEBRUARY 1, 2010.

26 § 1304A. COMMONWEALTH RESIDENT EMPLOYMENT GOALS.

27 (A) EMPLOYMENT OPPORTUNITIES.--IT IS THE GOAL OF THE GENERAL  
28 ASSEMBLY THAT THE BOARD PROMOTE AND ENSURE THE AVAILABILITY OF  
29 EMPLOYMENT OPPORTUNITIES FOR COMMONWEALTH RESIDENTS IN TABLE  
30 GAME-RELATED OPERATIONS AS AUTHORIZED IN THIS CHAPTER. THE BOARD



1 SHALL WORK WITH EACH CERTIFICATE HOLDER TO ENSURE THE  
2 REPRESENTATION OF COMMONWEALTH RESIDENTS EMPLOYED BY A  
3 CERTIFICATE HOLDER RELATING TO TABLE GAMES. IT IS THE GOAL OF  
4 THE COMMONWEALTH THAT COMMONWEALTH RESIDENTS COMPRISE AT LEAST  
5 85% OF EACH CERTIFICATE HOLDER'S TABLE GAME-RELATED EMPLOYEES BY  
6 THE END OF THE THIRD YEAR FOLLOWING COMMENCEMENT OF THE CONDUCT  
7 OF TABLE GAMES AT EACH CERTIFICATE HOLDER'S LICENSED FACILITY.

8 (B) STUDY.--THE BOARD SHALL CONDUCT AN ANNUAL STUDY TO  
9 ASCERTAIN EACH LICENSEE'S PROGRESS IN ACHIEVING THE GOALS OF  
10 THIS SECTION AND WHETHER EACH CERTIFICATE HOLDER HAS TAKEN  
11 EFFECTIVE AND MEANINGFUL ACTION TO ENHANCE THE NUMBER OF  
12 COMMONWEALTH RESIDENTS EMPLOYED IN TABLE GAME-RELATED POSITIONS  
13 AT LICENSED FACILITIES. THE FIRST STUDY SHALL BE COMPLETED ONE  
14 YEAR FOLLOWING THE ISSUANCE OF THE FIRST TABLE GAMES OPERATION  
15 CERTIFICATE. EACH ANNUAL STUDY SHALL CONTAIN RECOMMENDATIONS  
16 WHICH THE BOARD DETERMINES APPROPRIATE AND MAY BE COMBINED WITH  
17 ANY OTHER ANNUAL STUDY REQUIRED FROM THE BOARD UNDER THIS PART.  
18 THE STUDY SHALL BE SUBMITTED TO THE CHAIRMAN AND MINORITY  
19 CHAIRMAN OF THE STANDING COMMITTEES OF THE SENATE AND OF THE  
20 HOUSE OF REPRESENTATIVES WITH JURISDICTION OVER THIS PART.

21 SUBCHAPTER B

22 TABLE GAMES AUTHORIZED

23 SEC.

24 1311A. AUTHORIZATION TO CONDUCT TABLE GAMES.

25 1312A. PETITION REQUIREMENTS.

26 1313A. PROHIBITIONS.

27 1314A. TABLE GAME AUTHORIZATION HEARING PROCESS; PUBLIC INPUT  
28 HEARINGS.

29 1315A. STANDARD FOR REVIEW OF PETITIONS.

30 1316A. AWARD OF CERTIFICATE.

1 1316.1A. AMENDMENT OF STATEMENT CONDITIONS.

2 1317A. TABLE GAMES OPERATION CERTIFICATE.

3 1318A. TIMING OF INITIAL TABLE GAME AUTHORIZATIONS.

4 1319A. TEMPORARY FACILITY.

5 § 1311A. AUTHORIZATION TO CONDUCT TABLE GAMES.

6 (A) BOARD AUTHORIZATION.--NOTWITHSTANDING ANY OTHER  
7 PROVISION OF LAW TO THE CONTRARY AND EXCEPT AS OTHERWISE  
8 PROHIBITED IN SECTION 1313A (RELATING TO PROHIBITIONS), THE  
9 BOARD MAY AUTHORIZE EACH ELIGIBLE SLOT MACHINE LICENSEE TO  
10 CONDUCT TABLE GAMES, CONTESTS OR TOURNAMENTS INVOLVING TABLE  
11 GAMES AND THE OPERATION OF A SYSTEM OF WAGERING ASSOCIATED WITH  
12 THE CONDUCT OF TABLE GAMES AT THE SLOT MACHINE LICENSEE'S  
13 LICENSED FACILITY, INCLUDING A TEMPORARY FACILITY THAT MEETS THE  
14 REQUIREMENTS OF SECTIONS 1207(17) (RELATING TO REGULATORY  
15 AUTHORITY OF THE BOARD) AND 1319A (RELATING TO TEMPORARY  
16 FACILITY). AUTHORIZATION TO CONDUCT TABLE GAMES SHALL BE  
17 CONTINGENT UPON THE SLOT MACHINE LICENSEE'S AGREEMENT TO ENSURE  
18 THE CONDUCT OF GAMING IN ACCORDANCE WITH THIS PART AND ANY OTHER  
19 CONDITIONS ESTABLISHED BY THE BOARD. NOTHING IN THIS PART SHALL  
20 BE CONSTRUED TO CREATE A SEPARATE LICENSE GOVERNING THE CONDUCT  
21 OF TABLE GAMES BY SLOT MACHINE LICENSEES WITHIN THIS  
22 COMMONWEALTH.

23 (B) NUMBER OF TABLE GAMES.--CATEGORY 1 AND CATEGORY 2 SLOT  
24 MACHINE LICENSEES SHALL BE AUTHORIZED TO OPERATE UP TO 250 TABLE  
25 GAMES.

26 § 1312A. PETITION REQUIREMENTS.

27 (A) GENERAL RULE.--UNLESS OTHERWISE PROHIBITED BY SECTION  
28 1313A (RELATING TO PROHIBITIONS), A SLOT MACHINE LICENSEE MAY  
29 SEEK APPROVAL TO CONDUCT TABLE GAMES BY FILING A PETITION WITH  
30 THE BOARD.

1     (B) PETITION CONTENTS.--A PETITION SEEKING AUTHORIZATION TO  
2 CONDUCT TABLE GAMES SHALL INCLUDE THE FOLLOWING:

3         (1) THE NAME, BUSINESS ADDRESS AND CONTACT INFORMATION  
4 OF THE PETITIONER.

5         (2) IF KNOWN, THE NAME AND BUSINESS ADDRESS, JOB TITLE  
6 AND A PHOTOGRAPH OF EACH PRINCIPAL AND KEY EMPLOYEE OF THE  
7 PETITIONER WHO WILL BE INVOLVED IN THE CONDUCT OF TABLE GAMES  
8 AND IS NOT CURRENTLY LICENSED BY THE BOARD. THE PETITIONER  
9 SHALL HAVE THE DUTY TO UPDATE THIS INFORMATION.

10        (3) AN ITEMIZED LIST OF THE NUMBER AND TYPES OF TABLE  
11 GAMES FOR WHICH AUTHORIZATION IS BEING SOUGHT.

12        (4) THE ESTIMATED NUMBER OF FULL-TIME AND PART-TIME  
13 EMPLOYMENT POSITIONS THAT WILL BE CREATED AT THE LICENSED  
14 FACILITY IF TABLE GAMES ARE AUTHORIZED AND AN UPDATED HIRING  
15 PLAN PURSUANT TO SECTION 1510 (RELATING TO LABOR HIRING  
16 PREFERENCES) WHICH OUTLINES THE PETITIONER'S PLAN TO PROMOTE  
17 THE REPRESENTATION OF DIVERSE GROUPS AND COMMONWEALTH  
18 RESIDENTS IN THE NEW EMPLOYMENT POSITIONS RELATED TO TABLE  
19 GAMES.

20        (5) A BRIEF DESCRIPTION OF THE ECONOMIC BENEFITS  
21 EXPECTED TO BE REALIZED BY THE COMMONWEALTH, ITS POLITICAL  
22 SUBDIVISIONS AND ITS RESIDENTS IF TABLE GAMES ARE AUTHORIZED.

23        (6) THE DETAILS OF ANY FINANCING OBTAINED OR THAT WILL  
24 BE OBTAINED TO FUND AN EXPANSION OR MODIFICATION OF THE  
25 LICENSED FACILITY TO ACCOMMODATE TABLE GAMES.

26        (7) INFORMATION AND DOCUMENTATION CONCERNING FINANCIAL  
27 BACKGROUND AND RESOURCES, AS THE BOARD MAY REQUIRE, TO  
28 ESTABLISH BY CLEAR AND CONVINCING EVIDENCE THE FINANCIAL  
29 STABILITY, INTEGRITY AND RESPONSIBILITY OF THE PETITIONER.

30        (8) INFORMATION AND DOCUMENTATION, AS THE BOARD MAY

1 REQUIRE, TO ESTABLISH BY CLEAR AND CONVINCING EVIDENCE THAT  
2 THE PETITIONER HAS SUFFICIENT BUSINESS ABILITY AND EXPERIENCE  
3 TO CREATE AND MAINTAIN A SUCCESSFUL TABLE GAME OPERATION. IN  
4 MAKING THIS DETERMINATION, THE BOARD MAY CONSIDER THE RESULTS  
5 OF THE PETITIONER'S SLOT MACHINE OPERATION, INCLUDING  
6 FINANCIAL INFORMATION, EMPLOYMENT FIGURES AND CAPITAL  
7 INVESTMENT.

8 (9) INFORMATION AND DOCUMENTATION, AS THE BOARD MAY  
9 REQUIRE, TO ESTABLISH BY CLEAR AND CONVINCING EVIDENCE THAT  
10 THE PETITIONER HAS THE FINANCIAL ABILITY TO PAY THE  
11 AUTHORIZATION FEE UNDER SECTION 1361A (RELATING TO TABLE GAME  
12 AUTHORIZATION FEE).

13 (10) DETAILED SITE PLANS IDENTIFYING THE PETITIONER'S  
14 PROPOSED TABLE GAME AREA WITHIN THE LICENSED FACILITY OR ANY  
15 PROPOSED TEMPORARY FACILITY.

16 (11) OTHER INFORMATION AS THE BOARD MAY REQUIRE.

17 (C) CONFIDENTIALITY.--INFORMATION SUBMITTED TO THE BOARD  
18 UNDER SUBSECTION (B) (6), (7), (9), (10) AND (11) MAY BE  
19 CONSIDERED CONFIDENTIAL BY THE BOARD IF THE INFORMATION WOULD BE  
20 CONFIDENTIAL UNDER SECTION 1206(F) (RELATING TO BOARD MINUTES  
21 AND RECORDS).

22 § 1313A. PROHIBITIONS.

23 (A) SLOT MACHINE LICENSEE.--NO SLOT MACHINE LICENSEE THAT IS  
24 REQUIRED AS A CONDITION OF SLOT MACHINE LICENSURE TO MAKE ANNUAL  
25 OR SEMI-ANNUAL PAYMENTS TO A MUNICIPALITY OR MUNICIPAL AUTHORITY  
26 FOR AN ECONOMIC DEVELOPMENT PROJECT, INCLUDING ANY PROJECT  
27 ENUMERATED IN THE ACT OF JULY 25, 2007 (P.L.342, NO.53), KNOWN  
28 AS PENNSYLVANIA GAMING ECONOMIC DEVELOPMENT AND TOURISM FUND  
29 CAPITAL BUDGET ITEMIZATION ACT OF 2007, MAY SUBMIT A PETITION  
30 UNDER SECTION 1312A (RELATING TO PETITION REQUIREMENTS) UNTIL A

1 WRITTEN AGREEMENT GOVERNING THE TERMS OF THE PAYMENTS, INCLUDING  
2 THE DATE ON WHICH EACH PAYMENT SHALL BE MADE, THE AMOUNT OF EACH  
3 ANNUAL OR SEMI-ANNUAL PAYMENT AND THE DURATION OF THE ANNUAL OR  
4 SEMI-ANNUAL PAYMENTS, IS EXECUTED BETWEEN THE SLOT MACHINE  
5 LICENSEE AND THE MUNICIPALITY OR MUNICIPAL AUTHORITY AND THE  
6 MUNICIPALITY OR MUNICIPAL AUTHORITY CONFIRMS TO THE BOARD IN  
7 WRITING THAT THE SLOT MACHINE LICENSEE HAS MADE THE FIRST  
8 REQUIRED PAYMENT UNDER THE WRITTEN AGREEMENT.

9 (B) DUTIES OF BOARD.--THE BOARD SHALL NOT ACCEPT OR APPROVE  
10 A PETITION SUBMITTED BY ANY SLOT MACHINE LICENSEE SUBJECT TO  
11 THIS SECTION AND PROHIBITED BY SUBSECTION (A) UNTIL SUCH WRITTEN  
12 AGREEMENT IS SUBMITTED BY THE SLOT MACHINE LICENSEE TO THE  
13 BOARD, WHICH SHALL ENSURE THE WRITTEN AGREEMENT MEETS THE  
14 REQUIREMENTS OF THIS SECTION AND ALL CONDITIONS RELATING TO THE  
15 ECONOMIC DEVELOPMENT PROJECT IMPOSED BY THE BOARD WHEN AWARDING  
16 THE SLOT MACHINE LICENSE TO THE LICENSEE ARE SATISFIED AND UNTIL  
17 THE MUNICIPALITY OR MUNICIPAL AUTHORITY CONFIRMS TO THE BOARD IN  
18 WRITING THAT THE SLOT MACHINE LICENSEE HAS MADE THE FIRST  
19 REQUIRED PAYMENT UNDER THE WRITTEN AGREEMENT.

20 (C) CONSTRUCTION.--NOTHING IN THIS SECTION SHALL BE  
21 CONSTRUED TO RELIEVE A SLOT MACHINE LICENSEE OF ITS LEGAL  
22 OBLIGATION AS A CONDITION OF LICENSURE TO MAKE ANY REQUIRED  
23 ANNUAL OR SEMI-ANNUAL PAYMENTS REFERENCED UNDER THIS SECTION IF  
24 THE SLOT MACHINE LICENSEE ELECTS NOT TO PETITION THE BOARD FOR  
25 AUTHORIZATION TO CONDUCT TABLE GAMES.

26 § 1314A. TABLE GAME AUTHORIZATION HEARING PROCESS; PUBLIC INPUT  
27 HEARINGS.

28 (A) GENERAL RULE.--THE BOARD'S CONSIDERATION AND RESOLUTION  
29 OF ALL PETITIONS TO CONDUCT TABLE GAMES SHALL BE CONDUCTED IN  
30 ACCORDANCE WITH 2 PA.C.S. (RELATING TO ADMINISTRATIVE LAW AND

1 PROCEDURE) OR WITH PROCEDURES ADOPTED BY ORDER OF THE BOARD.  
2 NOTWITHSTANDING THE REQUIREMENTS OF 2 PA.C.S. §§ 504 (RELATING  
3 TO HEARING AND RECORD) AND 505 (RELATING TO EVIDENCE AND CROSS-  
4 EXAMINATION) AS THEY RELATE TO THE CONDUCT OF ORAL HEARINGS, THE  
5 BOARD MAY ADOPT PROCEDURES TO PROVIDE PARTIES BEFORE IT WITH A  
6 DOCUMENTARY HEARING, AND THE BOARD MAY RESOLVE DISPUTED MATERIAL  
7 FACTS WITHOUT CONDUCTING AN ORAL HEARING WHERE CONSTITUTIONALLY  
8 PERMISSIBLE.

9 (B) PUBLIC INPUT HEARING REQUIREMENT.--

10 (1) PRIOR TO GRANTING A PETITION FOR A SLOT MACHINE  
11 LICENSEE TO CONDUCT TABLE GAMES, THE BOARD SHALL HOLD AT  
12 LEAST ONE PUBLIC INPUT HEARING ON THE MATTER, IN THE  
13 MUNICIPALITY WHERE THE PETITIONER'S LICENSED FACILITY IS  
14 LOCATED.

15 (2) A LIST OF ALL WITNESSES SCHEDULED TO TESTIFY AT A  
16 PUBLIC INPUT HEARING SHALL BE POSTED ON THE BOARD'S INTERNET  
17 WEBSITE AT LEAST SEVEN DAYS PRIOR TO THE HEARING. THE LIST  
18 SHALL BE UPDATED AT LEAST THREE DAYS PRIOR TO THE HEARING.  
19 ADDITIONAL WITNESSES SHALL BE POSTED ON THE BOARD'S INTERNET  
20 WEBSITE AS THEY ARE ADDED TO THE LIST.

21 § 1315A. STANDARD FOR REVIEW OF PETITIONS.

22 THE BOARD SHALL GRANT A PETITION AND AUTHORIZE THE PETITIONER  
23 TO CONDUCT TABLE GAMES IF THE PETITIONER ESTABLISHES, BY CLEAR  
24 AND CONVINCING EVIDENCE, ALL OF THE FOLLOWING:

25 (1) THE PETITIONER'S SLOT MACHINE LICENSE IS IN GOOD  
26 STANDING WITH THE BOARD.

27 (2) THE PETITIONER CONDUCTING TABLE GAMES WILL HAVE A  
28 POSITIVE ECONOMIC IMPACT ON THE COMMONWEALTH, ITS POLITICAL  
29 SUBDIVISIONS AND RESIDENTS THROUGH INCREASED REVENUES AND  
30 EMPLOYMENT OPPORTUNITIES.

1       (3) THE PETITIONER POSSESSES OR HAS SECURED ADEQUATE  
2 FINANCING, IF NECESSARY, TO:

3       (I) FUND AN EXPANSION OR MODIFICATION OF THE  
4 PETITIONER'S LICENSED FACILITY TO ACCOMMODATE TABLE  
5 GAMES.

6       (II) PAY THE AUTHORIZATION FEE UNDER SECTION 1361A  
7 (RELATING TO TABLE GAME AUTHORIZATION FEE).

8       (4) THE PETITIONER HAS THE FINANCIAL STABILITY,  
9 INTEGRITY AND RESPONSIBILITY TO CONDUCT TABLE GAMES.

10       (5) THE PETITIONER HAS SUFFICIENT BUSINESS ABILITY AND  
11 EXPERIENCE TO CREATE AND MAINTAIN A SUCCESSFUL TABLE GAME  
12 OPERATION.

13       (6) THE PETITIONER'S PROPOSED INTERNAL AND EXTERNAL  
14 SECURITY AND PROPOSED SURVEILLANCE MEASURES WITHIN THE AREA  
15 OF THE LICENSED FACILITY WHERE THE PETITIONER SEEKS TO  
16 CONDUCT TABLE GAMES ARE ADEQUATE.

17       (7) THE PETITIONER AGREES TO MAINTAIN THE SAME NUMBER OF  
18 SLOT MACHINES IN OPERATION AT THE TIME THE PETITION IS  
19 SUBMITTED, OR IF THE SLOT MACHINE LICENSEE IS NOT YET  
20 OPERATING SLOT MACHINES, THE AMOUNT REQUIRED IN THE APPROVED  
21 APPLICATION FOR THE OPERATION OF SLOT MACHINES UNLESS A  
22 REDUCTION IS APPROVED BY THE BOARD UPON GOOD CAUSE SHOWN.

23 § 1316A. AWARD OF CERTIFICATE.

24       AFTER APPROVAL OF A PETITION, THE BOARD SHALL AWARD A TABLE  
25 GAMES OPERATION CERTIFICATE TO THE PETITIONER AFTER PAYMENT OF  
26 THE AUTHORIZATION FEE IN ACCORDANCE WITH SECTION 1361A (RELATING  
27 TO TABLE GAME AUTHORIZATION FEE).

28 § 1316.1A. AMENDMENT OF STATEMENT OF CONDITIONS.

29       (A) AMENDMENT.--UPON GRANTING A PETITION FOR A TABLE GAMES  
30 OPERATION CERTIFICATE, THE BOARD SHALL AMEND THE SLOT MACHINE

1 LICENSEE'S STATEMENT OF CONDITIONS GOVERNING THE SLOT MACHINE  
2 LICENSE TO INCLUDE CONDITIONS PERTAINING TO THE REQUIREMENTS OF  
3 THIS CHAPTER.

4 (B) SANCTIONS.--A CERTIFICATE HOLDER THAT FAILS TO ABIDE BY  
5 THIS PART AS WELL AS ITS STATEMENT OF CONDITIONS OF LICENSURE IN  
6 CONDUCTING TABLE GAMES SHALL BE SUBJECT TO BOARD-IMPOSED  
7 ADMINISTRATIVE SANCTIONS OR OTHER PENALTIES AUTHORIZED UNDER  
8 THIS PART.

9 § 1317A. TABLE GAMES OPERATION CERTIFICATE.

10 THE FOLLOWING SHALL APPLY:

11 (1) A TABLE GAMES OPERATION CERTIFICATE SHALL BE IN  
12 EFFECT UNLESS SUSPENDED OR REVOKED BY THE BOARD OR NOT  
13 RENEWED BY THE CERTIFICATE HOLDER OR BY THE BOARD UPON GOOD  
14 CAUSE SHOWN BY THE BOARD CONSISTENT WITH THE REQUIREMENTS OF  
15 THIS PART.

16 (2) A TABLE GAMES OPERATION CERTIFICATE SHALL INCLUDE AN  
17 ITEMIZED LIST BY TYPE AND NUMBER OF THE TABLE GAMES APPROVED  
18 BY THE BOARD AND PERMITTED IN THE PARTICULAR LICENSED  
19 FACILITY. THE CERTIFICATE HOLDER MAY INCREASE OR DECREASE THE  
20 NUMBER OF TABLE GAMES AT THE LICENSED FACILITY, CHANGE THE  
21 TYPE OF TABLE GAMES PLAYED AT A PARTICULAR TABLE OR CHANGE  
22 THE CONFIGURATION OF TABLE GAMES UPON NOTICE TO THE BOARD AND  
23 APPROVAL BY A DESIGNATED EMPLOYEE OF THE BOARD. UNLESS  
24 APPROVED BY THE BOARD, THE TOTAL NUMBER OF TABLE GAMES IN  
25 OPERATION AT THE LICENSED FACILITY MAY NOT EXCEED THE NUMBER  
26 AUTHORIZED IN THE TABLE GAMES OPERATION CERTIFICATE.

27 § 1318A. TIMING OF INITIAL TABLE GAME AUTHORIZATIONS.

28 THE BOARD SHALL APPROVE OR DENY A PETITION FILED WITHIN 90  
29 DAYS OF THE EFFECTIVE DATE OF THIS CHAPTER, NO LATER THAN 60  
30 DAYS AFTER RECEIPT OF THE FILING.



1 § 1319A. TEMPORARY FACILITY.

2 THE BOARD MAY PERMIT A CERTIFICATE HOLDER TO CONDUCT TABLE  
3 GAMES AT A TEMPORARY FACILITY CONSTRUCTED FOR THE PURPOSE OF  
4 CONDUCTING TABLE GAMES WHICH IS PHYSICALLY CONNECTED TO,  
5 ATTACHED TO OR ADJACENT TO A PERMANENT FACILITY FOR A PERIOD NOT  
6 TO EXCEED 24 MONTHS OR AT A TEMPORARY FACILITY CREATED UNDER  
7 SECTION 1207(17) (RELATING TO REGULATORY AUTHORITY OF BOARD).

8 SUBCHAPTER C

9 CONDUCT OF TABLE GAMES

10 SEC.

11 1321A. AUTHORIZED LOCATIONS FOR TABLE GAMES.

12 1322A. COMMENCEMENT OF TABLE GAME OPERATIONS.

13 1323A. (RESERVED).

14 1324A. CONDITION OF CONTINUED OPERATION.

15 1325A. TABLE GAME ACCOUNTING CONTROLS AND AUDIT PROTOCOLS.

16 1326A. CASH EQUIVALENTS.

17 1327A. KEY EMPLOYEES AND OCCUPATION PERMITS.

18 1328A. APPLICATION OF CLEAN INDOOR AIR ACT.

19 1329A. APPLICATION OF LIQUOR CODE.

20 § 1321A. AUTHORIZED LOCATIONS FOR TABLE GAMES.

21 (A) RESTRICTION.--EXCEPT AS PROVIDED UNDER SUBSECTION (B), A  
22 CERTIFICATE HOLDER SHALL ONLY BE PERMITTED TO OPERATE TABLE  
23 GAMES AT THE LICENSED FACILITY, INCLUDING A TEMPORARY FACILITY  
24 APPROVED UNDER SECTIONS 1207(17) (RELATING TO REGULATORY  
25 AUTHORITY OF BOARD) AND 1319A (RELATING TO TEMPORARY FACILITY).

26 (B) POWERS AND DUTIES OF BOARD.--UPON PETITION, THE BOARD  
27 MAY AUTHORIZE THE EXECUTIVE DIRECTOR TO DESIGNATE SPECIFIC AREAS  
28 OF A HOTEL, INCLUDING CONFERENCE ROOMS, BALLROOMS OR OTHER  
29 ROOMS, IN WHICH THE CERTIFICATE HOLDER MAY CONDUCT TABLE GAMES  
30 FOR THE PURPOSES OF TOURNAMENTS, CONTESTS OR OTHER GAMES. NO

1 CERTIFICATE HOLDER MAY BE APPROVED TO CONDUCT TABLE GAMES IN A  
2 HOTEL UNLESS THE AREAS TO BE DESIGNATED ARE EQUIPPED WITH  
3 ADEQUATE SECURITY AND SURVEILLANCE EQUIPMENT TO ENSURE THE  
4 INTEGRITY OF THE CONDUCT OF A TABLE GAME CONTEST OR TOURNAMENT.  
5 IN GRANTING AUTHORIZATION UNDER THIS SECTION, THE BOARD SHALL BE  
6 PROHIBITED FROM:

7 (1) IMPOSING ANY CRITERIA OR REQUIREMENTS REGARDING THE  
8 CONTENTS OR STRUCTURE OF A HOTEL WHICH ARE UNRELATED TO THE  
9 CONDUCT OF TABLE GAMES.

10 (2) AUTHORIZING THE PLACEMENT OR OPERATION OF SLOT  
11 MACHINES IN A HOTEL.

12 § 1322A. COMMENCEMENT OF TABLE GAME OPERATIONS.

13 A CERTIFICATE HOLDER MAY NOT CONDUCT TABLE GAMES AT A  
14 LICENSED FACILITY UNTIL THE BOARD DETERMINES THAT:

15 (1) THE CERTIFICATE HOLDER IS IN COMPLIANCE IN ALL  
16 RESPECTS WITH THE REQUIREMENTS OF THIS PART.

17 (2) THE CERTIFICATE HOLDER HAS IMPLEMENTED INTERNAL  
18 CONTROLS AND AUDIT PROTOCOLS UNDER SECTION 1325A (RELATING TO  
19 TABLE GAME ACCOUNTING CONTROLS AND AUDITS) AND SECURITY AND  
20 SURVEILLANCE MEASURES FOR THE CONDUCT OF TABLE GAMES.

21 (3) THE CERTIFICATE HOLDER'S TABLE GAME-RELATED  
22 EMPLOYEES, WHERE APPLICABLE, ARE LICENSED, PERMITTED OR  
23 OTHERWISE AUTHORIZED BY THE BOARD TO PERFORM THEIR RESPECTIVE  
24 DUTIES.

25 (4) THE CERTIFICATE HOLDER IS PREPARED IN ALL RESPECTS  
26 TO OFFER TABLE GAME PLAY TO THE PUBLIC AT THE LICENSED  
27 FACILITY.

28 § 1323A. (RESERVED).

29 § 1324A. CONDITION OF CONTINUED OPERATION.

30 AS A CONDITION OF CONTINUED OPERATION, A CERTIFICATE HOLDER

1 SHALL AGREE TO MAINTAIN ALL BOOKS, RECORDS AND DOCUMENTS  
2 PERTAINING TO TABLE GAMES IN A MANNER AND LOCATION AT THE  
3 LICENSED FACILITY AS APPROVED BY THE BOARD. ALL BOOKS, RECORDS  
4 AND DOCUMENTS RELATED TO TABLE GAMES SHALL:

5 (1) BE SEGREGATED BY SEPARATE ACCOUNTS WITHIN THE SLOT  
6 MACHINE LICENSEE'S OPERATIONS BOOKS, RECORDS AND DOCUMENTS,  
7 EXCEPT FOR ANY BOOKS, RECORDS OR DOCUMENTS THAT ARE COMMON TO  
8 BOTH OPERATIONS;

9 (2) BE IMMEDIATELY AVAILABLE FOR INSPECTION UPON REQUEST  
10 OF THE BOARD, THE BUREAU, THE PENNSYLVANIA STATE POLICE OR  
11 AGENTS OF THE ATTORNEY GENERAL DURING ALL HOURS OF OPERATION  
12 OF THE LICENSED FACILITY IN ACCORDANCE WITH REGULATIONS  
13 PROMULGATED BY THE BOARD; AND

14 (3) BE MAINTAINED FOR A PERIOD AS THE BOARD, BY  
15 REGULATION, MAY REQUIRE.

16 § 1325A. TABLE GAME ACCOUNTING CONTROLS AND AUDIT PROTOCOLS.

17 (A) APPROVAL.--PRIOR TO THE COMMENCEMENT OF TABLE GAME  
18 OPERATIONS, A CERTIFICATE HOLDER SHALL SUBMIT TO THE BOARD FOR  
19 APPROVAL ALL PROPOSED SITE PLANS, INTERNAL CONTROL SYSTEMS AND  
20 AUDIT PROTOCOLS FOR THE CERTIFICATE HOLDER'S TABLE GAME  
21 OPERATIONS.

22 (B) MINIMUM REQUIREMENTS.--A CERTIFICATE HOLDER'S TABLE  
23 GAMES INTERNAL CONTROLS AND AUDIT PROTOCOLS SHALL:

24 (1) SAFEGUARD ITS ASSETS AND REVENUES, INCLUDING THE  
25 RECORDING OF CASH AND EVIDENCES OF INDEBTEDNESS RELATED TO  
26 TABLE GAMES.

27 (2) PROVIDE FOR RELIABLE RECORDS, ACCOUNTS AND REPORTS  
28 OF ANY FINANCIAL EVENT THAT OCCURS IN THE CONDUCT OF TABLE  
29 GAMES, INCLUDING REPORTS TO THE BOARD RELATED TO THE TABLE  
30 GAMES.

1           (3) PROVIDE FOR ACCURATE AND RELIABLE FINANCIAL RECORDS  
2 RELATED TO THE CONDUCT OF TABLE GAMES.

3           (4) ESTABLISH PROCEDURES FOR ALL THE FOLLOWING:

4               (I) THE RECEIPT, STORAGE AND DISBURSAL OF CHIPS,  
5 CASH AND CASH EQUIVALENTS USED IN TABLE GAMES.

6               (II) CHECK CASHING.

7               (III) THE REDEMPTION OF CHIPS, CASH EQUIVALENTS AND  
8 OTHER REPRESENTATIONS OF VALUE USED IN TABLE GAMES AND  
9 THE PAYOFF OF JACKPOTS.

10              (IV) THE RECORDING OF FINANCIAL TRANSACTIONS  
11 PERTAINING TO TABLE GAMES.

12              (V) THE COLLECTION AND SECURITY OF MONEYS AT THE  
13 GAMING TABLES.

14              (VI) THE TRANSFER AND RECORDING OF CHIPS BETWEEN THE  
15 GAMING TABLES AND THE CASHIER'S CAGE.

16              (VII) THE TRANSFER OF DROP BOXES FOR TABLE GAMES  
17 FROM THE GAMING TABLES TO THE COUNT ROOM.

18              (VIII) THE COUNTING AND RECORDING OF TABLE GAME  
19 REVENUE, INCLUDING SECURITY STANDARDS.

20              (IX) THE SECURITY, STORAGE AND RECORDING OF CASH,  
21 CHIPS AND CASH EQUIVALENTS UTILIZED IN TABLE GAMES.

22              (X) SECURITY STANDARDS FOR THE HANDLING AND STORAGE  
23 OF TABLE GAMES DEVICES.

24              (XI) RULES GOVERNING THE CONDUCT OF EACH TABLE GAME  
25 AND THE RESPONSIBILITY OF EMPLOYEES RELATED TO TABLE  
26 GAMES.

27              (XII) THE COLLECTION AND RECORDING OF REVENUE FROM  
28 POKER WHEN IT IS A NONBANKING GAME, INCLUDING THE TYPES  
29 OF RAKE UTILIZED AND THE METHODOLOGY FOR CALCULATING THE  
30 AMOUNT OF PERMISSIBLE RAKE.

1       (5) ENSURE THAT:

2           (I) ANY WAGERING PERMITTED AT A TABLE GAME IS  
3       IMPLEMENTED ONLY IN ACCORDANCE WITH THE MANAGEMENT'S  
4       GENERAL OR SPECIFIC AUTHORIZATION, AS APPROVED BY THE  
5       BOARD.

6           (II) THERE IS PROPER AND TIMELY ACCOUNTING OF GROSS  
7       TABLE GAME REVENUE AND THE CALCULATION OF GROSS TABLE  
8       GAME REVENUE, FEES, TAXES AND ASSESSMENTS BASED ON THE  
9       GROSS TABLE GAME REVENUE AND MAINTAIN ACCOUNTABILITY FOR  
10       ASSETS.

11          (III) RECORDED ACCOUNTABILITY FOR ASSETS IS COMPARED  
12       WITH ACTUAL ASSETS AT REASONABLE INTERVALS AND THAT  
13       APPROPRIATE ACTION IS TAKEN WITH RESPECT TO ANY  
14       DISCREPANCIES.

15          (IV) ALL FUNCTIONS, DUTIES AND RESPONSIBILITIES ARE  
16       APPROPRIATELY SEGREGATED AND PERFORMED IN ACCORDANCE WITH  
17       SOUND FINANCIAL PRACTICES BY COMPETENT, QUALIFIED  
18       EMPLOYEES.

19       (6) PERMIT USE OF ITS LICENSED FACILITY BY THE BOARD,  
20       THE BUREAU AND OTHER PERSONS AUTHORIZED BY THE BOARD TO  
21       FACILITATE THEIR ABILITY TO PERFORM REGULATORY AND OVERSIGHT  
22       FUNCTIONS UNDER THIS CHAPTER.

23       (C) SUBMISSION TO BOARD.--THE SUBMISSION REQUIRED UNDER  
24       SUBSECTION (A) SHALL INCLUDE A DETAILED DESCRIPTION OF THE  
25       CERTIFICATE HOLDER'S ADMINISTRATIVE AND ACCOUNTING PROCEDURES  
26       RELATED TO TABLE GAMES, INCLUDING ITS WRITTEN SYSTEM OF INTERNAL  
27       CONTROLS. EACH WRITTEN SYSTEM OF INTERNAL CONTROLS SHALL  
28       INCLUDE:

29           (1) AN ORGANIZATIONAL CHART DEPICTING APPROPRIATE  
30       FUNCTIONS AND RESPONSIBILITIES OF EMPLOYEES INVOLVED IN BOTH

1 THE SLOT MACHINE OPERATIONS AND TABLE GAME OPERATIONS.

2 (2) A DESCRIPTION OF THE DUTIES AND RESPONSIBILITIES OF  
3 EACH POSITION SHOWN ON THE ORGANIZATIONAL CHART.

4 (3) THE RECORD RETENTION POLICY OF THE CERTIFICATE  
5 HOLDER.

6 (4) THE PROCEDURE TO BE UTILIZED TO ENSURE THAT ASSETS  
7 ARE SAFEGUARDED, INCLUDING MANDATORY COUNT PROCEDURES.

8 (5) A DETAILED NARRATIVE DESCRIPTION OF THE  
9 ADMINISTRATIVE AND ACCOUNTING PROCEDURES IN PLACE TO ENSURE  
10 COMPLIANCE WITH THE REQUIREMENTS OF SECTION 1326A (RELATING  
11 TO CASH EQUIVALENTS).

12 (6) A STATEMENT SIGNED BY THE CHIEF FINANCIAL OFFICER,  
13 OR OTHER COMPETENT PERSON, OF THE CERTIFICATE HOLDER  
14 ATTESTING THAT THE OFFICER BELIEVES, IN GOOD FAITH, THAT THE  
15 SYSTEM SATISFIES THE REQUIREMENTS OF THIS SECTION.

16 (D) REVIEW.--PRIOR TO AUTHORIZING A CERTIFICATE HOLDER TO  
17 CONDUCT TABLE GAMES, THE BOARD SHALL REVIEW THE SYSTEM OF  
18 INTERNAL CONTROLS SUBMITTED UNDER SUBSECTION (C) TO DETERMINE  
19 WHETHER THE SYSTEM CONFORMS TO THE REQUIREMENTS OF THIS PART AND  
20 WHETHER IT PROVIDES ADEQUATE AND EFFECTIVE CONTROLS FOR THE  
21 CONDUCT OF TABLE GAMES.

22 § 1326A. CASH EQUIVALENTS.

23 (A) ACCEPTANCE OF CHECKS.--

24 (1) A CERTIFICATE HOLDER MAY ACCEPT A CHECK FROM A  
25 PATRON IN EXCHANGE FOR CASH OR CHIPS. THE CERTIFICATE HOLDER  
26 SHALL PRESENT EACH CHECK FOR PAYMENT TO THE FINANCIAL  
27 INSTITUTION UPON WHICH THE CHECK IS DRAWN WITHIN TEN DAYS OF  
28 RECEIPT BY THE CERTIFICATE HOLDER. NO THIRD PARTY CHECKS  
29 SHALL BE PERMITTED.

30 (2) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, CHECKS

1 CASHED IN CONFORMITY WITH THE REQUIREMENTS OF THIS SECTION OR  
2 13 PA.C.S. DIV. 3 (RELATING TO NEGOTIABLE INSTRUMENTS) SHALL  
3 BE VALID INSTRUMENTS, ENFORCEABLE AT LAW IN THE COURTS OF  
4 THIS COMMONWEALTH. ANY CHECK CASHED, TRANSFERRED, CONVEYED,  
5 GIVEN OR ACCEPTED IN VIOLATION OF THIS SECTION SHALL BE  
6 INVALID AND UNENFORCEABLE FOR THE PURPOSES OF COLLECTION BUT  
7 SHALL BE INCLUDED BY THE CERTIFICATE HOLDER IN THE  
8 CALCULATION OF GROSS TABLE GAME REVENUE.

9 (B) CREDIT AND OTHER FINANCIAL TRANSACTIONS PERMITTED.--

10 (1) A CERTIFICATE HOLDER MAY MAKE CREDIT CARD ADVANCES  
11 AND DEBIT CARD WITHDRAWALS AVAILABLE TO PATRONS AT ITS  
12 LICENSED FACILITY. ALL FEES CHARGED FOR CASH ADVANCES, CHECK  
13 CASHING, DEBIT CARD WITHDRAWALS AND THE CONVERSION OF CASH  
14 EQUIVALENTS SHALL BE DISCLOSED. NOTWITHSTANDING SECTION 1504  
15 (RELATING TO WAGERING ON CREDIT), A CERTIFICATE HOLDER MAY  
16 EXTEND CREDIT TO PATRONS FOR THE PURPOSE OF PLAYING SLOT  
17 MACHINES OR TABLE GAMES.

18 (2) EACH APPLICATION FOR CREDIT SUBMITTED BY A PATRON TO  
19 A CERTIFICATE HOLDER SHALL BE MAINTAINED IN A CREDIT FILE.  
20 THE APPLICATION SHALL INCLUDE THE PATRON'S NAME, ADDRESS,  
21 TELEPHONE NUMBER, COMPREHENSIVE BANK ACCOUNT INFORMATION, THE  
22 REQUESTED CREDIT LIMIT, THE PATRON'S APPROXIMATE AMOUNT OF  
23 CURRENT INDEBTEDNESS, THE AMOUNT AND SOURCE OF INCOME IN  
24 SUPPORT OF THE APPLICATION, THE PATRON'S SIGNATURE ON THE  
25 APPLICATION AND ON A CERTIFICATE OF TRUTHFULNESS, BOTH OF  
26 WHICH SHALL BE SUBJECT TO 18 PA.C.S. § 4903 (RELATING TO  
27 FALSE SWEARING). THE CERTIFICATION HOLDER SHALL NOTIFY EACH  
28 APPLICANT THAT, AS A CONDITION OF RECEIVING CREDIT, THE  
29 CERTIFICATE HOLDER WILL VERIFY IDENTITY AND INDEBTEDNESS  
30 INFORMATION THROUGH A CREDIT BUREAU, CASINO CREDIT BUREAU

1 AND, IF APPROPRIATE, THROUGH DIRECT CONTACT WITH OTHER  
2 CERTIFICATE HOLDERS.

3 (3) PRIOR TO APPROVING AN APPLICATION FOR CREDIT, A  
4 CERTIFICATE HOLDER SHALL VERIFY:

5 (I) THE IDENTITY, CREDITWORTHINESS AND INDEBTEDNESS  
6 INFORMATION ON THE APPLICATION BY CONDUCTING A  
7 COMPREHENSIVE REVIEW OF THE INFORMATION SUBMITTED WITH  
8 THE APPLICATION AND ANY INFORMATION REGARDING THE  
9 PATRON'S CREDIT ACTIVITY AT OTHER LICENSED FACILITIES  
10 WHICH THE CERTIFICATE HOLDER MAY OBTAIN THROUGH A CASINO  
11 CREDIT BUREAU AND, IF APPROPRIATE, THROUGH DIRECT CONTACT  
12 WITH OTHER LICENSED FACILITIES.

13 (II) THAT THE APPLICANT'S NAME IS NOT INCLUDED ON AN  
14 EXCLUSION LIST UNDER SECTION 1514 (RELATING TO REGULATION  
15 REQUIRING EXCLUSION OF CERTAIN PERSONS) OR 1516 (RELATING  
16 TO LIST OF PERSONS SELF EXCLUDED FROM GAMING ACTIVITIES)  
17 OR A VOLUNTARY CREDIT SUSPENSION LIST UNDER PARAGRAPH  
18 (7).

19 (III) THE APPLICANT'S AVERAGE BANK BALANCE THROUGH  
20 DIRECT CONTACT WITH A CASINO CREDIT BUREAU, CREDIT AGENCY  
21 OR WITH THE APPLICANT'S BANK.

22 (4) EACH APPLICANT'S CREDIT LIMIT SHALL BE APPROVED BY  
23 ANY TWO OR MORE EMPLOYEES OF THE CERTIFICATE HOLDER HOLDING  
24 THE JOB POSITIONS OF CREDIT MANAGER, ASSISTANT CREDIT  
25 MANAGER, CREDIT SHIFT MANAGER, CREDIT EXECUTIVE OR A KEY  
26 EMPLOYEE IN A DIRECT REPORTING LINE ABOVE THE MANAGER OR  
27 CREDIT MANAGER. THE APPROVAL SHALL BE RECORDED IN THE  
28 APPLICANT'S CREDIT FILE AND SHALL INCLUDE THE REASONS AND  
29 INFORMATION RELIED ON FOR THE APPROVAL OF CREDIT AND  
30 VERIFICATION BY THE EMPLOYEES APPROVING THE APPLICANT'S



1 CREDIT LIMIT. INCREASES TO AN INDIVIDUAL'S CREDIT LIMIT MAY  
2 BE APPROVED FOLLOWING A WRITTEN REQUEST FROM THE INDIVIDUAL  
3 AND REVERIFICATION OF AN INDIVIDUAL'S CREDIT INFORMATION.

4 (5) DETAILED INFORMATION PERTAINING TO ALL TRANSACTIONS  
5 AFFECTING AN INDIVIDUAL'S OUTSTANDING INDEBTEDNESS TO A  
6 CERTIFICATE HOLDER SHALL BE RECORDED IN CHRONOLOGICAL ORDER  
7 IN THE INDIVIDUAL'S CREDIT FILE.

8 (6) A CERTIFICATE HOLDER MAY REDUCE AN INDIVIDUAL'S  
9 CREDIT LIMIT OR SUSPEND CREDIT TO AN INDIVIDUAL UPON  
10 CONSIDERATION OF INFORMATION AFFECTING THE INDIVIDUAL'S  
11 CREDITWORTHINESS OR THE INDIVIDUAL'S CREDIT ACTIVITIES AT THE  
12 LICENSED FACILITY OR ANOTHER LICENSED FACILITY. ANY  
13 INDIVIDUAL MAY REQUEST A CERTIFICATE HOLDER TO VOLUNTARILY  
14 SUSPEND THE INDIVIDUAL'S CREDIT AT A PARTICULAR LICENSED  
15 FACILITY. EACH CERTIFICATE HOLDER SHALL INFORM THE BOARD OF  
16 ANY INDIVIDUAL WHO REQUESTS A VOLUNTARY SUSPENSION OF CREDIT.

17 (7) THE BOARD SHALL MAINTAIN A VOLUNTARY CREDIT  
18 SUSPENSION LIST OF ALL PERSONS WHO HAVE REQUESTED VOLUNTARY  
19 SUSPENSION OF CREDIT PRIVILEGES AND SHALL PROVIDE THE LIST ON  
20 A CONTINUOUS BASIS TO THE CREDIT DEPARTMENT OF EACH  
21 CERTIFICATE HOLDER. AN INDIVIDUAL MAY REQUEST TO BE PLACED ON  
22 THE VOLUNTARY CREDIT SUSPENSION LIST BY SUBMITTING TO THE  
23 BOARD THE INDIVIDUAL'S NAME, ADDRESS AND DATE OF BIRTH. THE  
24 INDIVIDUAL DOES NOT NEED TO PROVIDE A REASON FOR THE REQUEST.  
25 NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY,  
26 THE BOARD'S LIST OF INDIVIDUALS WHO HAVE HAD CREDIT  
27 PRIVILEGES VOLUNTARILY SUSPENDED SHALL BE CONFIDENTIAL, AND  
28 NEITHER THE BOARD NOR THE CREDIT DEPARTMENT OF A CERTIFICATE  
29 HOLDER SHALL DIVULGE THE NAMES ON THIS LIST TO ANY PERSON OR  
30 ENTITY OTHER THAN THOSE PROVIDED FOR IN THIS SUBSECTION. TO

1 BE REMOVED FROM THE LIST, AN INDIVIDUAL SHALL SUBMIT A  
2 REQUEST TO THE BOARD, WHICH SHALL REMOVE THE INDIVIDUAL FROM  
3 THE LIST AND INFORM THE CREDIT DEPARTMENT OF EACH CERTIFICATE  
4 HOLDER OF THE REMOVAL NOT LATER THAN THREE DAYS AFTER THE  
5 SUBMISSION OF THE REQUEST.

6 (8) A CERTIFICATE HOLDER OR EMPLOYEE THEREOF SHALL NOT  
7 BE LIABLE TO ANY INDIVIDUAL ON THE VOLUNTARY CREDIT  
8 SUSPENSION LIST OR TO ANY OTHER PARTY IN ANY JUDICIAL  
9 PROCEEDING FOR ANY HARM, MONETARY OR OTHERWISE, WHICH MAY  
10 ARISE AS A RESULT OF:

11 (I) THE FAILURE OF A CERTIFICATE HOLDER TO RESTORE  
12 CREDIT PRIVILEGES TO AN INDIVIDUAL ON THE VOLUNTARY  
13 CREDIT SUSPENSION LIST; OR

14 (II) OTHERWISE PERMITTING AN INDIVIDUAL ON THE  
15 VOLUNTARY CREDIT SUSPENSION LIST TO ENGAGE IN GAMING  
16 ACTIVITY IN THE LICENSED FACILITY WHILE ON THE VOLUNTARY  
17 CREDIT SUSPENSION LIST.

18 § 1327A. KEY EMPLOYEES AND OCCUPATION PERMITS.

19 NOTHING IN THIS CHAPTER SHALL BE CONSTRUED TO REQUIRE ANY  
20 INDIVIDUAL WHO HOLDS A PRINCIPAL, KEY EMPLOYEE OR GAMING  
21 EMPLOYEE LICENSE UNDER CHAPTER 13 (RELATING TO LICENSEES) TO  
22 OBTAIN A SEPARATE LICENSE OR PERMIT TO BE EMPLOYED IN A  
23 CERTIFICATE HOLDER'S TABLE GAME OPERATION AS AUTHORIZED UNDER  
24 THIS CHAPTER.

25 § 1328A. APPLICATION OF CLEAN INDOOR AIR ACT.

26 IF THE BOARD AUTHORIZES THE CONDUCT OF TABLE GAMES IN A  
27 DESIGNATED AREA OTHER THAN THE GAMING FLOOR, AS DEFINED IN  
28 SECTION 2 OF THE ACT OF JUNE 13, 2008 (P.L.182, NO.27), KNOWN AS  
29 THE CLEAN INDOOR AIR ACT, THE PROVISIONS OF SECTION 3(B)(11) OF  
30 THE CLEAN INDOOR AIR ACT SHALL APPLY TO THAT AREA.

1 § 1329A. APPLICATION OF LIQUOR CODE.

2 THE PROVISIONS OF SECTION 493(24)(II) OF THE ACT OF APRIL 12,  
3 1951 (P.L.90, NO.21), KNOWN AS THE LIQUOR CODE, SHALL ALSO APPLY  
4 TO TABLE GAMES.

5 SUBCHAPTER D

6 (RESERVED)

7 SUBCHAPTER E

8 TABLE GAME TESTING AND CERTIFICATION

9 SEC.

10 1341A. TABLE GAMES DEVICE TESTING AND CERTIFICATION STANDARDS.

11 § 1341A. TABLE GAMES DEVICE TESTING AND CERTIFICATION  
12 STANDARDS.

13 (A) USE OF OTHER STATE STANDARDS.--UNTIL SUCH TIME AS THE  
14 BOARD EXPANDS THE INDEPENDENT TESTING AND CERTIFICATION FACILITY  
15 ESTABLISHED UNDER SECTION 1320(B) (RELATING TO SLOT MACHINE  
16 TESTING AND CERTIFICATION STANDARDS), THE BOARD MAY DETERMINE  
17 WHETHER THE TABLE GAMES DEVICE TESTING AND CERTIFICATION  
18 STANDARDS OF ANOTHER JURISDICTION WITHIN THE UNITED STATES IN  
19 WHICH AN APPLICANT FOR A MANUFACTURER LICENSE IS LICENSED ARE  
20 COMPREHENSIVE AND THOROUGH AND PROVIDE SIMILAR ADEQUATE  
21 SAFEGUARDS AS THOSE REQUIRED BY THIS PART. IF THE BOARD MAKES  
22 THAT DETERMINATION, IT MAY PERMIT A MANUFACTURER AS PROVIDED IN  
23 SECTION 1317.1 (RELATING TO MANUFACTURER LICENSES) TO DEPLOY  
24 THOSE TABLE GAMES DEVICES WHICH HAVE MET THE TABLE GAMES DEVICE  
25 TESTING AND CERTIFICATION STANDARDS IN ANOTHER JURISDICTION  
26 WITHOUT UNDERGOING THE FULL TESTING AND CERTIFICATION PROCESS BY  
27 THE BOARD'S INDEPENDENT TESTING AND CERTIFICATION FACILITY.

28 (B) EXPANSION OF INDEPENDENT TESTING AND CERTIFICATION  
29 FACILITY.--WITHIN ONE YEAR OF THE EFFECTIVE DATE OF THIS  
30 CHAPTER, THE BOARD SHALL EXPAND THE INDEPENDENT TESTING AND

CERTIFICATION FACILITY CREATED UNDER SECTION 1320(B) TO INCLUDE  
THE TESTING AND CERTIFICATION OF TABLE GAMES DEVICES. COSTS  
ASSOCIATED WITH THE EXPANSION OF THE FACILITY SHALL BE ASSESSED  
ON THE APPROPRIATE MANUFACTURER LICENSED TO MANUFACTURE TABLE  
GAMES DEVICES UNDER THIS PART IN ACCORDANCE WITH A SCHEDULE  
ADOPTED BY THE BOARD. THE EXPANDED FACILITY SHALL BE MADE  
AVAILABLE TO EACH TABLE GAMES DEVICE MANUFACTURER AND SUPPLIER  
AS DETERMINED BY THE BOARD.

SUBCHAPTER F

(RESERVED)

SUBCHAPTER G

TABLE GAME TAXES AND FEES

SEC.

1361A. TABLE GAME AUTHORIZATION FEE.

1362A. TABLE GAME TAX.

1363A. LOCAL SHARE ASSESSMENT.

§ 1361A. TABLE GAME AUTHORIZATION FEE.

(A) IMPOSITION.--THE BOARD SHALL IMPOSE ON EACH CERTIFICATE  
HOLDER A ONE-TIME NONREFUNDABLE AUTHORIZATION FEE FOR A CATEGORY  
1 AND CATEGORY 2 SLOT MACHINE LICENSEE IN THE AMOUNT OF  
\$15,000,000 FOR THE PRIVILEGE OF CONDUCTING TABLE GAMES. NO  
ADDITIONAL AUTHORIZATION FEE SHALL BE IMPOSED FOR RENEWAL OF A  
TABLE GAMES OPERATION CERTIFICATE.

(B) PETITION DEADLINES.--ALL ELIGIBLE SLOT MACHINE  
LICENSEES, WHETHER OPERATIONAL OR NOT, THAT ELECT TO SUBMIT A  
PETITION, SHALL SUBMIT THE PETITION AND SHALL PAY THE  
AUTHORIZATION FEE IN FULL BY JUNE 1, 2010. THIS SUBSECTION SHALL  
NOT APPLY TO A CATEGORY 1 LICENSE ISSUED UNDER SECTION 1307  
(RELATING TO NUMBER OF SLOT MACHINE LICENSES) AFTER JUNE 1,  
2010.

1     (C) PAYMENT OF FEE.--THE FEE IMPOSED UNDER SUBSECTION (A)  
2     MAY BE PAID THROUGH AN INSTALLMENT PERIOD ESTABLISHED BY THE  
3     BOARD, PROVIDED THAT THE AUTHORIZATION FEE SHALL BE PAID IN FULL  
4     ON OR BEFORE JUNE 1, 2010.

5     (D) FAILURE TO PAY BY DEADLINE.--IF A PETITIONER OR  
6     CERTIFICATE HOLDER FAILS TO PAY THE AUTHORIZATION FEE IN FULL BY  
7     JUNE 1, 2010, THE BOARD SHALL IMPOSE A PENALTY AND MAY GRANT THE  
8     PETITIONER OR CERTIFICATE HOLDER UP TO A SIX-MONTH EXTENSION TO  
9     PAY THE AUTHORIZATION FEE OR ANY REMAINING AUTHORIZATION FEE AND  
10    THE PENALTY. THE BOARD MAY REQUIRE THE DEPARTMENT TO WITHHOLD A  
11    CERTAIN AMOUNT FROM THE CERTIFICATE HOLDER'S DAILY NET TABLE  
12    GAME REVENUE AND REMIT IT TO THE GENERAL FUND UNTIL THE FEE AND  
13    PENALTY ARE FULLY PAID.

14    (E) SUSPENSION OF CERTIFICATE.--THE BOARD SHALL SUSPEND THE  
15    TABLE GAMES OPERATION CERTIFICATE IF THE CERTIFICATE HOLDER  
16    FAILS TO PAY THE TOTAL AUTHORIZATION FEE AND THE PENALTY PRIOR  
17    TO THE EXPIRATION OF THE EXTENSION PERIOD GRANTED UNDER  
18    SUBSECTION (C). THE SUSPENSION SHALL REMAIN IN EFFECT UNTIL  
19    FINAL PAYMENT IS MADE.

20    (F) PETITIONS FILED AFTER DEADLINE.--ANY PETITION FOR A  
21    CATEGORY 1 OR CATEGORY 2 SLOT MACHINE LICENSEE FILED AFTER JUNE  
22    1, 2010, SHALL BE REQUIRED TO PAY AN AUTHORIZATION FEE IN THE  
23    AMOUNT OF \$20,000,000 AT THE TIME THE PETITION IS FILED. THIS  
24    SUBSECTION SHALL NOT APPLY TO A CATEGORY 1 SLOT MACHINE LICENSE  
25    ISSUED AFTER JUNE 1, 2010.

26    (G) DEPOSIT OF FEES.--NOTWITHSTANDING SECTION 1208 (RELATING  
27    TO COLLECTION OF FEES AND FINES), ALL TABLE GAME AUTHORIZATION  
28    FEES RECEIVED BY THE BOARD UNDER SUBSECTION (A) OR (F) OR  
29    PENALTIES RECEIVED UNDER SUBSECTION (D) AND ALL TABLE GAME OR  
30    TABLE GAMES DEVICE OR ASSOCIATED EQUIPMENT MANUFACTURER AND

SUPPLIER LICENSE FEES OR TABLE GAMES DEVICES OR ASSOCIATED  
EQUIPMENT MANUFACTURER AND SUPPLIER RENEWAL FEES OR FEES FOR  
LICENSEES ISSUED UNDER CHAPTER 16 (RELATING TO JUNKETS) SHALL BE  
DEPOSITED IN THE GENERAL FUND.

§ 1362A. TABLE GAME TAX.

(A) IMPOSITION.--EACH CERTIFICATE HOLDER SHALL REPORT ON A  
FORM PRESCRIBED BY THE DEPARTMENT DAILY GROSS TABLE GAME  
REVENUE. EACH CERTIFICATE HOLDER SHALL PAY FROM ITS DAILY GROSS  
TABLE GAME REVENUE FROM THE TABLE GAMES IN OPERATION AT ITS  
LICENSED FACILITY A TAX OF 12% TO BE DEPOSITED INTO THE GENERAL  
FUND.

(B) DEPOSITS AND DISTRIBUTIONS.--

(1) THE TAX IMPOSED UNDER SUBSECTION (A) SHALL BE  
PAYABLE TO THE DEPARTMENT ON A WEEKLY BASIS AND SUBMITTED 15  
DAYS AFTER THE LAST DAY OF THE PREVIOUS MONTH AND SHALL BE  
BASED UPON GROSS TABLE GAME REVENUE DERIVED DURING THE  
PREVIOUS MONTH.

(2) ALL FUNDS OWED TO THE COMMONWEALTH UNDER THIS  
SECTION SHALL BE HELD IN TRUST FOR THE COMMONWEALTH BY THE  
CERTIFICATE HOLDER UNTIL THE FUNDS ARE PAID OR TRANSFERRED  
AND DISTRIBUTED BY THE DEPARTMENT. UNLESS OTHERWISE AGREED TO  
BY THE BOARD, A CERTIFICATE HOLDER SHALL ESTABLISH A SEPARATE  
BANK ACCOUNT TO MAINTAIN TABLE GAME REVENUE UNTIL SUCH TIME  
AS THE FUNDS ARE PAID OR TRANSFERRED UNDER THIS SECTION.

(C) DEPOSITS FOR PROPERTY TAX RELIEF.--IF, ON THE LAST DAY  
OF A FISCAL YEAR THE BALANCE OF THE BUDGET STABILIZATION RESERVE  
FUND ESTABLISHED PURSUANT TO SECTION 1701-A OF THE ACT OF APRIL  
9, 1929 (P.L.343, NO.176), KNOWN AS THE FISCAL CODE, EXCEEDS  
\$1,500,000,000, THE SECRETARY OF THE BUDGET SHALL CERTIFY THE  
AMOUNT IN THE FUND AND THE DEPOSITS MADE INTO THE GENERAL FUND

1 PURSUANT TO SUBSECTION (A) SHALL CEASE AND ALL FUNDS REQUIRED TO  
2 BE DEPOSITED INTO THE GENERAL FUND PURSUANT TO SUBSECTION (A)  
3 PRIOR TO THE SECRETARY'S CERTIFICATION SHALL THEREAFTER BE  
4 DEPOSITED INTO THE PROPERTY TAX RELIEF FUND ESTABLISHED PURSUANT  
5 TO SECTION 1409 (RELATING TO PROPERTY TAX RELIEF FUND).

6 § 1363A. LOCAL SHARE ASSESSMENT.

7 (A) REQUIRED PAYMENT.--IN ADDITION TO THE TAX IMPOSED UNDER  
8 SECTION 1362A (RELATING TO TABLE GAME TAX), THE DEPARTMENT SHALL  
9 DETERMINE AND EACH CERTIFICATE HOLDER SHALL PAY INTO THE FUND A  
10 LOCAL SHARE ASSESSMENT ON GROSS TABLE GAME REVENUE AS PROVIDED  
11 IN SUBSECTIONS (B) AND (C). ALL FUNDS OWED TO A COUNTY OR  
12 MUNICIPALITY UNDER THIS SECTION SHALL BE HELD IN TRUST BY THE  
13 CERTIFICATE HOLDER UNTIL THE FUNDS ARE PAID AND DISTRIBUTED.  
14 UNLESS OTHERWISE AGREED TO BY THE BOARD, A CERTIFICATE HOLDER  
15 SHALL ESTABLISH A SEPARATE BANK ACCOUNT TO MAINTAIN GAMING  
16 PROCEEDS UNTIL SUCH TIME AS THEY ARE PAID OR TRANSFERRED UNDER  
17 THIS SECTION.

18 (B) DISTRIBUTIONS TO COUNTIES.--THE DEPARTMENT SHALL MAKE  
19 QUARTERLY DISTRIBUTIONS FROM THE FUND FOR THE LOCAL SHARE  
20 ASSESSMENT IMPOSED UNDER SUBSECTION (A) TO COUNTIES, INCLUDING  
21 HOME RULE COUNTIES, HOSTING A CERTIFICATE HOLDER IN ACCORDANCE  
22 WITH THE FOLLOWING:

23 (1) IF THE LICENSED FACILITY IS A CATEGORY 1 LICENSED  
24 FACILITY WITH A TABLE GAMES OPERATION CERTIFICATE THAT IS  
25 LOCATED AT A HARNESS RACETRACK AND THE COUNTY, INCLUDING A  
26 HOME RULE COUNTY, IN WHICH THE LICENSED FACILITY IS LOCATED  
27 IS:

28 (I) A COUNTY OF THE THIRD CLASS: 1% OF THE GROSS  
29 TABLE GAME REVENUE FROM EACH SUCH LICENSED FACILITY SHALL  
30 BE DISTRIBUTED IN ACCORDANCE WITH SECTION 1403(C)(2)(I)

1       (D) (RELATING TO ESTABLISHMENT OF STATE GAMING FUND AND  
2       NET SLOT MACHINE REVENUE DISTRIBUTION).

3       (II) A COUNTY OF THE SECOND CLASS A: 1% OF THE  
4       GROSS TABLE GAME REVENUE FROM EACH SUCH LICENSED FACILITY  
5       SHALL BE DISTRIBUTED TO THE COUNTY.

6       (III) A COUNTY OF THE FOURTH CLASS: 1% OF THE GROSS  
7       TABLE GAME REVENUE FROM EACH SUCH LICENSED FACILITY SHALL  
8       BE DISTRIBUTED IN ACCORDANCE WITH SECTION 1403(C) (2) (I)  
9       (E).

10       (IV) A COUNTY OF THE FIFTH CLASS: 1% OF GROSS TABLE  
11       GAME REVENUE FROM EACH SUCH LICENSED FACILITY SHALL BE  
12       DISTRIBUTED IN ACCORDANCE WITH SECTION 1403(C) (2) (I) (F).

13       (2) IF THE FACILITY IS A CATEGORY 1 LICENSED FACILITY  
14       THAT IS LOCATED AT A THOROUGHBRED RACETRACK AND THE COUNTY IN  
15       WHICH THE LICENSED FACILITY IS LOCATED IS:

16       (I) A COUNTY OF THE SECOND CLASS A: 1% OF THE GROSS  
17       TABLE GAME REVENUE FROM EACH SUCH LICENSED FACILITY SHALL  
18       BE DISTRIBUTED TO THE COUNTY FOR GRANTS TO HOSPITALS IN A  
19       FIRST CLASS TOWNSHIP THAT IS CONTIGUOUS TO THE  
20       MUNICIPALITY IN WHICH THE LICENSED FACILITY IS LOCATED.

21       (II) A COUNTY OF THE THIRD CLASS: 1% OF THE GROSS  
22       TABLE GAME REVENUE FROM EACH SUCH LICENSED FACILITY SHALL  
23       BE DISTRIBUTED TO THE COUNTY TO BE USED SOLELY FOR THE  
24       ESTABLISHMENT OF A VIOLENT CRIME TASK FORCE COMPOSED OF  
25       MEMBERS OF COUNTY AND MUNICIPAL LAW ENFORCEMENT AGENCIES  
26       APPOINTED BY THE DISTRICT ATTORNEY. THE TASK FORCE SHALL  
27       PROVIDE GRANTS TO LAW ENFORCEMENT AGENCIES AND OTHER  
28       ORGANIZATIONS TO REDUCE GANG VIOLENCE, GUN TRAFFICKING  
29       AND VIOLENCE AND DRUG-RELATED CRIME. THE DISTRICT  
30       ATTORNEY SHALL CHAIR THE TASK FORCE AND COORDINATE ITS



1 OPERATIONS AND ACTIVITIES. THE COUNTY COMMISSIONERS SHALL  
2 APPOINT AN ADVISORY COMMITTEE TO THE TASK FORCE COMPRISED  
3 OF COUNTY AND MUNICIPAL LAW ENFORCEMENT AGENCIES AND  
4 OTHER COMMUNITY ORGANIZATIONS.

5 (III) A COUNTY OF THE THIRD CLASS THAT IS ALSO A  
6 HOME RULE COUNTY WITH A POPULATION OF AT LEAST 275,000  
7 AND NOT MORE THAN 300,000 BASED ON THE 2000 FEDERAL  
8 DECENNIAL CENSUS: 2% OF THE GROSS TABLE GAME REVENUE  
9 FROM EACH SUCH LICENSED FACILITY TO A COUNTY  
10 REDEVELOPMENT AUTHORITY TO BE PLACED IN A RESTRICTED  
11 RECEIPT ACCOUNT WHICH PROVIDES GRANTS FOR THE  
12 ESTABLISHMENT AND MAINTENANCE OF A COMMUNITY COLLEGE  
13 WITHIN THE COUNTY. IF A COMMUNITY COLLEGE IS NOT  
14 ESTABLISHED IN THE COUNTY WITHIN FOUR YEARS OF THE  
15 EFFECTIVE DATE OF THIS SUBPARAGRAPH, ALL MONEY IN THE  
16 RESTRICTED RECEIPT ACCOUNT SHALL BE USED BY THE COUNTY  
17 REDEVELOPMENT AUTHORITY FOR OTHER ECONOMIC DEVELOPMENT  
18 PROJECTS.

19 (3) IF THE FACILITY IS A CATEGORY 2 LICENSED FACILITY  
20 AND IF THE COUNTY IN WHICH THE LICENSED FACILITY IS LOCATED  
21 IS:

22 (I) A COUNTY OF THE FIRST CLASS: 2% OF THE GROSS  
23 TABLE GAME REVENUE FROM EACH LICENSED FACILITY LOCATED  
24 WITHIN THE COUNTY TO BE DISTRIBUTED AS FOLLOWS:

25 (A) SIXTY-SEVEN PERCENT OF THE FUNDS TO THE  
26 PHILADELPHIA INDUSTRIAL DEVELOPMENT CORPORATION FOR  
27 GRANTS TO NONPROFIT ORGANIZATIONS AND GOVERNMENTAL  
28 AGENCIES FOR PROGRAMS THAT WILL PRESERVE, IMPROVE,  
29 DEVELOP AND PROMOTE EDUCATION, CHILD WELFARE  
30 SERVICES, CRIME PREVENTION, HEALTH CARE CLINICS, WORK

1 FORCE DEVELOPMENT, AND THE ARTS WITHIN THE COUNTY.  
2 NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE  
3 CONTRARY, FUNDS FROM CERTIFICATE HOLDERS LOCATED  
4 WITHIN A COUNTY OF THE FIRST CLASS SHALL NOT BE  
5 DISTRIBUTED OUTSIDE OF A COUNTY OF THE FIRST CLASS.  
6 FOR PURPOSES OF THIS PARAGRAPH, THE TERM  
7 "GOVERNMENTAL AGENCIES" SHALL INCLUDE A SCHOOL  
8 DISTRICT OF THE FIRST CLASS AND AGENCIES OF A CITY OF  
9 THE FIRST CLASS.

10 (B) THIRTY-THREE PERCENT OF THE FUNDS TO CASINO  
11 COMMUNITY IMPROVEMENT DISTRICTS CREATED PURSUANT TO  
12 CHAPTER 17A (RELATING TO FIRST CLASS CITY CASINO  
13 COMMUNITY IMPROVEMENT DISTRICT) AND LOCATED WITHIN A  
14 COUNTY OF THE FIRST CLASS. FUNDS SHALL BE DISTRIBUTED  
15 BY THE CASINO COMMUNITY IMPROVEMENT DISTRICT IN  
16 ACCORDANCE WITH CHAPTER 17A. THE DEPARTMENT SHALL  
17 SEGREGATE THE AMOUNT RECEIVED FROM EACH LICENSED  
18 FACILITY INTO SEPARATE ACCOUNTS AND DISTRIBUTE THE  
19 FUNDS TO THE APPROPRIATE CASINO COMMUNITY IMPROVEMENT  
20 DISTRICT.

21 (II) A COUNTY OF THE SECOND CLASS: 1% OF THE GROSS  
22 TABLE GAME REVENUE TO THE COUNTY HOSTING THE LICENSED  
23 FACILITY FROM EACH SUCH LICENSED FACILITY TO BE USED AS  
24 FOLLOWS:

25 (A) SEVENTY-FIVE PERCENT TO A REDEVELOPMENT  
26 AUTHORITY ESTABLISHED BY A COUNTY OF THE SECOND CLASS  
27 PURSUANT TO THE ACT OF MAY 24, 1945 (P.L.991,  
28 NO.385), KNOWN AS THE URBAN REDEVELOPMENT LAW.

29 (B) TEN PERCENT TO A RECOGNIZED TOURIST  
30 PROMOTION AGENCY IN A COUNTY OF THE SECOND CLASS

1 ESTABLISHED PURSUANT TO THE FORMER ACT OF APRIL 28,  
2 1961 (P.L.111, NO.50), KNOWN AS THE TOURIST PROMOTION  
3 LAW AND RECOGNIZED BY THE DEPARTMENT OF COMMUNITY AND  
4 ECONOMIC DEVELOPMENT.

5 (C) FIFTEEN PERCENT TO A RECOGNIZED TOURIST  
6 PROMOTION AGENCY THAT IS ESTABLISHED PURSUANT TO THE  
7 FORMER TOURIST PROMOTION LAW AND RECOGNIZED BY THE  
8 DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT BY A  
9 HOME RULE MUNICIPALITY THAT WAS FORMERLY A TOWNSHIP  
10 OR BOROUGH LOCATED IN A COUNTY OF THE SECOND CLASS.

11 (III) A COUNTY OF THE THIRD CLASS THAT IS CONTIGUOUS  
12 TO A COUNTY OF THE FIFTH CLASS THAT HOSTS A CATEGORY 2  
13 LICENSED FACILITY: 1% OF GROSS TABLE GAME REVENUE TO THE  
14 COUNTY FOR ECONOMIC DEVELOPMENT PROJECTS, COMMUNITY  
15 IMPROVEMENT PROJECTS AND OTHER PROJECTS IN THE PUBLIC  
16 INTEREST WITHIN THE COUNTY.

17 (IV) A COUNTY OF THE FIFTH CLASS: 1% OF THE GROSS  
18 TABLE GAME REVENUE FROM EACH SUCH LICENSED FACILITY SHALL  
19 BE DEPOSITED AND DISTRIBUTED AS FOLLOWS:

20 (A) FIFTY PERCENT SHALL BE DEPOSITED INTO THE  
21 RESTRICTED RECEIPTS ACCOUNT IN THE DEPARTMENT OF  
22 COMMUNITY AND ECONOMIC DEVELOPMENT CREATED PURSUANT  
23 TO SECTION 1403(C) (2) (III) (F) (I) FOR DISTRIBUTION IN  
24 ACCORDANCE WITH THAT SECTION.

25 (B) FIFTY PERCENT SHALL BE TRANSFERRED TO THE  
26 PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY FOR  
27 DEPOSIT INTO A RESTRICTED ACCOUNT TO BE USED  
28 EXCLUSIVELY FOR GRANTS TO A SCHOOL OF MEDICINE  
29 LOCATED IN A CITY OF THE SECOND CLASS A WITHIN A  
30 COUNTY OF THE THIRD CLASS FOR OPERATING COSTS

1           ASSOCIATED WITH THE SCHOOL OF MEDICINE.

2           (V) THE DISTRIBUTIONS PROVIDED IN THIS SUBPARAGRAPH  
3           SHALL BE BASED UPON COUNTY CLASSIFICATION IN EFFECT ON  
4           THE EFFECTIVE DATE OF THIS SECTION. FOR THE PURPOSES OF  
5           THIS PARAGRAPH, ANY RECLASSIFICATION OF A COUNTY AS A  
6           RESULT OF A FEDERAL DECENNIAL CENSUS OR OF A STATE  
7           STATUTE SHALL NOT APPLY TO THIS PARAGRAPH.

8           (4) THE FOLLOWING APPLY:

9           (I) IF THE FACILITY IS A CATEGORY 3 LICENSED  
10          FACILITY LOCATED IN A COUNTY OF THE SECOND CLASS A: 1%  
11          OF THE GROSS TABLE GAME REVENUE FROM EACH SUCH LICENSED  
12          FACILITY SHALL BE DEPOSITED INTO A RESTRICTED RECEIPT  
13          ACCOUNT ESTABLISHED IN THE COMMONWEALTH FINANCING  
14          AUTHORITY TO BE USED EXCLUSIVELY FOR GRANTS OR GUARANTEES  
15          FOR PROJECTS IN THE HOST COUNTY THAT QUALIFY UNDER 64  
16          PA.C.S. §§ 1551 (RELATING TO BUSINESS IN OUR SITES  
17          PROGRAM), 1556 (RELATING TO TAX INCREMENT FINANCING  
18          GUARANTEE PROGRAM) AND 1558 (RELATING TO WATER SUPPLY AND  
19          WASTE WATER INFRASTRUCTURE PROGRAM).

20          (II) IF THE FACILITY IS A CATEGORY 3 LICENSED  
21          FACILITY IN A COUNTY OTHER THAN A COUNTY OF THE SECOND  
22          CLASS A: 1% OF THE GROSS TABLE GAME REVENUE FROM EACH  
23          SUCH LICENSED FACILITY SHALL BE DISTRIBUTED IN ACCORDANCE  
24          WITH SECTION 1403(C) (2) (IV) (A).

25          (C) DISTRIBUTIONS TO MUNICIPALITIES.--THE DEPARTMENT SHALL  
26          MAKE QUARTERLY DISTRIBUTIONS FROM THE FUND FOR THE LOCAL SHARE  
27          ASSESSMENT IMPOSED UNDER SUBSECTION (A) TO MUNICIPALITIES,  
28          INCLUDING HOME RULE MUNICIPALITIES, HOSTING A CERTIFICATE HOLDER  
29          IN ACCORDANCE WITH THE FOLLOWING:

30          (1) A CITY OF THE SECOND CLASS HOSTING A LICENSED

1 FACILITY, OTHER THAN A CATEGORY 3 LICENSED FACILITY: 1% OF  
2 THE GROSS TABLE GAME REVENUE SHALL BE PAID BY EACH  
3 CERTIFICATE HOLDER OPERATING A FACILITY LOCATED IN THAT CITY  
4 TO BE USED AS FOLLOWS:

5 (I) SEVENTY-FIVE PERCENT TO A REDEVELOPMENT  
6 AUTHORITY ESTABLISHED BY A CITY OF THE SECOND CLASS  
7 PURSUANT TO THE ACT OF MAY 24, 1945 (P.L.991, NO.385),  
8 KNOWN AS THE URBAN REDEVELOPMENT LAW.

9 (II) TWENTY-FIVE PERCENT TO A RECOGNIZED TOURIST  
10 PROMOTION AGENCY IN A CITY OF THE SECOND CLASS  
11 ESTABLISHED PURSUANT TO THE FORMER TOURIST PROMOTION LAW  
12 AND RECOGNIZED BY THE DEPARTMENT OF COMMUNITY AND  
13 ECONOMIC DEVELOPMENT.

14 (2) A CITY OF THE THIRD CLASS HOSTING A LICENSED  
15 FACILITY, OTHER THAN A CATEGORY 3 LICENSED FACILITY: 1% OF  
16 THE GROSS TABLE GAME REVENUE SHALL BE PAID BY EACH  
17 CERTIFICATE HOLDER TO THE CITY, SUBJECT, HOWEVER, TO THE  
18 BUDGETARY LIMITATION IN THIS PARAGRAPH. THE AMOUNT ALLOCATED  
19 TO EACH DESIGNATED MUNICIPALITY SHALL NOT EXCEED 50% OF THE  
20 MUNICIPALITY'S TOTAL BUDGET FOR FISCAL YEAR 2009, ADJUSTED  
21 FOR INFLATION IN SUBSEQUENT YEARS BY AN AMOUNT NOT TO EXCEED  
22 AN ANNUAL COST-OF-LIVING ADJUSTMENT CALCULATED BY APPLYING  
23 THE PERCENTAGE CHANGE IN THE CONSUMER PRICE INDEX IMMEDIATELY  
24 PRIOR TO THE DATE THE ADJUSTMENT IS DUE TO TAKE EFFECT. ANY  
25 MONEY NOT DISTRIBUTED TO THE MUNICIPALITY BECAUSE OF THE  
26 BUDGETARY LIMITATION SHALL BE COLLECTED BY THE DEPARTMENT  
27 FROM EACH CERTIFICATE HOLDER AND DISTRIBUTED IN ACCORDANCE  
28 WITH THIS PARAGRAPH BASED UPON THE CLASSIFICATION OF COUNTY  
29 WHERE THE LICENSED FACILITY IS LOCATED.

30 (3) IF A LICENSED FACILITY IS LOCATED IN A CITY OF THE

1 THIRD CLASS AND THE CITY IS LOCATED IN MORE THAN ONE COUNTY  
2 OF THE THIRD CLASS, 1% OF THE GROSS TABLE GAME REVENUE SHALL  
3 BE DISTRIBUTED AS FOLLOWS: 60% TO THE HOST CITY AND 40% TO  
4 THE CITY OF THE THIRD CLASS LOCATED SOLELY IN A NONHOST  
5 COUNTY IN WHICH THE HOST CITY OF THE THIRD CLASS IS ALSO  
6 LOCATED.

7 (4) A TOWNSHIP OF THE FIRST CLASS HOSTING A LICENSED  
8 FACILITY, OTHER THAN A CATEGORY 3 LICENSED FACILITY: 1% OF  
9 THE GROSS TABLE GAME REVENUE SHALL BE PAID BY EACH  
10 CERTIFICATE HOLDER LOCATED IN THE TOWNSHIP SUBJECT, HOWEVER,  
11 TO THE BUDGETARY LIMITATION IN THIS PARAGRAPH. THE AMOUNT  
12 ALLOCATED TO EACH DESIGNATED MUNICIPALITY SHALL NOT EXCEED  
13 50% OF THE MUNICIPALITY'S TOTAL BUDGET FOR FISCAL YEAR 2009,  
14 ADJUSTED FOR INFLATION IN SUBSEQUENT YEARS BY AN AMOUNT NOT  
15 TO EXCEED AN ANNUAL COST-OF-LIVING ADJUSTMENT CALCULATED BY  
16 APPLYING THE PERCENTAGE CHANGE IN THE CONSUMER PRICE INDEX  
17 IMMEDIATELY PRIOR TO THE DATE THE ADJUSTMENT IS DUE TO TAKE  
18 EFFECT. ANY MONEY NOT DISTRIBUTED TO THE MUNICIPALITY BECAUSE  
19 OF THE BUDGETARY LIMITATION SHALL BE COLLECTED BY THE  
20 DEPARTMENT FROM EACH CERTIFICATE HOLDER AND DISTRIBUTED IN  
21 ACCORDANCE WITH SUBSECTION (B) BASED UPON THE CLASSIFICATION  
22 OF COUNTY WHERE THE LICENSED FACILITY IS LOCATED.

23 (5) THE FOLLOWING APPLY:

24 (I) A TOWNSHIP OF THE SECOND CLASS HOSTING A  
25 LICENSED FACILITY, OTHER THAN A CATEGORY 3 LICENSED  
26 FACILITY: 1% OF THE GROSS TABLE GAME REVENUE SHALL BE  
27 PAID BY EACH CERTIFICATE HOLDER LOCATED IN THE TOWNSHIP,  
28 SUBJECT, HOWEVER, TO THE BUDGETARY LIMITATION IN THIS  
29 PARAGRAPH. THE AMOUNT ALLOCATED TO EACH DESIGNATED  
30 MUNICIPALITY SHALL NOT EXCEED 50% OF THE MUNICIPALITY'S

1 TOTAL BUDGET FOR FISCAL YEAR 2009, ADJUSTED FOR INFLATION  
2 IN SUBSEQUENT YEARS BY AN AMOUNT NOT TO EXCEED AN ANNUAL  
3 COST-OF-LIVING ADJUSTMENT CALCULATED BY APPLYING THE  
4 PERCENTAGE CHANGE IN THE CONSUMER PRICE INDEX IMMEDIATELY  
5 PRIOR TO THE DATE THE ADJUSTMENT IS DUE TO TAKE EFFECT.  
6 ANY MONEY NOT DISTRIBUTED TO THE MUNICIPALITY BECAUSE OF  
7 THE BUDGETARY LIMITATION SHALL BE COLLECTED BY THE  
8 DEPARTMENT FROM EACH CERTIFICATE HOLDER AND DISTRIBUTED  
9 IN ACCORDANCE WITH SUBSECTION (B) BASED UPON THE  
10 CLASSIFICATION OF COUNTY WHERE THE LICENSED FACILITY IS  
11 LOCATED. NO LOCAL SHARE SHALL BE DISTRIBUTED TO A  
12 TOWNSHIP OF THE SECOND CLASS LOCATED IN A COUNTY OF THE  
13 THIRD CLASS RECEIVING 2% OF GROSS TABLE GAME REVENUES  
14 UNDER SUBSECTION (B) (2) (III).

15 (II) A TOWNSHIP OF THE SECOND CLASS IN A SECOND  
16 CLASS A COUNTY HOSTING A THOROUGHBRED RACETRACK, 1% OF  
17 GROSS TABLE GAME REVENUE FROM ALL SUCH LICENSED  
18 FACILITIES SHALL BE DISTRIBUTED TO THE RECREATION  
19 DEPARTMENT OF THE SECOND CLASS TOWNSHIP TO SUPPORT YOUTH  
20 ATHLETICS. THE AMOUNT ALLOCATED SHALL NOT EXCEED 50% OF  
21 THE MUNICIPALITY'S TOTAL BUDGET FOR FISCAL YEAR 2009,  
22 ADJUSTED FOR INFLATION IN SUBSEQUENT YEARS BY AN AMOUNT  
23 NOT TO EXCEED AN ANNUAL COST-OF-LIVING ADJUSTMENT  
24 CALCULATED BY APPLYING THE PERCENTAGE CHANGE IN THE  
25 CONSUMER PRICE INDEX IMMEDIATELY PRIOR TO THE DATE THE  
26 ADJUSTMENT IS DUE TO TAKE EFFECT. ANY REMAINING MONEY  
27 SHALL BE COLLECTED BY THE DEPARTMENT AND DISTRIBUTED IN  
28 ACCORDANCE WITH SUBSECTION (B) BASED UPON THE  
29 CLASSIFICATION OF COUNTY WHERE THE LICENSED FACILITY IS  
30 LOCATED.

1           (III) A TOWNSHIP OF THE SECOND CLASS IN A THIRD  
2           CLASS COUNTY WITH A POPULATION OF NOT LESS THAN 200,000  
3           BUT NOT MORE THAN 260,000 HOSTING A THOROUGHBRED  
4           RACETRACK WHERE THE LICENSED FACILITY AND ALL ATTACHED OR  
5           CONTIGUOUS ACREAGE OWNED BY THE LICENSED FACILITY IS  
6           LOCATED IN MORE THAN ONE SECOND CLASS TOWNSHIP, \$120,000  
7           ANNUALLY SHALL BE PAID TO EACH SECOND CLASS TOWNSHIP BY  
8           THE LICENSED FACILITY SUBJECT TO THE BUDGETARY LIMITATION  
9           IN THIS SUBPARAGRAPH. THE AMOUNT ALLOCATED SHALL NOT  
10          EXCEED 50% OF THE MUNICIPALITY'S TOTAL BUDGET FOR FISCAL  
11          YEAR 2009, ADJUSTED FOR INFLATION IN SUBSEQUENT YEARS BY  
12          AN AMOUNT NOT TO EXCEED AN ANNUAL COST-OF-LIVING  
13          ADJUSTMENT CALCULATED BY APPLYING THE PERCENTAGE CHANGE  
14          IN THE CONSUMER PRICE INDEX IMMEDIATELY PRIOR TO THE DATE  
15          THE ADJUSTMENT IS DUE TO TAKE EFFECT. ANY REMAINING MONEY  
16          SHALL BE COLLECTED BY THE DEPARTMENT FROM EACH LICENSED  
17          GAMING ENTITY TO THE COUNTY TO FUND THE TASK FORCE  
18          ESTABLISHED UNDER SUBSECTION (B) (2) (II).

19          (6) A MUNICIPALITY OF ANY CLASS HOSTING A CATEGORY 3  
20          FACILITY, 1% OF THE GROSS TERMINAL REVENUE FROM THE CATEGORY  
21          3 LICENSED FACILITY LOCATED IN THE MUNICIPALITY, SUBJECT,  
22          HOWEVER, TO THE BUDGETARY LIMITATION IN THIS PARAGRAPH. THE  
23          AMOUNT ALLOCATED TO EACH DESIGNATED MUNICIPALITIES SHALL NOT  
24          EXCEED 50% OF THE MUNICIPALITY'S TOTAL BUDGET FOR FISCAL YEAR  
25          2009, ADJUSTED FOR INFLATION IN SUBSEQUENT YEARS BY AN AMOUNT  
26          NOT TO EXCEED AN ANNUAL COST-OF-LIVING ADJUSTMENT CALCULATED  
27          BY APPLYING THE PERCENTAGE CHANGE IN THE CONSUMER PRICE INDEX  
28          IMMEDIATELY PRIOR TO THE DATE THE ADJUSTMENT IS DUE TO TAKE  
29          EFFECT. ANY MONEY NOT DISTRIBUTED TO THE MUNICIPALITY BECAUSE  
30          OF THE BUDGETARY LIMITATION SHALL BE COLLECTED BY THE



1 DEPARTMENT FROM EACH CERTIFICATE HOLDER AND DISTRIBUTED IN  
2 ACCORDANCE WITH SUBSECTION (B) BASED UPON THE CLASSIFICATION  
3 OF COUNTY WHERE THE LICENSED FACILITY IS LOCATED.

4 (7) THE DISTRIBUTIONS PROVIDED IN THIS PARAGRAPH SHALL  
5 BE BASED UPON MUNICIPAL CLASSIFICATIONS IN EFFECT ON THE  
6 EFFECTIVE DATE OF THIS SECTION. FOR THE PURPOSES OF THIS  
7 PARAGRAPH, ANY RECLASSIFICATION OF MUNICIPALITIES AS A RESULT  
8 OF A FEDERAL DECENNIAL CENSUS OR OF A STATE STATUTE SHALL NOT  
9 APPLY TO THIS PARAGRAPH.

10 (8) IF ANY PROVISION OF THIS PARAGRAPH IS FOUND TO BE  
11 UNENFORCEABLE FOR ANY REASON, THE DISTRIBUTION PROVIDED FOR  
12 IN SUCH UNENFORCEABLE PROVISION SHALL BE MADE TO THE  
13 MUNICIPALITY IN WHICH THE LICENSED FACILITY IS LOCATED.

14 (9) REFERENCES TO THE CONSUMER PRICE INDEX SHALL MEAN  
15 THE CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS FOR THE  
16 PENNSYLVANIA, NEW JERSEY, DELAWARE AND MARYLAND AREA FOR THE  
17 MOST RECENT 12-MONTH PERIOD FOR WHICH FIGURES HAVE BEEN  
18 OFFICIALLY REPORTED BY THE UNITED STATES DEPARTMENT OF LABOR,  
19 BUREAU OF LABOR STATISTICS.

20 SECTION 9. SECTION 1401(B) OF TITLE 4 IS AMENDED TO READ:

21 § 1401. SLOT MACHINE LICENSEE DEPOSITS.

22 \* \* \*

23 (B) INITIAL DEPOSIT OF FUNDS.--NOT LATER THAN TWO BUSINESS  
24 DAYS PRIOR TO THE COMMENCEMENT OF SLOT MACHINE OPERATIONS BY A  
25 SLOT MACHINE LICENSEE, [THE] A SLOT MACHINE LICENSEE SHALL  
26 DEPOSIT AND MAINTAIN THE [SUM OF \$5,000,000] FOLLOWING SUMS IN  
27 ITS ACCOUNT TO GUARANTEE THE PAYMENT OF FUNDS TO THE  
28 COMMONWEALTH UNDER THIS PART AND AS SECURITY FOR ITS OBLIGATIONS  
29 UNDER SECTION 1405 (RELATING TO PENNSYLVANIA RACE HORSE  
30 DEVELOPMENT FUND) [.]:

1           (1) FOR A CATEGORY 1 OR CATEGORY 2 SLOT MACHINE  
2           LICENSEE, \$2,500,000.

3           (2) FOR A CATEGORY 3 SLOT MACHINE LICENSEE, \$1,250,000.  
4           NO ADDITIONAL DEPOSIT SHALL BE REQUIRED FROM A SLOT MACHINE  
5           LICENSEE IF A SLOT MACHINE LICENSEE IS GRANTED A CERTIFICATE  
6           UNDER CHAPTER 13A (RELATING TO TABLE GAMES).

7           \* \* \*

8           SECTION 9.1. (RESERVED) .

9           SECTION 9.2. SECTIONS 1403(C) (2) (I) (E), (III) (F) AND (IV)  
10          AND (3) (V), 1406(A) (2) AND (E), 1408(A) AND (C), 1501(B) AND  
11          (C), 1504 AND 1505 OF TITLE 4 ARE AMENDED TO READ:

12          § 1403. ESTABLISHMENT OF STATE GAMING FUND AND NET SLOT MACHINE  
13                          REVENUE DISTRIBUTION.

14          \* \* \*

15          (C) TRANSFERS AND DISTRIBUTIONS.--THE DEPARTMENT SHALL:

16                  \* \* \*

17                  (2) FROM THE LOCAL SHARE ASSESSMENT ESTABLISHED IN  
18          SUBSECTION (B), MAKE QUARTERLY DISTRIBUTIONS AMONG THE  
19          COUNTIES HOSTING A LICENSED FACILITY IN ACCORDANCE WITH THE  
20          FOLLOWING SCHEDULE:

21                          (I) IF THE LICENSED FACILITY IS A CATEGORY 1  
22          LICENSED FACILITY THAT IS LOCATED AT A HARNESS RACETRACK  
23          AND THE COUNTY, INCLUDING A HOME RULE COUNTY, IN WHICH  
24          THE LICENSED FACILITY IS LOCATED IS:

25                          \* \* \*

26                          (E) A COUNTY OF THE FOURTH CLASS: 2% OF THE  
27          GROSS TERMINAL REVENUE FROM EACH SUCH LICENSED  
28          FACILITY SHALL BE DISTRIBUTED AS FOLLOWS:

29                                  (I) THE DEPARTMENT SHALL MAKE QUARTERLY  
30                                  DISTRIBUTIONS DIRECTLY TO EACH MUNICIPALITY

1           WITHIN THE COUNTY, EXCEPT THE HOST MUNICIPALITY,  
2           BY USING A FORMULA EQUALING THE SUM OF \$25,000  
3           PLUS \$10 PER RESIDENT OF SUCH MUNICIPALITY USING  
4           THE MOST RECENT POPULATION FIGURES PROVIDED BY  
5           THE DEPARTMENT OF COMMUNITY AND ECONOMIC  
6           DEVELOPMENT; PROVIDED, HOWEVER, THAT THE AMOUNT  
7           SO DISTRIBUTED TO ANY MUNICIPALITY SHALL NOT  
8           EXCEED 50% OF ITS TOTAL BUDGET FOR FISCAL YEAR  
9           2009, ADJUSTED FOR INFLATION IN SUBSEQUENT FISCAL  
10           YEARS BY AN AMOUNT NOT TO EXCEED AN ANNUAL COST-  
11           OF-LIVING ADJUSTMENT CALCULATED BY APPLYING ANY  
12           UPWARD PERCENTAGE CHANGE IN THE CONSUMER PRICE  
13           INDEX IMMEDIATELY PRIOR TO THE DATE THE  
14           ADJUSTMENT IS DUE TO TAKE EFFECT. DISTRIBUTIONS  
15           TO A MUNICIPALITY IN ACCORDANCE WITH THIS  
16           SUBCLAUSE SHALL BE DEPOSITED INTO A SPECIAL FUND  
17           WHICH SHALL BE ESTABLISHED BY THE MUNICIPALITY.  
18           THE GOVERNING BODY OF THE MUNICIPALITY SHALL HAVE  
19           THE RIGHT TO DRAW UPON THE SPECIAL FUND PROVIDED  
20           THAT THE MUNICIPALITY IDENTIFY THE FUND AS THE  
21           SOURCE OF THE EXPENDITURE. EACH MUNICIPALITY  
22           SHALL ANNUALLY SUBMIT A REPORT TO THE DEPARTMENT  
23           OF COMMUNITY AND ECONOMIC DEVELOPMENT DETAILING  
24           THE AMOUNT AND PURPOSE OF EACH EXPENDITURE MADE  
25           FROM THE SPECIAL ACCOUNT DURING THE PRIOR FISCAL  
26           YEAR.

27           (II) ANY FUNDS NOT DISTRIBUTED UNDER  
28           SUBCLAUSE (I) SHALL BE DEPOSITED INTO A  
29           RESTRICTED ACCOUNT ESTABLISHED IN THE DEPARTMENT  
30           OF COMMUNITY AND ECONOMIC DEVELOPMENT TO BE USED

EXCLUSIVELY FOR GRANTS TO THE COUNTY, TO ECONOMIC  
DEVELOPMENT AUTHORITIES OR REDEVELOPMENT  
AUTHORITIES WITHIN THE COUNTY FOR GRANTS FOR  
ECONOMIC DEVELOPMENT PROJECTS, INFRASTRUCTURE  
PROJECTS, JOB TRAINING, COMMUNITY IMPROVEMENT  
PROJECTS, OTHER PROJECTS IN THE PUBLIC INTEREST  
AND REASONABLE ADMINISTRATIVE COSTS.

NOTWITHSTANDING THE PROVISIONS OF THE ACT OF  
FEBRUARY 9, 1999 (P.L.1, NO.1), KNOWN AS THE  
CAPITAL FACILITIES DEBT ENABLING ACT, GRANTS MADE  
UNDER THIS CLAUSE MAY BE UTILIZED AS LOCAL  
MATCHING FUNDS FOR OTHER GRANTS OR LOANS FROM THE  
COMMONWEALTH.

\* \* \*

(III) IF THE FACILITY IS A CATEGORY 2 LICENSED  
FACILITY AND IF THE COUNTY IN WHICH THE LICENSED FACILITY  
IS LOCATED IS:

\* \* \*

(F) COUNTIES OF THE FIFTH CLASS: 2% OF THE  
GROSS TERMINAL REVENUE FROM EACH SUCH LICENSED  
FACILITY SHALL BE DEPOSITED AND DISTRIBUTED AS  
FOLLOWS:

(I) [ONE PERCENT] BEGINNING IN JANUARY,  
2010, THE SUM OF \$2,400,000 ANNUALLY FOR A PERIOD  
OF 20 YEARS TO THE COUNTY FOR PURPOSES OF FUNDING  
DEBT SERVICE RELATED TO THE CONSTRUCTION OF A  
COMMUNITY COLLEGE CAMPUS LOCATED WITHIN THE  
COUNTY. ANY FUNDS NOT DISTRIBUTED IN THIS FASHION  
SHALL BE DEPOSITED INTO A RESTRICTED RECEIPTS  
ACCOUNT IN THE DEPARTMENT OF COMMUNITY AND

1 ECONOMIC DEVELOPMENT TO BE USED EXCLUSIVELY FOR  
2 GRANTS WITHIN THE COUNTY FOR ECONOMIC DEVELOPMENT  
3 PROJECTS, ROAD PROJECTS LOCATED WITHIN A 20-MILE  
4 RADIUS OF THE LICENSED FACILITY AND LOCATED  
5 WITHIN THE COUNTY COMMUNITY IMPROVEMENT PROJECTS  
6 AND OTHER PROJECTS IN THE PUBLIC INTEREST WITHIN  
7 THE COUNTY. THE AMOUNT UNDER THIS SUBCLAUSE  
8 INCLUDES REASONABLE ADMINISTRATIVE COSTS.

9 (II) ONE PERCENT SHALL BE DEPOSITED INTO A  
10 RESTRICTED RECEIPTS ACCOUNT IN THE DEPARTMENT OF  
11 COMMUNITY AND ECONOMIC DEVELOPMENT TO BE USED  
12 EXCLUSIVELY FOR GRANTS WITHIN CONTIGUOUS COUNTIES  
13 FOR ECONOMIC DEVELOPMENT PROJECTS, COMMUNITY  
14 IMPROVEMENT PROJECTS AND OTHER PROJECTS IN THE  
15 PUBLIC INTEREST WITHIN CONTIGUOUS COUNTIES. THE  
16 AMOUNT UNDER THIS SUBCLAUSE INCLUDES REASONABLE  
17 ADMINISTRATIVE COSTS. A CONTIGUOUS COUNTY THAT  
18 HOSTS A CATEGORY 1 LICENSED FACILITY SHALL BE  
19 INELIGIBLE TO RECEIVE GRANTS UNDER THIS  
20 SUBCLAUSE.

21 (III) FIFTY PERCENT OF ANY REVENUE REQUIRED  
22 TO BE TRANSFERRED UNDER PARAGRAPH (3) (V) SHALL BE  
23 DEPOSITED INTO THE RESTRICTED RECEIPTS ACCOUNT  
24 ESTABLISHED UNDER SUBCLAUSE (I), AND 50% SHALL BE  
25 DEPOSITED INTO THE RESTRICTED RECEIPT ACCOUNT  
26 ESTABLISHED UNDER SUBCLAUSE (II). NOTWITHSTANDING  
27 THE CAPITAL FACILITIES DEBT ENABLING ACT, GRANTS  
28 MADE UNDER THIS CLAUSE MAY BE UTILIZED AS LOCAL  
29 MATCHING FUNDS FOR OTHER GRANTS OR LOANS FROM THE  
30 COMMONWEALTH.

1                   \* \* \*

2                   (IV) [IF] (A) EXCEPT AS PROVIDED IN CLAUSE (B), IF  
3                   THE FACILITY IS A CATEGORY 3 LICENSED FACILITY, 2% OF  
4                   THE GROSS TERMINAL REVENUE FROM EACH SUCH LICENSED  
5                   FACILITY SHALL BE DEPOSITED INTO A RESTRICTED ACCOUNT  
6                   ESTABLISHED IN THE DEPARTMENT OF COMMUNITY AND  
7                   ECONOMIC DEVELOPMENT TO BE USED EXCLUSIVELY FOR  
8                   GRANTS TO THE COUNTY, TO ECONOMIC DEVELOPMENT  
9                   AUTHORITIES OR REDEVELOPMENT AUTHORITIES WITHIN THE  
10                  COUNTY FOR GRANTS FOR ECONOMIC DEVELOPMENT PROJECTS  
11                  AND COMMUNITY IMPROVEMENT PROJECTS.

12                  (B) IF THE FACILITY IS A CATEGORY 3 LICENSED  
13                  FACILITY LOCATED IN A COUNTY OF THE SECOND CLASS A,  
14                  2% OF THE GROSS TERMINAL REVENUE FROM EACH SUCH  
15                  LICENSED FACILITY SHALL BE DEPOSITED INTO A  
16                  RESTRICTED ACCOUNT ESTABLISHED IN THE COMMONWEALTH  
17                  FINANCING AUTHORITY TO BE USED EXCLUSIVELY FOR GRANTS  
18                  OR GUARANTEES FOR PROJECTS IN THE HOST COUNTY THAT  
19                  QUALIFY UNDER 64 PA.C.S. §§ 1551 (RELATING TO  
20                  BUSINESS AND OUR SITES PROGRAM), 1556 (RELATING TO  
21                  TAX INCREMENT FINANCING GUARANTEE PROGRAM) AND 1558  
22                  (RELATING TO WATER SUPPLY AND WASTE WATER  
23                  INFRASTRUCTURE PROGRAM).

24                   \* \* \*

25                  (3) FROM THE LOCAL SHARE ASSESSMENT ESTABLISHED IN  
26                  SUBSECTION (B), MAKE QUARTERLY DISTRIBUTIONS AMONG THE  
27                  MUNICIPALITIES, INCLUDING HOME RULE MUNICIPALITIES, HOSTING A  
28                  LICENSED FACILITY IN ACCORDANCE WITH THE FOLLOWING SCHEDULE:

29                   \* \* \*

30                  (V) TO A TOWNSHIP OF THE SECOND CLASS HOSTING A

LICENSED FACILITY, OTHER THAN A CATEGORY 3 LICENSED FACILITY, 2% OF THE GROSS TERMINAL REVENUE OR \$10,000,000 ANNUALLY, WHICHEVER IS GREATER, SHALL BE PAID BY EACH LICENSED GAMING ENTITY OPERATING A LICENSED FACILITY LOCATED IN THE TOWNSHIP, SUBJECT, HOWEVER, TO THE BUDGETARY LIMITATION IN THIS SUBPARAGRAPH. THE AMOUNT ALLOCATED TO THE DESIGNATED MUNICIPALITIES SHALL NOT EXCEED 50% OF THEIR TOTAL BUDGET FOR FISCAL YEAR 2003-2004, ADJUSTED FOR INFLATION IN SUBSEQUENT YEARS BY AN AMOUNT NOT TO EXCEED AN ANNUAL COST-OF-LIVING ADJUSTMENT CALCULATED BY APPLYING THE PERCENTAGE CHANGE IN THE CONSUMER PRICE INDEX IMMEDIATELY PRIOR TO THE DATE THE ADJUSTMENT IS DUE TO TAKE EFFECT. ANY REMAINING MONEY SHALL BE COLLECTED BY THE DEPARTMENT FROM EACH LICENSED GAMING ENTITY AND DISTRIBUTED IN ACCORDANCE WITH PARAGRAPH (2) BASED UPON THE CLASSIFICATION OF COUNTY WHERE THE LICENSED FACILITY IS LOCATED. WHERE THE LICENSED FACILITY IS OTHER THAN A CATEGORY 3 AND IS LOCATED IN MORE THAN ONE SECOND CLASS TOWNSHIP, THE COUNTY COMMISSIONERS OF THE COUNTY OF THE THIRD CLASS IN WHICH THE FACILITY IS LOCATED SHALL APPOINT AN ADVISORY COMMITTEE FOR THE PURPOSE OF ADVISING THE COUNTY AS TO THE NEED FOR MUNICIPAL GRANTS FOR HEALTH, SAFETY, TRANSPORTATION AND OTHER PROJECTS IN THE PUBLIC INTEREST TO BE COMPRISED OF TWO INDIVIDUALS FROM THE HOST MUNICIPALITY, TWO FROM CONTIGUOUS MUNICIPALITIES WITHIN THE COUNTY OF THE THIRD CLASS AND ONE FROM THE HOST COUNTY. A TOWNSHIP OF THE SECOND CLASS THAT IS LOCATED IN A COUNTY OF THE FIFTH CLASS IN WHICH LAND IS LOCATED THAT IS OWNED BY AND ADJACENT TO A LICENSED FACILITY LOCATED

1 AT A THOROUGHBRED RACE TRACK AND OTHER AREAS OWNED BY THE  
2 LICENSED FACILITY, INCLUDING RACETRACKS, GRAZING FIELDS  
3 OR ANY OTHER ADJOINING REAL PROPERTY, SHALL RECEIVE A  
4 PORTION OF THE GROSS TERMINAL REVENUE IN ACCORDANCE WITH  
5 SUBPARAGRAPH (X) AS IF SUCH LAND WERE PART OF THE  
6 LICENSED FACILITY NOT TO EXCEED \$140,000 ANNUALLY. A  
7 COUNTY OTHER THAN A COUNTY OF THE THIRD CLASS IN WHICH  
8 THE LICENSED FACILITY IS LOCATED IS NOT REQUIRED TO  
9 APPOINT AN ADVISORY COMMITTEE AND MAY USE FUNDS RECEIVED  
10 UNDER THIS SUBPARAGRAPH FOR PURPOSES OTHER THAN MUNICIPAL  
11 GRANTS. IN THE EVENT THAT THE REVENUES GENERATED BY THE  
12 2% DO NOT MEET THE \$10,000,000 MINIMUM SPECIFIED IN THIS  
13 SUBPARAGRAPH, THE DEPARTMENT SHALL COLLECT THE REMAINDER  
14 OF THE MINIMUM AMOUNT OF \$10,000,000 FROM EACH LICENSED  
15 GAMING ENTITY OPERATING A LICENSED FACILITY IN THE  
16 TOWNSHIP, PAY ANY BALANCE DUE TO THE TOWNSHIP AND  
17 TRANSFER ANY REMAINDER IN ACCORDANCE WITH PARAGRAPH (2).

18 \* \* \*

19 § 1406. DISTRIBUTIONS FROM PENNSYLVANIA RACE HORSE DEVELOPMENT  
20 FUND.

21 (A) DISTRIBUTIONS.--[FUNDS] EXCEPT AS PROVIDED IN SUBSECTION  
22 (A) (2), FUNDS FROM THE PENNSYLVANIA RACE HORSE DEVELOPMENT FUND  
23 SHALL BE DISTRIBUTED TO EACH ACTIVE AND OPERATING CATEGORY 1  
24 LICENSEE CONDUCTING LIVE RACING IN THE FOLLOWING MANNER:

25 \* \* \*

26 (2) [(RESERVED).] FOR FISCAL YEARS 2009-2010 THROUGH  
27 2012-2013, SUBPARAGRAPHS (I), (II) AND (III) SHALL APPLY.  
28 DISTRIBUTIONS TO LICENSED RACING ENTITIES FROM THE  
29 PENNSYLVANIA RACE HORSE DEVELOPMENT FUND SHALL BE ALLOCATED  
30 AS FOLLOWS:



1           (I) EACH WEEK, 17% OF THE MONEY IN THE PENNSYLVANIA  
2 RACE HORSE DEVELOPMENT FUND SHALL BE TRANSFERRED TO THE  
3 GENERAL FUND.

4           (II) EACH WEEK, THE REMAINING 83% OF THE MONEY IN  
5 THE PENNSYLVANIA RACE HORSE DEVELOPMENT FUND SHALL BE  
6 DISTRIBUTED TO EACH ACTIVE AND OPERATING CATEGORY 1 SLOT  
7 MACHINE LICENSEE CONDUCTING LIVE RACING IN AN AMOUNT  
8 CALCULATED BY THE DEPARTMENT. THE AMOUNT SHALL BE BASED  
9 ON A PERCENTAGE OF EACH ACTIVE AND OPERATING CATEGORY 1  
10 LICENSEE'S GROSS TERMINAL REVENUE, EQUAL TO AN AMOUNT  
11 CALCULATED AS "A" DIVIDED BY "B," WITH "A" BEING EQUAL TO  
12 THE INDIVIDUAL CATEGORY 1 SLOT MACHINE LICENSEE'S GROSS  
13 TERMINAL REVENUE FOR THE WEEK, AND WITH "B" BEING EQUAL  
14 TO THE TOTAL OF ALL ACTIVE AND OPERATING CATEGORY 1  
15 LICENSEES' GROSS TERMINAL REVENUE FOR THE WEEK.

16           (III) AFTER RECEIPT OF THE DISTRIBUTION UNDER  
17 SUBPARAGRAPH (II) MONEYS SHALL BE ALLOCATED AS FOLLOWS:

18           (A) THE GREATER OF 4% OF THE AMOUNT TO BE  
19 DISTRIBUTED WEEKLY UNDER SUBPARAGRAPH (II) OR  
20 \$220,000 SHALL BE USED TO FUND HEALTH AND PENSION  
21 BENEFITS FOR THE MEMBERS OF THE HORSEMEN'S  
22 ORGANIZATIONS REPRESENTING THE OWNERS AND TRAINERS AT  
23 THE RACETRACK AT WHICH THE LICENSED RACING ENTITY  
24 OPERATES FOR THE BENEFIT OF THE ORGANIZATION'S  
25 MEMBERS, THEIR FAMILIES, EMPLOYEES AND OTHERS IN  
26 ACCORDANCE WITH THE RULES AND ELIGIBILITY  
27 REQUIREMENTS OF THE ORGANIZATION, AS APPROVED BY THE  
28 STATE HORSE RACING COMMISSION OR THE STATE HARNESS  
29 RACING COMMISSION. THIS AMOUNT SHALL BE DEPOSITED  
30 WITHIN FIVE BUSINESS DAYS OF THE END OF EACH WEEK

1 INTO A SEPARATE ACCOUNT TO BE ESTABLISHED BY EACH  
2 RESPECTIVE HORSEMEN'S ORGANIZATION AT A BANKING  
3 INSTITUTION OF ITS CHOICE. OF THIS AMOUNT, A MINIMUM  
4 OF \$250,000 SHALL BE PAID ANNUALLY BY THE HORSEMEN'S  
5 ORGANIZATION TO THE THOROUGHBRED JOCKEYS OR  
6 STANDARD BRED DRIVERS ORGANIZATION AT THE RACETRACK AT  
7 WHICH THE LICENSED RACING ENTITY OPERATES FOR HEALTH  
8 INSURANCE, LIFE INSURANCE OR OTHER BENEFITS TO ACTIVE  
9 AND DISABLED THOROUGHBRED JOCKEYS OR STANDARD BRED  
10 DRIVERS IN ACCORDANCE WITH THE RULES AND ELIGIBILITY  
11 REQUIREMENTS OF THAT ORGANIZATION.

12 (B) THE REMAINING MONEY NOT DISTRIBUTED UNDER  
13 THIS SUBSECTION SHALL BE DISTRIBUTED IN ACCORDANCE  
14 WITH PARAGRAPH (1) (I) AND (II).

15 (C) IN NO EVENT SHALL A LICENSED GAMING ENTITY  
16 BE REQUIRED TO PROVIDE ANY ADDITIONAL MONEYS TO THE  
17 FUND, OTHER THAN THOSE REQUIRED UNDER SECTION 1405  
18 (RELATING TO PENNSYLVANIA RACE HORSE DEVELOPMENT  
19 FUND).

20 \* \* \*

21 (E) FILING OF AUDIT.--THE FOLLOWING SHALL APPLY:

22 (1) ALL HORSEMEN'S ORGANIZATIONS THAT RECEIVE FUNDS  
23 UNDER THIS SECTION SHALL FILE ANNUALLY WITH THE APPROPRIATE  
24 COMMISSION AND THE BOARD AN AUDIT PREPARED BY A CERTIFIED  
25 PUBLIC ACCOUNTANT OF ALL FUNDS RECEIVED. SUCH FILINGS SHALL  
26 BE OPEN TO PUBLIC REVIEW. THE HORSEMEN'S ORGANIZATIONS SHALL  
27 MAINTAIN ADEQUATE RECORDS CONCERNING RECEIPT AND DISTRIBUTION  
28 OF FUNDS ALLOCATED TO THEM.

29 (2) AT LEAST ONCE EVERY TWO YEARS, THE DEPARTMENT OF  
30 AGRICULTURE SHALL CONDUCT A FINANCIAL AUDIT OF ALL FUNDS

1 DISTRIBUTED TO A HORSEMEN'S ORGANIZATION UNDER SUBSECTION  
2 (A). THE AUDIT REPORT SHALL INCLUDE RECOMMENDATIONS FOR  
3 CHANGES IN LAW OR POLICY RELATING TO THE DISTRIBUTION OR USE  
4 OF THE FUNDS. THE INITIAL AUDIT REPORT SHALL BE SUBMITTED BY  
5 DECEMBER 31, 2010, AND SUBSEQUENT REPORTS SHALL BE SUBMITTED  
6 BY DECEMBER 31 EVERY TWO YEARS THEREAFTER. AUDIT REPORTS  
7 SHALL BE SUBMITTED TO THE BOARD, THE CHAIRMAN AND MINORITY  
8 CHAIRMAN OF THE APPROPRIATIONS COMMITTEE IN THE SENATE AND  
9 THE HOUSE OF REPRESENTATIVES, THE CHAIRMAN AND MINORITY  
10 CHAIRMAN OF THE COMMUNITY, ECONOMIC AND RECREATIONAL  
11 DEVELOPMENT COMMITTEE IN THE SENATE AND THE GAMING OVERSIGHT  
12 COMMITTEE IN THE HOUSE OF REPRESENTATIVES. THE DEPARTMENT  
13 SHALL BE REIMBURSED FOR THE COST OF THE AUDIT BY THE  
14 HORSEMEN'S ORGANIZATION THAT IS THE SUBJECT OF THE AUDIT.

15 \* \* \*

16 § 1408. TRANSFERS FROM STATE GAMING FUND.

17 (A) TRANSFER FOR COMPULSIVE AND PROBLEM GAMBLING AND DRUG  
18 AND ALCOHOL TREATMENT.--EACH YEAR, THE SUM OF [\$1,500,000 OR AN  
19 AMOUNT EQUAL TO .001 MULTIPLIED BY THE TOTAL GROSS TERMINAL  
20 REVENUE OF ALL ACTIVE AND OPERATING LICENSED GAMING ENTITIES,  
21 WHICHEVER IS GREATER,] \$3,000,000 SHALL BE TRANSFERRED FROM THE  
22 FUND INTO THE COMPULSIVE AND PROBLEM GAMBLING TREATMENT FUND  
23 ESTABLISHED IN SECTION 1509 (RELATING TO COMPULSIVE AND PROBLEM  
24 GAMBLING PROGRAM) TO BE USED SOLELY FOR THE PURPOSES OF  
25 COMPULSIVE AND PROBLEM GAMBLING AND DRUG AND ALCOHOL ASSESSMENT  
26 AND TREATMENT.

27 \* \* \*

28 (C) LOCAL LAW ENFORCEMENT GRANTS.--ANNUALLY, THE SUM OF  
29 [\$5,000,000] \$2,000,000 SHALL BE TRANSFERRED TO THE BOARD FOR  
30 THE PURPOSE OF ISSUING GRANTS TO LOCAL LAW ENFORCEMENT AGENCIES

1 TO ENFORCE AND PREVENT [THE UNLAWFUL OPERATION OF SLOT MACHINES]  
2 ALL FORMS OF UNLAWFUL GAMING IN THIS COMMONWEALTH. FOR PURPOSES  
3 OF THIS SUBSECTION, THE TERM "LOCAL LAW ENFORCEMENT AGENCY"  
4 SHALL INCLUDE PENNSYLVANIA STATE POLICE ACTIVITIES IN A  
5 MUNICIPALITY WHICH DOES NOT HAVE A MUNICIPAL POLICE DEPARTMENT  
6 FOR ACTIVITIES IN THAT MUNICIPALITY.

7 § 1501. RESPONSIBILITY AND AUTHORITY OF DEPARTMENT.

8 \* \* \*

9 (B) APPLICATION OF RULES AND REGULATIONS.--THE DEPARTMENT  
10 MAY PRESCRIBE THE EXTENT, IF ANY, TO WHICH ANY RULES AND  
11 REGULATIONS SHALL BE APPLIED WITHOUT RETROACTIVE EFFECT. THE  
12 DEPARTMENT SHALL HAVE AUTHORITY TO PRESCRIBE THE FORMS AND THE  
13 SYSTEM OF ACCOUNTING AND RECORDKEEPING TO BE EMPLOYED AND  
14 THROUGH ITS REPRESENTATIVE SHALL AT ALL TIMES HAVE POWER OF  
15 ACCESS TO AND EXAMINATION AND AUDIT OF ANY EQUIPMENT AND RECORDS  
16 RELATING TO ALL ASPECTS OF THE OPERATION OF SLOT MACHINES AND  
17 TABLE GAMES UNDER THIS PART.

18 (C) PROCEDURE.--FOR PURPOSES OF IMPLEMENTING THIS PART, THE  
19 DEPARTMENT MAY PROMULGATE REGULATIONS IN THE SAME MANNER IN  
20 WHICH THE BOARD IS AUTHORIZED AS PROVIDED IN SECTION 1203  
21 (RELATING TO TEMPORARY REGULATIONS) AND SECTION 1303A (RELATING  
22 TO TEMPORARY TABLE GAME REGULATIONS).

23 \* \* \*

24 § 1504. WAGERING ON CREDIT.

25 [SLOT] EXCEPT AS OTHERWISE PROVIDED IN SECTION 1326A  
26 (RELATING TO CASH EQUIVALENTS), SLOT MACHINE LICENSEES MAY NOT  
27 EXTEND CREDIT. SLOT MACHINE LICENSEES WHO DO NOT HOLD A TABLE  
28 GAMES OPERATION CERTIFICATE MAY NOT ACCEPT CREDIT CARDS, CHARGE  
29 CARDS OR DEBIT CARDS FROM A PLAYER FOR THE EXCHANGE OR PURCHASE  
30 OF SLOT MACHINE CREDITS OR FOR AN ADVANCE OF COINS OR CURRENCY

1 TO BE UTILIZED BY A PLAYER TO PLAY SLOT MACHINE GAMES OR EXTEND  
2 CREDIT IN ANY MANNER TO A PLAYER SO AS TO ENABLE THE PLAYER TO  
3 PLAY SLOT MACHINES. SLOT MACHINE LICENSEES MAY ACCEPT PERSONAL  
4 CHECKS. SLOT MACHINE LICENSEES WHO HOLD A TABLE GAMES OPERATION  
5 CERTIFICATE MAY EXTEND CREDIT FOR SLOT MACHINE GAMING AND TABLE  
6 GAMES IN ACCORDANCE WITH SECTION 1326A.

7 § 1505. NO EMINENT DOMAIN AUTHORITY.

8 NEITHER THE COMMONWEALTH NOR ANY POLITICAL SUBDIVISION  
9 THEREOF SHALL HAVE THE RIGHT TO ACQUIRE, WITH OR WITHOUT  
10 COMPENSATION, THROUGH THE POWER OF EMINENT DOMAIN ANY PROPERTY,  
11 EASEMENT OR LAND USE RIGHT FOR THE SITING OR CONSTRUCTION OF A  
12 LICENSED FACILITY [FOR THE OPERATION OF SLOT MACHINES BY A SLOT  
13 MACHINE LICENSEE].

14 SECTION 9.3. SECTION 1509(D) OF TITLE 4 IS AMENDED AND THE  
15 SECTION IS AMENDED BY ADDING SUBSECTIONS TO READ:

16 § 1509. COMPULSIVE AND PROBLEM GAMBLING PROGRAM.

17 \* \* \*

18 (D) SINGLE COUNTY AUTHORITIES.--THE DEPARTMENT OF HEALTH  
19 [MAY] SHALL MAKE GRANTS FROM THE FUND ESTABLISHED UNDER  
20 SUBSECTION (B) TO A SINGLE COUNTY AUTHORITY CREATED PURSUANT TO  
21 THE ACT OF APRIL 14, 1972 (P.L.221, NO.63), KNOWN AS THE  
22 PENNSYLVANIA DRUG AND ALCOHOL ABUSE CONTROL ACT, FOR THE PURPOSE  
23 OF PROVIDING COMPULSIVE GAMBLING AND GAMBLING ADDICTION  
24 PREVENTION, TREATMENT AND EDUCATION PROGRAMS. IT IS THE  
25 INTENTION OF THE GENERAL ASSEMBLY THAT ANY GRANTS THAT THE  
26 DEPARTMENT OF HEALTH MAY MAKE TO ANY SINGLE COUNTY AUTHORITY IN  
27 ACCORDANCE WITH THE PROVISIONS OF THIS SUBSECTION BE USED  
28 EXCLUSIVELY FOR THE DEVELOPMENT AND IMPLEMENTATION OF COMPULSIVE  
29 AND PROBLEM GAMBLING PROGRAMS AUTHORIZED UNDER SUBSECTION (A).

30 (D.1) ADDICTION TREATMENT AND ASSESSMENT.--

1       (1) ANNUALLY, THE DEPARTMENT OF HEALTH SHALL TRANSFER  
2 ALL FUNDS IN THE COMPULSIVE AND PROBLEM GAMBLING TREATMENT  
3 FUND TO THE SINGLE COUNTY AUTHORITIES CREATED UNDER THE ACT  
4 OF APRIL 14, 1972 (P.L.221, NO.63), KNOWN AS THE PENNSYLVANIA  
5 DRUG AND ALCOHOL ABUSE CONTROL ACT. THE MONEYS TRANSFERRED  
6 AND ALLOCATED SHALL BE USED BY A SINGLE COUNTY AUTHORITY FOR  
7 COMPULSIVE AND PROBLEM GAMBLING AND DRUG AND/OR ALCOHOL  
8 ADDICTION ASSESSMENTS AND FOR ADDICTION TREATMENT IN  
9 NONHOSPITAL RESIDENTIAL DETOXIFICATION FACILITIES,  
10 NONHOSPITAL RESIDENTIAL REHABILITATION FACILITIES AND HALFWAY  
11 HOUSES LICENSED BY THE DEPARTMENT OF HEALTH TO PROVIDE  
12 ADDICTION TREATMENT SERVICES. NO MONEYS AUTHORIZED TO BE  
13 TRANSFERRED UNDER THIS SECTION SHALL BE UTILIZED TO SUPPLANT  
14 OTHER FUNDING FOR THE TREATMENT OF DRUG AND/OR ALCOHOL  
15 ADDICTION.

16       (2) ELIGIBILITY TO RECEIVE TREATMENT SERVICES FOR  
17 TREATMENT OF COMPULSIVE AND PROBLEM GAMBLING AND DRUG AND/OR  
18 ALCOHOL ADDICTIONS ASSOCIATED OR RELATED TO COMPULSIVE AND  
19 PROBLEM GAMBLING UNDER PARAGRAPH (1) SHALL BE DETERMINED  
20 BASED ON FINANCIAL ELIGIBILITY AND OTHER REQUIREMENTS OF THE  
21 SINGLE COUNTY AUTHORITIES AS APPROVED BY THE DEPARTMENT OF  
22 HEALTH.

23       (3) WITHIN 60 DAYS AFTER THE EFFECTIVE DATE OF THIS  
24 SUBSECTION, THE BUREAU OF DRUG AND ALCOHOL PROGRAMS IN THE  
25 DEPARTMENT OF HEALTH SHALL COLLABORATE WITH PROVIDERS AND  
26 OTHER PERSONS WITH EXPERTISE IN THE FIELDS OF COMPULSIVE AND  
27 PROBLEM GAMBLING AND DRUG AND ALCOHOL ASSESSMENT AND  
28 TREATMENT AND THE BOARD'S OFFICE OF COMPULSIVE AND PROBLEM  
29 GAMBLING TO:

30       (I) DEVELOP AND IMPLEMENT A STRATEGIC PLAN FOR THE

1 PREVENTION AND TREATMENT OF COMPULSIVE AND PROBLEM  
2 GAMBLING AND ASSOCIATED BEHAVIOR DISORDERS, INCLUDING  
3 DRUG AND/OR ALCOHOL ADDICTIONS.

4 (II) ADOPT COMPULSIVE AND PROBLEM GAMBLING TREATMENT  
5 STANDARDS CAPABLE OF BEING INTEGRATED WITH THE BUREAU OF  
6 DRUG AND ALCOHOL PROGRAMS' UNIFORM STATEWIDE GUIDELINES  
7 THAT GOVERN THE PROVISION OF ADDICTION TREATMENT  
8 SERVICES. THE STANDARDS MAY PROVIDE CRITERIA FOR THE  
9 CERTIFICATION OF COMPULSIVE AND PROBLEM GAMBLING  
10 COUNSELORS.

11 (III) DEVELOP, IN COLLABORATION WITH THE APPROPRIATE  
12 STATE AGENCIES, A METHOD TO LINK COMPULSIVE AND PROBLEM  
13 GAMBLING DATA COLLECTION AND REFERRAL INFORMATION TO  
14 CRISIS RESPONSE HOTLINES AND YOUTH AND DOMESTIC VIOLENCE  
15 PROGRAMS OR PROVIDERS.

16 (IV) COLLABORATE WITH THE OTHER BUREAUS WITHIN THE  
17 DEPARTMENT OF HEALTH, THE DEPARTMENT OF AGING AND OTHER  
18 APPROPRIATE OFFICES AND AGENCIES OF STATE OR LOCAL  
19 GOVERNMENT AND PERSONS AND ENTITIES, PUBLIC OR PRIVATE,  
20 AS THE BUREAU AND THE OFFICE SHALL DETERMINE, WITH  
21 EXPERTISE IN COMPULSIVE AND PROBLEM GAMBLING TREATMENT TO  
22 EDUCATE YOUTH AND OLDER PENNSYLVANIANS THROUGH PREVENTION  
23 TRAINING AND MATERIALS REGARDING THE RECOGNITION AND  
24 TREATMENT OF COMPULSIVE AND PROBLEM GAMBLING PROBLEMS.  
25 THE BUREAU OF DRUG AND ALCOHOL PROGRAMS AND THE BOARD'S  
26 OFFICE OF COMPULSIVE AND PROBLEM GAMBLING SHALL WORK WITH  
27 THE IDENTIFIED AGENCIES AND OTHER AGENCIES AND ENTITIES  
28 TO DEVELOP DEMOGRAPHIC-SPECIFIC COMPULSIVE AND PROBLEM  
29 GAMBLING PREVENTION, INTERVENTION AND TREATMENT PROGRAMS.

30 BEGINNING OCTOBER 1, 2010, AND EVERY OCTOBER 1 THEREAFTER,

1 THE BUREAU OF DRUG AND ALCOHOL PROGRAMS AND THE BOARD'S  
2 OFFICE OF COMPULSIVE AND PROBLEM GAMBLING SHALL JOINTLY  
3 SUBMIT AN ANNUAL REPORT TO THE GOVERNOR AND THE GENERAL  
4 ASSEMBLY REPORTING PROGRESS ON AND ACTIVITIES INITIATED TO  
5 FACILITATE THE DEVELOPMENT AND IMPLEMENTATION OF THE  
6 STRATEGIC PLAN FOR THE PREVENTION AND TREATMENT OF COMPULSIVE  
7 AND PROBLEM GAMBLING, ASSOCIATED ADDICTIONS AND THE OTHER  
8 REQUIREMENTS OF THIS SECTION.

9 \* \* \*

10 (F) DISTRIBUTION.--FIFTY PERCENT OF THE REVENUE TRANSFERRED  
11 ANNUALLY TO THE FUND SHALL BE DISTRIBUTED EQUALLY AMONG THE  
12 INDIVIDUAL COUNTIES IN THIS COMMONWEALTH. FOR COUNTIES WHICH ARE  
13 INCLUDED IN A SINGLE COUNTY AUTHORITY, PAYMENT SHALL BE MADE TO  
14 THE SINGLE COUNTY AUTHORITY TO PROVIDE REIMBURSEMENT FOR  
15 SERVICES CONDUCTED WITHIN THE INDIVIDUAL COUNTY.

16 SECTION 9.4. SECTIONS 1510(A), 1511(B), 1513(C), 1514(B),  
17 (F), (G) AND (H) AND 1517(B)(1), (C)(12) AND (E)(1) OF TITLE 4  
18 ARE AMENDED TO READ:

19 § 1510. LABOR HIRING PREFERENCES.

20 (A) CATEGORY 1, 2, AND 3 LICENSED FACILITIES, GENERALLY.--  
21 EACH LICENSED GAMING ENTITY SHALL PREPARE A HIRING PLAN FOR  
22 EMPLOYEES OF ITS RESPECTIVE LICENSED FACILITY WHICH PROMOTES A  
23 DIVERSE WORK FORCE, MINORITY PARTICIPATION AND PERSONNEL FROM  
24 WITHIN THE SURROUNDING GEOGRAPHICAL AREA. THE HIRING PLAN SHALL  
25 BE CONSISTENT WITH THE GOALS OUTLINED IN SECTION 1212 (RELATING  
26 TO DIVERSITY GOALS OF BOARD) AND SECTION 1304A (RELATING TO  
27 COMMONWEALTH RESIDENT EMPLOYMENT GOALS).

28 \* \* \*

29 § 1511. DECLARATION OF EXEMPTION FROM FEDERAL LAWS PROHIBITING  
30 SLOT MACHINES.



1       \* \* \*

2       (B) LEGAL SHIPMENTS.--ALL SHIPMENTS OF [SLOT MACHINES]  
3 GAMBLING DEVICES, AS DEFINED IN SECTION 1 OF THE GAMBLING  
4 DEVICES TRANSPORTATION ACT (64 STAT. 1134, 15 U.S.C. § 1171),  
5 INTO THIS COMMONWEALTH, THE REGISTERING, RECORDING AND LABELING  
6 OF WHICH HAS BEEN EFFECTED BY THE MANUFACTURER AND SUPPLIER OF  
7 THOSE DEVICES, IN ACCORDANCE WITH SECTIONS [5 AND 7] 3 AND 4 OF  
8 THE GAMBLING DEVICES TRANSPORTATION ACT (64 STAT. 1134, 15  
9 U.S.C. §§ [1175 AND 1177] 1173 AND 1174), SHALL BE DEEMED LEGAL  
10 SHIPMENTS OF [SLOT MACHINES] GAMBLING DEVICES INTO THIS  
11 COMMONWEALTH.

12 § 1513. POLITICAL INFLUENCE.

13       \* \* \*

14       (C) PENALTIES.--THE FIRST VIOLATION OF THIS SECTION BY A  
15 LICENSED GAMING ENTITY OR ANY PERSON THAT HOLDS A CONTROLLING  
16 INTEREST IN SUCH GAMING ENTITY, OR A SUBSIDIARY COMPANY THEREOF,  
17 AND ANY OFFICER, DIRECTOR OR MANAGEMENT-LEVEL EMPLOYEE OF SUCH  
18 LICENSEE SHALL BE PUNISHABLE BY A FINE OF NOT LESS THAN THE SUM  
19 OF AN AVERAGE SINGLE DAY'S GROSS TERMINAL REVENUE OF THE  
20 LICENSED GAMING ENTITY DERIVED FROM THE OPERATION OF SLOT  
21 MACHINES AND GROSS TABLE GAME REVENUE FROM THE OPERATION OF  
22 TABLE GAMES IN THIS COMMONWEALTH; A SECOND VIOLATION OF THIS  
23 SECTION, WITHIN FIVE YEARS OF THE FIRST VIOLATION, SHALL BE  
24 PUNISHABLE BY AT LEAST A ONE-DAY SUSPENSION OF THE LICENSE HELD  
25 BY THE LICENSED GAMING ENTITY AND A FINE NOT LESS THAN THE SUM  
26 OF AN AVERAGE TWO DAYS' GROSS TERMINAL REVENUE AND GROSS TABLE  
27 GAME REVENUES OF THE LICENSED GAMING ENTITY; A THIRD VIOLATION  
28 OF THIS SECTION WITHIN FIVE YEARS OF THE SECOND VIOLATION SHALL  
29 BE PUNISHABLE BY THE IMMEDIATE REVOCATION OF THE LICENSE HELD BY  
30 THE LICENSED GAMING ENTITY. THE FIRST VIOLATION OF THIS SECTION

1 BY A MANUFACTURER OR SUPPLIER LICENSED PURSUANT TO THIS PART OR  
2 BY ANY PERSON THAT HOLDS A CONTROLLING INTEREST IN SUCH  
3 MANUFACTURER OR SUPPLIER, OR A SUBSIDIARY COMPANY THEREOF, AND  
4 ANY OFFICER, DIRECTOR OR MANAGEMENT-LEVEL EMPLOYEE OF SUCH A  
5 LICENSEE SHALL BE PUNISHABLE BY A FINE OF NOT LESS THAN ONE  
6 DAY'S AVERAGE OF THE GROSS PROFIT FROM SALES MADE BY THE  
7 MANUFACTURER OR SUPPLIER IN PENNSYLVANIA DURING THE PRECEDING  
8 12-MONTH PERIOD OR PORTION THEREOF IN THE EVENT THE MANUFACTURER  
9 OR SUPPLIER HAS NOT OPERATED IN PENNSYLVANIA FOR 12 MONTHS; A  
10 SECOND VIOLATION OF THIS SECTION WITHIN FIVE YEARS OF THE FIRST  
11 VIOLATION SHALL BE PUNISHABLE BY A ONE-MONTH SUSPENSION OF THE  
12 LICENSE HELD BY THE MANUFACTURER OR SUPPLIER AND A FINE OF NOT  
13 LESS THAN TWO TIMES ONE DAY'S AVERAGE OF THE GROSS PROFIT FROM  
14 SALES MADE BY THE MANUFACTURER OR SUPPLIER IN PENNSYLVANIA  
15 DURING THE PRECEDING 12-MONTH PERIOD OR PORTION THEREOF IN THE  
16 EVENT THE MANUFACTURER OR SUPPLIER HAS NOT OPERATED IN  
17 PENNSYLVANIA FOR 12 MONTHS. IN NO EVENT SHALL THE FINE IMPOSED  
18 UNDER THIS SECTION BE IN AN AMOUNT LESS THAN \$50,000 FOR EACH  
19 VIOLATION. IN ADDITION TO ANY FINE OR SANCTION THAT MAY BE  
20 IMPOSED BY THE BOARD, ANY PERSON WHO MAKES A CONTRIBUTION IN  
21 VIOLATION OF THIS SECTION COMMITS A MISDEMEANOR OF THE THIRD  
22 DEGREE.

23 \* \* \*

24 § 1514. REGULATION REQUIRING EXCLUSION OF CERTAIN PERSONS.

25 \* \* \*

26 (B) CATEGORIES TO BE DEFINED.--THE BOARD SHALL PROMULGATE  
27 DEFINITIONS ESTABLISHING THOSE CATEGORIES OF PERSONS WHO SHALL  
28 BE EXCLUDED PURSUANT TO THIS SECTION, INCLUDING CHEATS AND  
29 PERSONS WHOSE PRIVILEGES FOR LICENSURE, CERTIFICATION, PERMIT OR  
30 REGISTRATION HAVE BEEN REVOKED.

1           \* \* \*

2           (F) NOTICE.--WHENEVER THE [BOARD PLACES] BUREAU SEEKS TO  
3 PLACE THE NAME OF ANY PERSON ON A LIST PURSUANT TO THIS SECTION,  
4 THE [BOARD] BUREAU SHALL SERVE NOTICE OF THIS FACT TO SUCH  
5 PERSON BY PERSONAL SERVICE OR CERTIFIED MAIL AT THE LAST KNOWN  
6 ADDRESS OF THE PERSON. THE NOTICE SHALL INFORM THE INDIVIDUAL OF  
7 THE RIGHT TO REQUEST A HEARING UNDER SUBSECTION (G).

8           (G) HEARING.--WITHIN 30 DAYS AFTER RECEIPT OF NOTICE IN  
9 ACCORDANCE WITH SUBSECTION (F), THE PERSON NAMED FOR EXCLUSION  
10 OR EJECTION MAY DEMAND A HEARING BEFORE THE BOARD, AT WHICH  
11 HEARING THE [BOARD] BUREAU SHALL HAVE THE AFFIRMATIVE OBLIGATION  
12 TO DEMONSTRATE THAT THE PERSON NAMED FOR EXCLUSION OR EJECTION  
13 SATISFIES THE CRITERIA FOR EXCLUSION ESTABLISHED BY THIS SECTION  
14 AND THE BOARD'S REGULATIONS. FAILURE OF THE PERSON TO DEMAND A  
15 HEARING WITHIN 30 DAYS AFTER SERVICE SHALL BE DEEMED AN  
16 ADMISSION OF ALL MATTERS AND FACTS ALLEGED IN THE [BOARD'S]  
17 BUREAU'S NOTICE AND SHALL PRECLUDE [A] THE PERSON FROM HAVING AN  
18 ADMINISTRATIVE HEARING, BUT SHALL IN NO WAY AFFECT THE RIGHT TO  
19 JUDICIAL REVIEW AS PROVIDED IN THIS SECTION.

20           (H) REVIEW.--IF, UPON COMPLETION OF A HEARING ON THE NOTICE  
21 OF EXCLUSION OR EJECTION, THE BOARD DETERMINES THAT PLACEMENT OF  
22 THE NAME OF THE PERSON ON THE EXCLUSION LIST IS APPROPRIATE, THE  
23 BOARD SHALL MAKE AND ENTER AN ORDER TO THAT EFFECT, WHICH ORDER  
24 SHALL BE SERVED ON ALL [SLOT MACHINE LICENSEES] LICENSED GAMING  
25 ENTITIES. THE ORDER SHALL BE SUBJECT TO REVIEW BY THE  
26 COMMONWEALTH COURT IN ACCORDANCE WITH THE RULES OF COURT.

27 § 1517. INVESTIGATIONS AND ENFORCEMENT.

28           \* \* \*

29           (B) POWERS AND DUTIES OF DEPARTMENT.--

30               (1) THE DEPARTMENT SHALL AT ALL TIMES HAVE THE POWER OF

1 ACCESS TO EXAMINATION AND AUDIT OF ANY EQUIPMENT AND RECORDS  
2 RELATING TO ALL ASPECTS OF THE OPERATION OF SLOT MACHINES OR  
3 TABLE GAMES UNDER THIS PART.

4 \* \* \*

5 (C) POWERS AND DUTIES OF THE PENNSYLVANIA STATE POLICE.--THE  
6 PENNSYLVANIA STATE POLICE SHALL HAVE THE FOLLOWING POWERS AND  
7 DUTIES:

8 \* \* \*

9 (12) CONDUCT AUDITS OR VERIFICATION OF INFORMATION OF  
10 SLOT MACHINE OR TABLE GAME OPERATIONS AT SUCH TIMES, UNDER  
11 SUCH CIRCUMSTANCES AND TO SUCH EXTENT AS THE BUREAU  
12 DETERMINES. THIS PARAGRAPH INCLUDES REVIEWS OF ACCOUNTING,  
13 ADMINISTRATIVE AND FINANCIAL RECORDS AND MANAGEMENT CONTROL  
14 SYSTEMS, PROCEDURES AND RECORDS UTILIZED BY A SLOT MACHINE  
15 LICENSEE.

16 \* \* \*

17 (E) INSPECTION, SEIZURE AND WARRANTS.--

18 (1) THE BUREAU, THE DEPARTMENT AND THE PENNSYLVANIA  
19 STATE POLICE SHALL HAVE THE AUTHORITY WITHOUT NOTICE AND  
20 WITHOUT WARRANT TO DO ALL OF THE FOLLOWING IN THE PERFORMANCE  
21 OF THEIR DUTIES:

22 (I) INSPECT AND EXAMINE ALL PREMISES WHERE SLOT  
23 MACHINE OR TABLE GAME OPERATIONS ARE CONDUCTED, GAMING  
24 DEVICES OR EQUIPMENT ARE MANUFACTURED, SOLD, DISTRIBUTED  
25 OR SERVICED OR WHERE RECORDS OF THESE ACTIVITIES ARE  
26 PREPARED OR MAINTAINED.

27 (II) INSPECT ALL EQUIPMENT AND SUPPLIES IN, ABOUT,  
28 UPON OR AROUND PREMISES REFERRED TO IN SUBPARAGRAPH (I).

29 (III) SEIZE, SUMMARILY REMOVE AND IMPOUND EQUIPMENT  
30 AND SUPPLIES FROM PREMISES REFERRED TO IN SUBPARAGRAPH

(I) FOR THE PURPOSES OF EXAMINATION AND INSPECTION.

(IV) INSPECT, EXAMINE AND AUDIT ALL BOOKS, RECORDS AND DOCUMENTS PERTAINING TO A SLOT MACHINE LICENSEE'S OPERATION.

(V) SEIZE, IMPOUND OR ASSUME PHYSICAL CONTROL OF ANY BOOK, RECORD, LEDGER, GAME, DEVICE, CASH BOX AND ITS CONTENTS, COUNTING ROOM OR ITS EQUIPMENT OR SLOT MACHINE OR TABLE GAME OPERATIONS.

\* \* \*

SECTION 10. SECTION 1518(A)(2), (3), (4), (5), (7), (8), (11) AND (13), (B)(2) AND (C)(1)(V) AND (3) OF TITLE 4 ARE AMENDED, SUBSECTION (A) IS AMENDED BY ADDING PARAGRAPHS AND THE SECTION IS AMENDED BY ADDING SUBSECTIONS TO READ:

§ 1518. PROHIBITED ACTS; PENALTIES.

(A) CRIMINAL OFFENSES.--

\* \* \*

(2) IT SHALL BE UNLAWFUL FOR A PERSON TO WILLFULLY:

(I) FAIL TO REPORT, PAY OR TRUTHFULLY ACCOUNT FOR AND PAY OVER ANY LICENSE FEE, AUTHORIZATION FEE, PENALTY, TAX OR ASSESSMENT IMPOSED UNDER THIS PART; OR

(II) ATTEMPT IN ANY MANNER TO EVADE OR DEFEAT ANY LICENSE FEE, AUTHORIZATION FEE, PENALTY, TAX OR ASSESSMENT IMPOSED UNDER THIS PART.

(3) IT SHALL BE UNLAWFUL FOR ANY LICENSED ENTITY, GAMING EMPLOYEE, KEY EMPLOYEE OR ANY OTHER PERSON TO PERMIT A SLOT MACHINE OR TABLE GAME TO BE OPERATED, TRANSPORTED, REPAIRED OR OPENED ON THE PREMISES OF A LICENSED FACILITY BY A PERSON OTHER THAN A PERSON LICENSED OR PERMITTED BY THE BOARD PURSUANT TO THIS PART.

(4) IT SHALL BE UNLAWFUL FOR ANY LICENSED ENTITY OR

1 OTHER PERSON TO MANUFACTURE, SUPPLY OR PLACE SLOT MACHINES OR  
2 TABLE GAMES DEVICES INTO PLAY OR DISPLAY SLOT MACHINES OR  
3 TABLE GAMES ON THE PREMISE OF A LICENSED FACILITY WITHOUT THE  
4 AUTHORITY OF THE BOARD.

5 (5) EXCEPT AS PROVIDED FOR IN SECTION 1326 (RELATING TO  
6 LICENSE RENEWALS), IT SHALL BE UNLAWFUL FOR A LICENSED ENTITY  
7 OR OTHER PERSON TO MANUFACTURE, SUPPLY, OPERATE, CARRY ON OR  
8 EXPOSE FOR PLAY ANY SLOT MACHINE, TABLE GAME OR TABLE GAMES  
9 DEVICE AFTER THE PERSON'S LICENSE HAS EXPIRED AND PRIOR TO  
10 THE ACTUAL RENEWAL OF THE LICENSE.

11 \* \* \*

12 (7) (I) EXCEPT AS SET FORTH IN SUBPARAGRAPH (II), IT  
13 SHALL BE UNLAWFUL FOR AN INDIVIDUAL TO USE OR POSSESS A  
14 CHEATING OR THIEVING DEVICE, COUNTERFEIT OR ALTERED  
15 BILLET, TICKET, TOKEN OR SIMILAR OBJECTS ACCEPTED BY A  
16 SLOT MACHINE OR COUNTERFEIT OR ALTERED SLOT MACHINE-  
17 ISSUED TICKETS OR VOUCHERS AT A LICENSED FACILITY.

18 (II) AN AUTHORIZED EMPLOYEE OF A LICENSEE OR AN  
19 EMPLOYEE OF THE BOARD MAY POSSESS AND USE A CHEATING OR  
20 THIEVING DEVICE, COUNTERFEIT OR ALTERED BILLET, TICKET,  
21 TOKEN OR SIMILAR OBJECTS ACCEPTED BY A SLOT MACHINE OR  
22 COUNTERFEIT OR ALTERED SLOT MACHINE-ISSUED TICKETS OR  
23 VOUCHERS IN PERFORMANCE OF THE DUTIES OF EMPLOYMENT.

24 [(III) AS USED IN THIS PARAGRAPH, THE TERM "CHEATING  
25 OR THIEVING DEVICE" INCLUDES, BUT IS NOT LIMITED TO, A  
26 DEVICE TO FACILITATE THE ALIGNMENT OF ANY WINNING  
27 COMBINATION OR TO REMOVE FROM ANY SLOT MACHINE MONEY OR  
28 OTHER CONTENTS. THE TERM INCLUDES, BUT IS NOT LIMITED TO,  
29 A TOOL, DRILL, WIRE, COIN OR TOKEN ATTACHED TO A STRING  
30 OR WIRE AND ANY ELECTRONIC OR MAGNETIC DEVICE.]

1           (7.1) IT SHALL BE UNLAWFUL FOR AN INDIVIDUAL TO DO ANY  
2           OF THE FOLLOWING:

3           (I) USE OR POSSESS COUNTERFEIT, MARKED, LOADED OR  
4           TAMPERED WITH TABLE GAMES DEVICES OR ALTERED CHIPS OR  
5           OTHER CHEATING DEVICES IN THE CONDUCT OF TABLE GAMES  
6           UNDER THIS PART, EXCEPT THAT AN AUTHORIZED EMPLOYEE OF A  
7           LICENSEE OR AN AUTHORIZED EMPLOYEE OF THE BOARD MAY  
8           POSSESS AND USE COUNTERFEIT CHIPS, CARDS OR DICE THAT  
9           HAVE BEEN MARKED, LOADED OR TAMPERED WITH, OR OTHER  
10           CHEATING DEVICES IN PERFORMANCE OF THE DUTIES OF  
11           EMPLOYMENT FOR TRAINING OR TESTING PURPOSES ONLY.

12           (II) KNOWINGLY, BY A TRICK OR SLEIGHT OF HAND  
13           PERFORMANCE OR BY FRAUD OR FRAUDULENT SCHEME, CARDS, DICE  
14           OR DEVICE, FOR THEMSELVES OR FOR ANOTHER, WIN OR ATTEMPT  
15           TO WIN MONEY OR PROPERTY AT A LICENSED FACILITY OR A  
16           REPRESENTATION OF EITHER OR REDUCE OR ATTEMPT TO REDUCE A  
17           LOSING WAGER.

18           (8) (I) EXCEPT AS SET FORTH IN SUBPARAGRAPH (II), IT  
19           SHALL BE UNLAWFUL FOR AN INDIVIDUAL TO KNOWINGLY POSSESS  
20           OR USE WHILE ON THE PREMISES OF A LICENSED FACILITY A KEY  
21           OR DEVICE DESIGNED FOR THE PURPOSE OF AND SUITABLE FOR  
22           OPENING OR ENTERING ANY SLOT MACHINE, DROP BOX OR COIN  
23           BOX WHICH IS LOCATED ON THE PREMISES OF THE LICENSED  
24           FACILITY.

25           (II) AN AUTHORIZED EMPLOYEE OF A LICENSEE OR A  
26           MEMBER OF THE BOARD MAY POSSESS AND USE A DEVICE REFERRED  
27           TO IN SUBPARAGRAPH (I) IN THE PERFORMANCE OF THE DUTIES  
28           OF EMPLOYMENT.

29           \* \* \*

30           (11) IT SHALL BE UNLAWFUL FOR A LICENSED GAMING ENTITY

1 THAT IS A LICENSED RACING ENTITY AND THAT HAS LOST THE  
2 LICENSE ISSUED TO IT BY EITHER THE STATE HORSE RACING  
3 COMMISSION OR THE STATE HARNESS RACING COMMISSION UNDER THE  
4 RACE HORSE INDUSTRY REFORM ACT OR THAT HAS HAD THAT LICENSE  
5 SUSPENDED TO OPERATE SLOT MACHINES OR TABLE GAMES AT THE  
6 RACETRACK FOR WHICH ITS SLOT MACHINE LICENSE WAS ISSUED  
7 UNLESS THE LICENSE ISSUED TO IT BY EITHER THE STATE HORSE  
8 RACING COMMISSION OR THE STATE HARNESS RACING COMMISSION WILL  
9 BE SUBSEQUENTLY REISSUED OR REINSTATED WITHIN 30 DAYS AFTER  
10 THE LOSS OR SUSPENSION.

11 \* \* \*

12 (13) IT SHALL BE UNLAWFUL FOR ANY PERSON UNDER 18 YEARS  
13 OF AGE TO BE PERMITTED IN [THE] ANY AREA OF A LICENSED  
14 FACILITY WHERE SLOT MACHINES OR TABLE GAMES ARE OPERATED.

15 (14) IT SHALL BE UNLAWFUL FOR ANY KEY EMPLOYEE, BOXMAN,  
16 FLOORMAN OR ANY OTHER CASINO EMPLOYEE WHO SERVES IN A  
17 SUPERVISORY POSITION TO SOLICIT OR ACCEPT AND FOR ANY OTHER  
18 GAMING EMPLOYEE TO SOLICIT ANY TIP OR GRATUITY FROM ANY  
19 PLAYER OR PATRON AT THE LICENSED FACILITY WHERE THE PERSON IS  
20 EMPLOYED.

21 (15) IT SHALL BE UNLAWFUL FOR A LICENSED GAMING ENTITY  
22 TO REQUIRE A TABLE GAME WAGER TO BE GREATER THAN THE TABLE'S  
23 STATED MINIMUM OR LESS THAN THE TABLE'S STATED MAXIMUM.  
24 HOWEVER, A WAGER MADE BY A PLAYER AND NOT REJECTED BY A  
25 LICENSED GAMING ENTITY PRIOR TO COMMENCEMENT OF PLAY SHALL BE  
26 TREATED AS A VALID WAGER. A WAGER ACCEPTED BY A DEALER SHALL  
27 BE PAID OR LOST IN ITS ENTIRETY IN ACCORDANCE WITH THE RULES  
28 OF THE GAME, NOTWITHSTANDING THAT THE WAGER EXCEEDED THE  
29 CURRENT TABLE MAXIMUM WAGER OR WAS LOWER THAN THE CURRENT  
30 TABLE MINIMUM WAGER.



1           (16) IT SHALL BE UNLAWFUL FOR ANY PERSON TO CLAIM,  
2           COLLECT OR TAKE, OR ATTEMPT TO CLAIM, COLLECT OR TAKE, MONEY  
3           OR ANYTHING OF VALUE IN OR FROM A SLOT MACHINE OR TABLE GAME,  
4           WITH INTENT TO DEFRAUD, OR TO CLAIM, COLLECT OR TAKE AN  
5           AMOUNT GREATER THAN THE AMOUNT WON, OR TO MANIPULATE WITH THE  
6           INTENT TO CHEAT, ANY COMPONENT OF ANY GAME IN A MANNER  
7           CONTRARY TO THE DESIGNED AND NORMAL OPERATIONAL PURPOSE.

8           (B) CRIMINAL PENALTIES AND FINES.--

9           \* \* \*

10           (2) (I) FOR A FIRST VIOLATION OF SUBSECTION (A) (1)  
11           THROUGH [(12)] 16, A PERSON SHALL BE SENTENCED TO PAY A  
12           FINE OF:

13                   (A) NOT LESS THAN \$75,000 NOR MORE THAN \$150,000  
14                   IF THE PERSON IS AN INDIVIDUAL;

15                   (B) NOT LESS THAN \$300,000 NOR MORE THAN  
16                   \$600,000 IF THE PERSON IS A LICENSED GAMING ENTITY;  
17                   OR

18                   (C) NOT LESS THAN \$150,000 NOR MORE THAN  
19                   \$300,000 IF THE PERSON IS A LICENSED MANUFACTURER OR  
20                   SUPPLIER.

21           (II) FOR A SECOND OR SUBSEQUENT VIOLATION OF  
22           SUBSECTION (A) (1) THROUGH (12), A PERSON SHALL BE  
23           SENTENCED TO PAY A FINE OF:

24                   (A) NOT LESS THAN \$150,000 NOR MORE THAN  
25                   \$300,000 IF THE PERSON IS AN INDIVIDUAL;

26                   (B) NOT LESS THAN \$600,000 NOR MORE THAN  
27                   \$1,200,000 IF THE PERSON IS A LICENSED GAMING ENTITY;  
28                   OR

29                   (C) NOT LESS THAN \$300,000 NOR MORE THAN  
30                   \$600,000 IF THE PERSON IS A LICENSED MANUFACTURER OR

1 SUPPLIER.

2 (C) BOARD-IMPOSED ADMINISTRATIVE SANCTIONS.--

3 (1) IN ADDITION TO ANY OTHER PENALTY AUTHORIZED BY LAW,  
4 THE BOARD MAY IMPOSE WITHOUT LIMITATION THE FOLLOWING  
5 SANCTIONS UPON ANY LICENSEE OR PERMITTEE:

6 \* \* \*

7 (V) SUSPEND THE LICENSE OF ANY LICENSED GAMING  
8 ENTITY FOR VIOLATION OF OR ATTEMPTING TO VIOLATE ANY  
9 PROVISIONS OF THIS PART OR REGULATIONS PROMULGATED UNDER  
10 THIS PART RELATING TO ITS SLOT MACHINE OR TABLE GAMES  
11 OPERATIONS.

12 \* \* \*

13 (3) IN ADDITION TO ANY OTHER FINES OR PENALTIES THAT THE  
14 BOARD MAY IMPOSE UNDER THIS PART OR REGULATION, IF A PERSON  
15 VIOLATES SUBSECTION (A) (2), THE BOARD SHALL IMPOSE AN  
16 ADMINISTRATIVE PENALTY OF THREE TIMES THE AMOUNT OF THE  
17 LICENSE FEE, AUTHORIZATION FEE, TAX OR OTHER ASSESSMENT  
18 EVADED AND NOT PAID, COLLECTED OR PAID OVER. THIS SUBSECTION  
19 IS SUBJECT TO 2 PA.C.S. CHS. 5 SUBCH. A AND 7 SUBCH. A.

20 (D) AIDING AND ABETTING.--A PERSON WHO AIDS, ABETS,  
21 COUNSELS, COMMANDS, INDUCES, PROCURES OR CAUSES ANOTHER PERSON  
22 TO VIOLATE A PROVISION OF THIS PART SHALL BE SUBJECT TO ALL  
23 SANCTIONS AND PENALTIES, BOTH CIVIL AND CRIMINAL, PROVIDED UNDER  
24 THIS PART.

25 (E) CONTINUING OFFENSES.--A VIOLATION OF THIS PART THAT IS  
26 DETERMINED TO BE AN OFFENSE OF A CONTINUING NATURE SHALL BE  
27 DEEMED TO BE A SEPARATE OFFENSE ON EACH EVENT OR DAY DURING  
28 WHICH THE VIOLATION OCCURS. NOTHING IN THIS SECTION SHALL BE  
29 CONSTRUED TO PRECLUDE THE COMMISSION OF MULTIPLE VIOLATIONS OF  
30 THE PROVISIONS OF THIS PART IN ANY ONE DAY THAT ESTABLISH

1 OFFENSES CONSISTING OF SEPARATE AND DISTINCT ACTS OR VIOLATIONS  
2 OF THE PROVISIONS OF THIS PART OR REGULATIONS PROMULGATED UNDER  
3 THIS PART.

4 (F) PROPERTY SUBJECT TO SEIZURE, CONFISCATION, DESTRUCTION  
5 OR FORFEITURE.--ANY EQUIPMENT, DEVICE OR APPARATUS, MONEY,  
6 MATERIAL, GAMING PROCEEDS OR REAL OR PERSONAL PROPERTY USED,  
7 OBTAINED OR RECEIVED OR ANY ATTEMPT TO USE, OBTAIN OR RECEIVE  
8 THE DEVICE, APPARATUS, MONEY, MATERIAL, PROCEEDS OR REAL OR  
9 PERSONAL PROPERTY IN VIOLATION OF THIS PART SHALL BE SUBJECT TO  
10 SEIZURE, CONFISCATION, DESTRUCTION OR FORFEITURE.

11 (G) SANCTIONS.--

12 (1) IN CONSIDERING APPROPRIATE ADMINISTRATIVE SANCTIONS  
13 AGAINST ANY PERSON UNDER SECTION 1518(C) FOR A VIOLATION OF  
14 THIS SECTION, THE BOARD SHALL CONSIDER ALL OF THE FOLLOWING:

15 (I) THE RISK TO THE PUBLIC AND TO THE INTEGRITY OF  
16 GAMING OPERATIONS CREATED BY THE CONDUCT OF THE PERSON.

17 (II) THE SERIOUSNESS OF THE CONDUCT OF THE PERSON  
18 AND WHETHER THE CONDUCT WAS PURPOSEFUL AND WITH KNOWLEDGE  
19 THAT IT WAS IN CONTRAVENTION OF THE PROVISIONS OF THIS  
20 PART OR REGULATIONS PROMULGATED UNDER THIS PART.

21 (III) ANY JUSTIFICATION OR EXCUSE FOR THE CONDUCT BY  
22 THE PERSON.

23 (IV) THE PRIOR HISTORY OF THE PARTICULAR LICENSEE OR  
24 PERSON INVOLVED WITH RESPECT TO GAMING ACTIVITY.

25 (V) THE CORRECTIVE ACTION TAKEN BY THE SLOT MACHINE  
26 LICENSEE TO PREVENT FUTURE MISCONDUCT OF A LIKE NATURE  
27 FROM OCCURRING.

28 (VI) IN THE CASE OF A MONETARY PENALTY, THE AMOUNT  
29 OF THE PENALTY IN RELATION TO THE SEVERITY OF THE  
30 MISCONDUCT AND THE FINANCIAL MEANS OF THE LICENSEE OR

PERSON. THE BOARD MAY IMPOSE ANY SCHEDULE OR TERMS OF  
PAYMENT OF SUCH PENALTY AS IT MAY DEEM APPROPRIATE.

(2) IT SHALL BE NO DEFENSE TO DISCIPLINARY ACTION BEFORE  
THE BOARD THAT A PERSON INADVERTENTLY, UNINTENTIONALLY OR  
UNKNOWNLY VIOLATED A PROVISION OF THIS SECTION. THE FACTORS  
UNDER PARAGRAPH (1) SHALL ONLY GO TO THE DEGREE OF THE  
PENALTY TO BE IMPOSED BY THE BOARD AND NOT TO A FINDING OF A  
VIOLATION ITSELF.

SECTION 10.1. TITLE 4 IS AMENDED BY ADDING SECTIONS TO READ:  
§ 1518.1. REPORT OF SUSPICIOUS TRANSACTIONS.

(A) DUTY.--THE HOLDER OF ANY SLOT MACHINE LICENSE OR A  
PERSON ACTING ON BEHALF OF THE LICENSEE SHALL FILE A REPORT OF  
ANY SUSPICIOUS TRANSACTION WITH THE BUREAU. THE FILING OF A  
REPORT UNDER 31 CFR 103.21 (RELATING TO REPORTS BY CASINOS OF  
SUSPICIOUS TRANSACTIONS) SHALL SATISFY THIS REQUIREMENT.

(B) FAILURE TO REPORT.--A PERSON REQUIRED UNDER THIS SECTION  
TO FILE A REPORT OF A SUSPICIOUS TRANSACTION WHO KNOWINGLY FAILS  
TO FILE A REPORT OF A SUSPICIOUS TRANSACTION OR WHO KNOWINGLY  
CAUSES ANOTHER PERSON HAVING THAT RESPONSIBILITY TO FAIL TO FILE  
A REPORT COMMITS A MISDEMEANOR OF THE THIRD DEGREE AND SHALL BE  
SUBJECT TO THE BOARD-IMPOSED ADMINISTRATIVE SANCTIONS UNDER  
SECTION 1518 (RELATING TO PROHIBITED ACTS; PENALTIES).

(C) BUREAU.--THE BUREAU SHALL MAINTAIN A RECORD OF ALL  
REPORTS MADE UNDER THIS SECTION FOR A PERIOD OF FIVE YEARS. THE  
BUREAU SHALL MAKE THE REPORTS AVAILABLE TO ANY FEDERAL OR STATE  
LAW ENFORCEMENT AGENCY UPON WRITTEN REQUEST AND WITHOUT  
NECESSITY OF SUBPOENA.

(D) NOTICE PROHIBITED.--A PERSON WHO IS REQUIRED TO FILE A  
REPORT OF A SUSPICIOUS TRANSACTION UNDER THIS SECTION MAY NOT  
NOTIFY ANY PERSON INVOLVED IN THE TRANSACTION THAT THE

TRANSACTION HAS BEEN REPORTED. ANY PERSON THAT VIOLATES THIS  
SUBSECTION COMMITS A MISDEMEANOR OF THE THIRD DEGREE.

(E) IMMUNITY.--A PERSON WHO IS REQUIRED TO FILE A REPORT OF  
A SUSPICIOUS TRANSACTION UNDER THIS SECTION WHO IN GOOD FAITH  
MAKES THE REPORT SHALL NOT BE LIABLE IN ANY CIVIL ACTION BROUGHT  
BY ANY PERSON FOR MAKING THE REPORT, REGARDLESS OF WHETHER THE  
TRANSACTION IS LATER DETERMINED TO BE SUSPICIOUS.

(F) REGULATIONS.--THE BOARD SHALL PROMULGATE REGULATIONS TO  
EFFECTUATE THE PURPOSES OF THIS SECTION.

§ 1518.2. ADDITIONAL AUTHORITY (RESERVED).

SECTION 11. SECTION 1521 OF TITLE 4 IS AMENDED BY ADDING A  
SUBSECTION TO READ:

§ 1521. LIQUOR LICENSES AT LICENSED FACILITIES.

\* \* \*

(B.1) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A PERSON  
HOLDING A SLOT MACHINE LICENSE WHO ALSO HOLDS A RESTAURANT  
LICENSE ISSUED BY THE PENNSYLVANIA LIQUOR CONTROL BOARD SHALL  
NOT BE SUBJECT TO THE PROVISIONS OF SECTION 471(C) OF THE LIQUOR  
CODE. IN ADDITION TO THE PENALTIES PROVIDED UNDER SECTION 471(A)  
AND (B) OF THE LIQUOR CODE, A SLOT MACHINE LICENSEE UNDER THIS  
SUBSECTION SHALL ALSO BE SUBJECT TO A FINE OF NOT LESS THAN \$250  
AND NOT MORE THAN \$25,000 FOR A VIOLATION OF THE LIQUOR CODE.  
THE PRIOR CITATION HISTORY OF THE SLOT MACHINE LICENSEE SHALL BE  
CONSIDERED IN DETERMINING THE AMOUNT OF THE FINE.

\* \* \*

SECTION 11.1. SECTION 1522 OF TITLE 4 IS AMENDED TO READ:  
§ 1522. INTERCEPTION OF ORAL COMMUNICATIONS.

THE INTERCEPTION AND RECORDING OF ORAL COMMUNICATIONS MADE IN  
A [COUNTING] COUNT ROOM OF A LICENSED FACILITY BY A LICENSEE  
SHALL NOT BE SUBJECT TO THE PROVISIONS OF 18 PA.C.S. CH. 57

(RELATING TO WIRETAPPING AND ELECTRONIC SURVEILLANCE). NOTICE  
THAT ORAL COMMUNICATIONS ARE BEING INTERCEPTED AND RECORDED  
SHALL BE POSTED CONSPICUOUSLY IN THE [COUNTING] COUNT ROOM.

SECTION 11.2. TITLE 4 IS AMENDED BY ADDING A SECTION TO  
READ:

§ 1523. ELECTRONIC FUNDS TRANSFER TERMINALS.

(A) PROHIBITION.--A SLOT MACHINE LICENSEE MAY NOT INSTALL,  
OWN OR OPERATE OR ALLOW ANOTHER PERSON TO INSTALL, OWN OR  
OPERATE ON THE PREMISES OF THE LICENSED FACILITY A SLOT MACHINE  
OR TABLE GAME THAT IS PLAYED WITH A DEVICE THAT ALLOWS A PLAYER  
TO OPERATE THE SLOT MACHINE OR TABLE GAME BY TRANSFERRING FUNDS  
ELECTRONICALLY FROM A CREDIT OR DEBIT CARD OR BY MEANS OF AN  
ELECTRONIC FUNDS TRANSFER TERMINAL.

(B) DEFINITIONS.--AS USED IN THIS SECTION, THE FOLLOWING  
WORDS AND PHRASES SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS  
SUBSECTION UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

"ELECTRONIC FUNDS TRANSFER TERMINAL." AN INFORMATION-  
PROCESSING DEVICE OR AN AUTOMATIC TELLER MACHINE USED FOR  
EXECUTING DEPOSIT ACCOUNT TRANSACTIONS BETWEEN FINANCIAL  
INSTITUTIONS AND THEIR ACCOUNT HOLDERS BY EITHER THE DIRECT  
TRANSMISSION OF ELECTRONIC IMPULSES OR THE RECORDING OF  
ELECTRONIC IMPULSES FOR DELAYED PROCESSING. THE FACT THAT A  
DEVICE IS USED FOR OTHER PURPOSES SHALL NOT PREVENT IT FROM  
BEING CONSIDERED AN ELECTRONIC FUNDS TRANSFER TERMINAL UNDER  
THIS DEFINITION.

SECTION 11.3. TITLE 4 IS AMENDED BY ADDING CHAPTERS TO READ:

CHAPTER 16

JUNKETS

SEC.

1601. GAMING JUNKETS AUTHORIZED.

1 1602. GAMING JUNKET ENTERPRISE LICENSE.

2 1603. OTHER LICENSES.

3 1604. GAMING JUNKET REPRESENTATIVES.

4 1605. JUNKET AGREEMENTS.

5 1606. CONDUCT OF GAMING JUNKET.

6 1607. VIOLATION OF TERMS.

7 1608. RECORDS.

8 1609. REPORT.

9 1610. GAMING JUNKET ARRANGEMENT.

10 1611. PROHIBITIONS.

11 § 1601. GAMING JUNKETS AUTHORIZED.

12 THE BOARD MAY AUTHORIZE THE ORGANIZATION AND CONDUCT OF  
13 GAMING JUNKETS SUBJECT TO THE PROVISIONS OF THIS CHAPTER. NO  
14 GAMING JUNKET SHALL BE ORGANIZED OR PERMITTED TO OPERATE IN THIS  
15 COMMONWEALTH AND NO PERSON SHALL ACT AS A GAMING JUNKET  
16 REPRESENTATIVE OR GAMING JUNKET ENTERPRISE EXCEPT IN ACCORDANCE  
17 WITH THIS CHAPTER.

18 § 1602. GAMING JUNKET ENTERPRISE LICENSE.

19 (A) GAMING JUNKET ENTERPRISE LICENSE REQUIRED.--ALL GAMING  
20 JUNKET ENTERPRISES SHALL OBTAIN A LICENSE FROM THE BOARD PRIOR  
21 TO ACTING AS A GAMING JUNKET ENTERPRISE IN THIS COMMONWEALTH.

22 (B) APPLICATION.--A GAMING JUNKET ENTERPRISE LICENSE  
23 APPLICATION SHALL BE IN A FORM PRESCRIBED BY THE BOARD AND SHALL  
24 INCLUDE THE FOLLOWING:

25 (1) THE NAME, ADDRESS AND PHOTOGRAPH OF THE APPLICANT  
26 AND ALL OWNERS, DIRECTORS, MANAGERS AND SUPERVISORY EMPLOYEES  
27 OF A GAMING JUNKET ENTERPRISE.

28 (2) THE DETAILS OF A GAMING JUNKET ENTERPRISE LICENSE OR  
29 SIMILAR LICENSE APPLIED FOR OR GRANTED OR DENIED TO THE  
30 APPLICANT BY ANOTHER JURISDICTION.

1       (3) CONSENT FOR THE BOARD TO CONDUCT A BACKGROUND  
2       INVESTIGATION, THE SCOPE OF WHICH SHALL BE DETERMINED BY THE  
3       BOARD.

4       (4) ALL RELEASES NECESSARY FOR THE BOARD TO ACQUIRE  
5       LICENSING DOCUMENTS AND OTHER INFORMATION NECESSARY TO  
6       CONDUCT A BACKGROUND INVESTIGATION OR OTHERWISE EVALUATE THE  
7       APPLICATION.

8       (5) A LIST OF ALL CIVIL JUDGMENTS OBTAINED AGAINST THE  
9       APPLICANT PERTAINING TO A GAMING JUNKET ENTERPRISE WITH WHICH  
10      THE APPLICANT HAS BEEN ASSOCIATED.

11      (6) A DESCRIPTION OF THE OPERATION AND ORGANIZATION OF  
12      THE GAMING JUNKET ENTERPRISE.

13      (7) ANY ADDITIONAL INFORMATION REQUIRED BY THE BOARD.

14      (C) ENFORCEMENT INFORMATION.--IF THE APPLICANT HAS HELD A  
15      GAMING JUNKET LICENSE OR OTHER GAMING LICENSE IN ANOTHER  
16      JURISDICTION, THE APPLICANT MAY SUBMIT A LETTER OF REFERENCE  
17      FROM THE GAMING ENFORCEMENT AGENCY IN THE OTHER JURISDICTION.  
18      THE LETTER SHALL SPECIFY THE EXPERIENCES OF THE AGENCY WITH THE  
19      APPLICANT, THE APPLICANT'S ASSOCIATES AND THE APPLICANT'S GAMING  
20      JUNKET ENTERPRISE OR GAMING ACTIVITY. IF NO LETTER IS RECEIVED  
21      WITHIN 30 DAYS OF THE APPLICANT'S REQUEST, THE APPLICANT MAY  
22      SUBMIT A STATEMENT UNDER OATH, SUBJECT TO THE PENALTY FOR FALSE  
23      SWEARING UNDER 18 PA.C.S. § 4903 (RELATING TO FALSE SWEARING),  
24      THAT THE APPLICANT IS IN GOOD STANDING WITH THE GAMING  
25      ENFORCEMENT AGENCY IN THE OTHER JURISDICTION.

26      (D) ISSUANCE.--FOLLOWING REVIEW OF THE APPLICATION AND  
27      COMPLETION OF THE BACKGROUND INVESTIGATION, THE BOARD MAY ISSUE  
28      A GAMING JUNKET ENTERPRISE LICENSE TO THE APPLICANT IF THE  
29      APPLICANT HAS PROVEN BY CLEAR AND CONVINCING EVIDENCE THAT THE  
30      APPLICANT IS A PERSON OF GOOD CHARACTER, HONESTY AND INTEGRITY



1 AND THAT THE APPLICANT'S ACTIVITIES, CRIMINAL RECORD,  
2 REPUTATION, HABITS AND ASSOCIATIONS DO NOT POSE A THREAT TO THE  
3 PUBLIC INTEREST OR THE LEGITIMATE CONDUCT OF GAMING IN THIS  
4 COMMONWEALTH.

5 (E) FAILURE TO COOPERATE.--FAILURE TO PROVIDE REQUIRED  
6 INFORMATION OR RELEASES UNDER THIS SECTION SHALL RESULT IN THE  
7 IMMEDIATE DENIAL OF A LICENSE OR PERMIT.

8 (F) NONTRANSFERABILITY.--A LICENSE ISSUED UNDER THIS SECTION  
9 SHALL BE NONTRANSFERABLE.

10 § 1603. OTHER LICENSES.

11 AN OWNER, DIRECTOR, MANAGER OR SUPERVISORY EMPLOYEE OF A  
12 GAMING JUNKET ENTERPRISE SHALL QUALIFY FOR AND OBTAIN A  
13 PRINCIPAL EMPLOYEE LICENSE UNDER SECTION 1311.1 (RELATING TO  
14 LICENSING OF PRINCIPALS) OR A KEY EMPLOYEE LICENSE IN ACCORDANCE  
15 WITH SECTION 1311.2 (RELATING TO LICENSING OF KEY EMPLOYEES) OR  
16 AS DEEMED APPROPRIATE BY THE BOARD.

17 § 1604. GAMING JUNKET REPRESENTATIVES.

18 (A) PERMIT.--EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (E),  
19 A GAMING JUNKET REPRESENTATIVE SHALL OBTAIN A GAMING JUNKET  
20 REPRESENTATIVE PERMIT FROM THE BOARD.

21 (B) APPLICATION.--IN ADDITION TO THE REQUIREMENTS OF SECTION  
22 1308 (RELATING TO APPLICATIONS FOR LICENSE OR PERMIT), THE  
23 APPLICATION FOR A GAMING JUNKET REPRESENTATIVE OCCUPATION PERMIT  
24 SHALL BE IN A FORM PRESCRIBED BY THE BOARD AND SHALL INCLUDE THE  
25 FOLLOWING:

26 (1) VERIFICATION OF EMPLOYMENT STATUS AS A GAMING JUNKET  
27 REPRESENTATIVE BY A LICENSED GAMING JUNKET ENTERPRISE.

28 (2) A DESCRIPTION OF EMPLOYMENT RESPONSIBILITIES.

29 (3) A CONSENT FORM TO ALLOW THE BOARD TO CONDUCT A  
30 BACKGROUND INVESTIGATION, THE SCOPE OF WHICH SHALL BE

1 DETERMINED BY THE BOARD.

2 (4) A RELEASE FOR THE BOARD TO ACQUIRE COPIES OF  
3 INFORMATION FROM GOVERNMENT AGENCIES, EMPLOYERS AND OTHERS AS  
4 REQUIRED TO COMPLETE THE INVESTIGATION.

5 (5) FINGERPRINTS WHICH SHALL BE SUBMITTED TO THE  
6 PENNSYLVANIA STATE POLICE.

7 (6) A PHOTOGRAPH THAT MEETS THE STANDARDS OF THE  
8 COMMONWEALTH PHOTO IMAGING NETWORK.

9 (7) DETAILS RELATING TO A SIMILAR LICENSE, PERMIT OR  
10 OTHER AUTHORIZATION OBTAINED IN ANOTHER JURISDICTION.

11 (8) ANY ADDITIONAL INFORMATION REQUIRED BY THE BOARD.

12 (C) ISSUANCE.--FOLLOWING REVIEW OF THE APPLICATION AND  
13 COMPLETION OF THE BACKGROUND INVESTIGATION, THE BOARD MAY ISSUE  
14 A PERMIT IF THE APPLICANT HAS PROVEN BY CLEAR AND CONVINCING  
15 EVIDENCE THAT THE APPLICANT IS A PERSON OF GOOD CHARACTER,  
16 HONESTY AND INTEGRITY AND IS ELIGIBLE AND SUITABLE TO RECEIVE A  
17 PERMIT.

18 (D) NONTRANSFERABILITY.--A PERMIT ISSUED UNDER THIS SECTION  
19 SHALL BE NONTRANSFERABLE.

20 (E) HOLDER OF PERMIT.--NOTHING IN THIS SECTION SHALL BE  
21 CONSTRUED TO PROHIBIT A GAMING JUNKET REPRESENTATIVE WHO HOLDS A  
22 VALID OCCUPATION PERMIT UNDER SECTION 1318 (RELATING TO  
23 OCCUPATION PERMIT APPLICATION) TO AND WHO IS EMPLOYED BY A SLOT  
24 MACHINE LICENSEE OR AN APPLICANT FOR A SLOT MACHINE LICENSE FROM  
25 ACTING AS A JUNKET REPRESENTATIVE. A GAMING JUNKET  
26 REPRESENTATIVE NEED NOT BE A RESIDENT OF THIS COMMONWEALTH.

27 § 1605. JUNKET AGREEMENTS.

28 AGREEMENTS ENTERED INTO BETWEEN A SLOT MACHINE LICENSEE AND A  
29 GAMING JUNKET ENTERPRISE OR A GAMING JUNKET REPRESENTATIVE SHALL  
30 INCLUDE A PROVISION FOR THE TERMINATION OF THE AGREEMENT WITHOUT

1 LIABILITY ON THE PART OF THE SLOT MACHINE LICENSEE IF:

2 (1) THE BOARD ORDERS THE SUSPENSION OR REVOCATION OF THE  
3 LICENSE OF A GAMING JUNKET REPRESENTATIVE LICENSE OR PERMIT  
4 OF A GAMING JUNKET REPRESENTATIVE.

5 (2) THE BOARD FINDS THAT THE AGREEMENT IS NOT APPROVED  
6 OR THAT IT IS TERMINATED.

7 (3) FAILURE TO EXPRESSLY INCLUDE THE TERMINATION  
8 PROVISION REQUIRED UNDER THIS SECTION IN THE AGREEMENT SHALL  
9 NOT CONSTITUTE A DEFENSE IN AN ACTION BROUGHT RELATING TO THE  
10 TERMINATION OF THE AGREEMENT.

11 § 1606. CONDUCT OF GAMING JUNKET.

12 A SLOT MACHINE LICENSEE SHALL BE RESPONSIBLE FOR THE CONDUCT  
13 OF A GAMING JUNKET REPRESENTATIVE OR GAMING JUNKET ENTERPRISE  
14 WITH WHICH THE SLOT MACHINE LICENSEE HAS AN AGREEMENT AND FOR  
15 THE TERMS AND CONDITIONS OF A GAMING JUNKET ON ITS PREMISES.

16 § 1607. VIOLATION OF TERMS.

17 NOTWITHSTANDING ANY OTHER PROVISION OF THIS PART, IF THE  
18 BOARD DETERMINES THAT THE TERMS OF AN AGREEMENT TO CONDUCT A  
19 GAMING JUNKET WERE VIOLATED BY A SLOT MACHINE LICENSEE, GAMING  
20 JUNKET ENTERPRISE OR GAMING JUNKET REPRESENTATIVE, THE BOARD MAY  
21 DO THE FOLLOWING:

22 (1) ORDER RESTITUTION TO PARTICIPANTS IN A GAMING  
23 JUNKET.

24 (2) ASSESS CIVIL PENALTIES ON THE SLOT MACHINE LICENSEE  
25 OR THE GAMING JUNKET ENTERPRISE FOR A VIOLATION OR DEVIATION  
26 FROM THE TERMS OF THE JUNKET AGREEMENT.

27 § 1608. RECORDS.

28 THE BOARD SHALL PRESCRIBE PROCEDURES AND FORMS TO RETAIN  
29 RECORDS RELATING TO THE CONDUCT OF A GAMING JUNKET BY A SLOT  
30 MACHINE LICENSEE. A SLOT MACHINE LICENSEE SHALL:

1           (1) MAINTAIN A REPORT DESCRIBING THE OPERATION OF A  
2           GAMING JUNKET CONDUCTED AT THE LICENSED FACILITY.

3           (2) SUBMIT TO THE BOARD AND THE BUREAU A LIST OF ALL ITS  
4           EMPLOYEES WHO ACT AS GAMING JUNKET REPRESENTATIVES ON A FULL-  
5           TIME, PART-TIME OR TEMPORARY BASIS.

6           (3) MAINTAIN RECORDS OF ALL AGREEMENTS ENTERED INTO WITH  
7           A GAMING JUNKET ENTERPRISE OR GAMING JUNKET REPRESENTATIVE  
8           FOR A MINIMUM OF FIVE YEARS.

9           (4) PROVIDE ANY OTHER INFORMATION RELATING TO A GAMING  
10          JUNKET REQUIRED BY THE BOARD OR BUREAU.

11   § 1609. REPORT.

12          A SLOT MACHINE LICENSEE, GAMING JUNKET REPRESENTATIVE OR  
13          GAMING JUNKET ENTERPRISE SHALL FILE A REPORT WITH THE BUREAU TO  
14          INCLUDE A LIST OF GAMING JUNKET PATRONS OR POTENTIAL GAMING  
15          JUNKET PATRONS PURCHASED BY THE SLOT MACHINE LICENSEE, GAMING  
16          JUNKET REPRESENTATIVE OR GAMING JUNKET ENTERPRISE. THE REPORT  
17          SHALL INCLUDE THE SOURCE OF THE LIST AND ZIP CODES OF PATRONS OR  
18          POTENTIAL PATRONS ON A LIST PURCHASED DIRECTLY OR INDIRECTLY BY  
19          A SLOT MACHINE LICENSEE, GAMING JUNKET REPRESENTATIVE OR GAMING  
20          JUNKET ENTERPRISE. NOTHING IN THIS SECTION SHALL REQUIRE THE  
21          REPORTING OR MAINTENANCE OF PERSONAL IDENTIFICATION INFORMATION  
22          PERTAINING TO PATRON OR POTENTIAL PATRONS.

23   § 1610. GAMING JUNKET ARRANGEMENT.

24          UPON PETITION BY A SLOT MACHINE LICENSEE, THE BOARD MAY GRANT  
25          AN EXEMPTION FROM THE REQUIREMENTS OF THIS CHAPTER TO A GAMING  
26          JUNKET REPRESENTATIVE. THE BOARD SHALL CONSULT WITH THE BUREAU  
27          PRIOR TO GRANTING AN EXEMPTION UNDER THIS SECTION AND SHALL  
28          CONSIDER THE FOLLOWING:

29               (1) THE TERMS OF THE GAMING JUNKET ARRANGEMENT.

30               (2) THE NUMBER AND SCOPE OF GAMING JUNKETS.

1       (3) WHETHER THE EXEMPTION IS CONSISTENT WITH THE  
2       POLICIES AND PURPOSES OF THIS PART.

3       (4) ANY OTHER FACTOR DEEMED NECESSARY BY THE BUREAU OR  
4       BOARD.

5       THE BOARD MAY CONDITION, LIMIT OR RESTRICT THE EXEMPTION.

6       § 1611. PROHIBITIONS.

7       A GAMING JUNKET ENTERPRISE OR GAMING JUNKET REPRESENTATIVE  
8       SHALL NOT DO ANY OF THE FOLLOWING:

9           (1) ENGAGE IN EFFORTS TO COLLECT ON CHECKS THAT HAVE  
10          BEEN RETURNED BY A BANK OR OTHER FINANCIAL INSTITUTION  
11          WITHOUT PAYMENT.

12          (2) EXERCISE APPROVAL AUTHORITY OVER THE AUTHORIZATION  
13          OR ISSUANCE OF CREDIT UNDER SECTION 1326A (RELATING TO  
14          WAGERING POLICIES).

15          (3) RECEIVE OR RETAIN A FEE FROM A PATRON FOR THE  
16          PRIVILEGE OF PARTICIPATING IN A GAMING JUNKET.

17          (4) PAY FOR ANY SERVICE, INCLUDING TRANSPORTATION, OR  
18          OTHER THING OF VALUE PROVIDED TO A PATRON PARTICIPATING IN A  
19          GAMING JUNKET EXCEPT AS AUTHORIZED BY THIS PART.

20                               CHAPTER 17

21                               GAMING SCHOOLS

22       SEC.

23       1701. CURRICULUM.

24       1702. GAMING SCHOOL GAMING EQUIPMENT.

25       § 1701. CURRICULUM.

26       THE DEPARTMENT OF EDUCATION, IN CONSULTATION WITH THE BOARD,  
27       SHALL DEVELOP CURRICULUM GUIDELINES, INCLUDING MINIMUM  
28       PROFICIENCY REQUIREMENTS ESTABLISHED BY THE BOARD, FOR GAMING  
29       SCHOOL INSTRUCTION. THE GUIDELINES SHALL, AT A MINIMUM,  
30       ESTABLISH COURSES OF INSTRUCTION THAT WILL PROVIDE INDIVIDUALS

1 WITH ADEQUATE TRAINING NECESSARY TO OBTAIN EMPLOYMENT AS A  
2 GAMING EMPLOYEE WITH A LICENSED GAMING ENTITY.

3 § 1702. GAMING SCHOOL GAMING EQUIPMENT.

4 (A) USE OF GAMING EQUIPMENT.--ALL GAMING EQUIPMENT UTILIZED  
5 BY A GAMING SCHOOL, INCLUDING TABLE GAMES DEVICES AND ALL  
6 REPRESENTATIONS OF VALUE, SHALL BE USED FOR TRAINING,  
7 INSTRUCTIONAL AND PRACTICE PURPOSES ONLY. THE USE OF ANY SUCH  
8 GAMING EQUIPMENT FOR ACTUAL GAMING BY ANY PERSON IS PROHIBITED.

9 (B) CHIPS.--UNLESS THE BOARD OTHERWISE DETERMINES, ALL  
10 GAMING CHIPS AND OTHER REPRESENTATIONS OF VALUE UTILIZED BY A  
11 GAMING SCHOOL SHALL BE DISTINCTLY DISSIMILAR TO ANY GAMING CHIPS  
12 AND REPRESENTATIONS OF VALUE UTILIZED BY A SLOT MACHINE  
13 LICENSEE.

14 (C) POSSESSION, REMOVAL AND TRANSPORT OF EQUIPMENT.--NO  
15 GAMING SCHOOL SHALL POSSESS, REMOVE OR TRANSPORT, OR CAUSE TO BE  
16 REMOVED OR TRANSPORTED, ANY SLOT MACHINE, TABLE GAMES DEVICE OR  
17 ASSOCIATED EQUIPMENT EXCEPT IN ACCORDANCE WITH THIS PART.

18 (D) SERIAL NUMBERS.--EACH SLOT MACHINE, TABLE GAMES DEVICE  
19 AND ASSOCIATED EQUIPMENT ON THE PREMISES OF A GAMING SCHOOL  
20 SHALL HAVE PERMANENTLY AFFIXED ON IT A SERIAL NUMBER WHICH,  
21 TOGETHER WITH THE LOCATION OF THE MACHINE OR TABLE GAMES DEVICE,  
22 SHALL BE FILED WITH THE BOARD.

23 (E) SECURITY.--EACH GAMING SCHOOL SHALL PROVIDE ADEQUATE  
24 SECURITY FOR THE SLOT MACHINES, TABLE GAMES, TABLE GAMES DEVICES  
25 AND ASSOCIATED EQUIPMENT ON THE GAMING SCHOOL PREMISES.

26 (F) NOTICE TO BOARD AND BUREAU.--NO GAMING SCHOOL SHALL SELL  
27 OR TRANSFER ANY SLOT MACHINE, TABLE GAME, TABLE GAMES DEVICE OR  
28 ASSOCIATED EQUIPMENT EXCEPT UPON PRIOR WRITTEN NOTICE TO THE  
29 BOARD AND THE BUREAU AND THE REMOVAL OF ALL SERIAL NUMBERS  
30 REQUIRED BY THIS SECTION.

1                                    CHAPTER 17A

2                                    FIRST CLASS CITY CASINO

3                                    COMMUNITY IMPROVEMENT DISTRICT

4   SEC.

5   1701A. LEGISLATIVE FINDINGS.

6   1702A. DEFINITIONS

7   1703A. CASINO COMMUNITY IMPROVEMENT DISTRICT.

8   1704A. CASINO COMMUNITY IMPROVEMENT BOARD.

9   1705A. POWERS OF BOARD.

10   1706A. APPLICABILITY OF OTHER STATUTES.

11   1707A. ANNUAL AUDIT AND REPORT.

12   § 1701A. LEGISLATIVE FINDINGS.

13        THE GENERAL ASSEMBLY FINDS THAT:

14                (1) UNDER THIS PART, THE PENNSYLVANIA GAMING CONTROL  
15                BOARD IS STATUTORILY MANDATED TO AWARD TWO CATEGORY 2 SLOT  
16                MACHINE LICENSES TO FACILITIES LOCATED WITHIN A CITY OF THE  
17                FIRST CLASS.

18                (2) DUE TO THE GEOGRAPHIC NATURE OF CITIES OF THE FIRST  
19                CLASS, INCLUDING POPULATION DENSITY, TRAFFIC PATTERNS AND THE  
20                LOCATION OF RESIDENTIAL NEIGHBORHOODS AND BUSINESS CORRIDORS,  
21                CITIES OF THE FIRST CLASS FACE UNIQUE CIRCUMSTANCES RELATING  
22                TO CASINO SITING.

23                (3) BASED ON THESE UNIQUE CIRCUMSTANCES, A CITY OF THE  
24                FIRST CLASS WILL BENEFIT FROM THE CREATION OF TWO CASINO  
25                COMMUNITY IMPROVEMENT DISTRICTS, GOVERNED BY A CASINO  
26                COMMUNITY IMPROVEMENT BOARD, WITHIN ITS BOUNDARIES.

27                (4) CREATING TWO CASINO COMMUNITY IMPROVEMENT DISTRICTS  
28                IN A CITY OF THE FIRST CLASS WILL PROVIDE THE CITY WITH AN  
29                OPPORTUNITY TO MITIGATE THE IMPACT HOSTING A LICENSED  
30                FACILITY HAS ON THE CITY'S CITIZENS, BUSINESSES AND

1 NEIGHBORHOODS AND WILL ASSIST THE CITY IN PROMOTING ECONOMIC  
2 GROWTH, DEVELOPMENT AND EMPLOYMENT.

3 (5) IN ADDITION, AUTHORIZING EACH CASINO COMMUNITY  
4 IMPROVEMENT BOARD TO ALLOCATE THE LOCAL SHARE ASSESSMENT  
5 RECEIVED UNDER SECTION 1363A (RELATING TO LOCAL SHARE  
6 ASSESSMENT) WILL FURTHER THE GOALS SET FORTH UNDER THIS PART.

7 § 1702A. DEFINITIONS.

8 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER  
9 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE  
10 CONTEXT CLEARLY INDICATES OTHERWISE:

11 "CAPITAL PROJECT." THE ACQUISITION, DEVELOPMENT,  
12 CONSTRUCTION, IMPROVEMENT, REHABILITATION, OPERATION AND  
13 MAINTENANCE OF ANY BUILDING, FACILITY, EQUIPMENT OR STRUCTURE BY  
14 PURCHASE, LEASE OR CONTRACT BY A BOARD. THE TERM INCLUDES THE  
15 ACQUISITION, REHABILITATION OR DEMOLITION OF BLIGHTED BUILDINGS  
16 OR COMPARABLE STRUCTURES.

17 "CASINO." A LICENSED FACILITY AS DEFINED IN SECTION 1103  
18 (RELATING TO DEFINITIONS).

19 "CASINO COMMUNITY IMPROVEMENT BOARD" OR "BOARD." A CASINO  
20 COMMUNITY IMPROVEMENT BOARD ESTABLISHED UNDER SECTION 1704A  
21 (RELATING TO CASINO COMMUNITY IMPROVEMENT BOARD).

22 "CASINO COMMUNITY IMPROVEMENT DISTRICT" OR "DISTRICT." A  
23 LIMITED GEOGRAPHIC AREA WITHIN A CITY OF THE FIRST CLASS IN  
24 WHICH THE CASINO COMMUNITY IMPROVEMENT BOARD WILL USE FUNDS  
25 RECEIVED UNDER SECTION 1363A (RELATING TO LOCAL SHARE  
26 ASSESSMENT) TO PROMOTE THE ECONOMIC AND GENERAL WELFARE OF THE  
27 CITY BY MITIGATING THE IMPACT HOSTING A CASINO HAS ON THE  
28 CITIZENS AND NEIGHBORHOODS OF THE CITY. THE AREA MAY NOT INCLUDE  
29 THE SITE OF ANY CASINO BUT MAY INCLUDE ANY AREA ADJACENT TO OR  
30 SURROUNDING THE SITE OF A CASINO.



1 "COMMERCIAL." RELATING TO OR ASSOCIATED WITH ANY FOR-PROFIT  
2 ACTIVITY INVOLVING TRADE, TRAFFIC OR COMMERCE IN GENERAL.

3 "DISTRICT IMPROVEMENT." IMPROVEMENTS NEEDED IN SPECIFIC  
4 AREAS OF THE DISTRICT OR TO INDIVIDUAL PROPERTIES LOCATED IN THE  
5 DISTRICT. IMPROVEMENTS SHALL INCLUDE:

6 (1) CAPITAL PROJECTS.

7 (2) TRADITIONAL STREETScape AND BUILDING RENOVATIONS.

8 (3) CONSTRUCTION OR RENOVATION OF RETAINING WALLS.

9 (4) STREET PAVING.

10 (5) INSTALLATION OR REPAIR OF STREET LIGHTING.

11 (6) CREATION, MAINTENANCE OR REPAIR OF PARKING LOTS AND  
12 PARKING GARAGES.

13 (7) PLANTING AND MAINTAINING TREES AND SHRUBBERY.

14 (8) CREATION AND MAINTENANCE OF PEDESTRIAN WALKS.

15 (9) INSTALLATION, MAINTENANCE AND REPAIR OF SEWERS AND  
16 WATER LINES.

17 "DISTRICT PLAN" OR "PLAN." THE STRATEGIC PLAN FOR COMMUNITY  
18 IMPROVEMENTS REQUIRED UNDER SECTION 1705A (RELATING TO POWERS OF  
19 BOARD) AND ALL PROJECTS, PROGRAMS AND SUPPLEMENTAL SERVICES TO  
20 BE PROVIDED WITHIN THE DISTRICT BY THE BOARD.

21 "DISTRICT PROGRAMS AND SERVICES." THE TERM INCLUDES PROGRAMS  
22 AND SERVICES WHICH IMPROVE THE ABILITY OF THE COMMERCIAL  
23 ESTABLISHMENTS WITHIN THE DISTRICT TO SERVE THE CONSUMER OR  
24 WHICH IMPROVE THE ABILITY OF PROPERTY OWNERS TO ENJOY A SAFER  
25 AND MORE ATTRACTIVE COMMUNITY. ADDITIONAL SERVICES PROVIDED BY  
26 THE BOARD SHALL SUPPLEMENT, NOT REPLACE, EXISTING CITY SERVICES  
27 PROVIDED WITHIN THE DISTRICT.

28 "LIMITED GEOGRAPHIC AREA." AN AREA WITHIN A 1.5-MILE RADIUS  
29 OF A CASINO AS MEASURED FROM THE BOUNDARIES OF THE PARCEL OF  
30 LAND ON WHICH A CASINO IS LOCATED.

1 "PRIVATE SECURITY OFFICER." A PERSON OR FIRM THAT CONTRACTS  
2 WITH THE BOARD FOR THE PURPOSE OF PROVIDING INCREASED SECURITY  
3 OR PROTECTIVE PATROL SERVICES WITHIN THE DISTRICT. THE TERM MAY  
4 INCLUDE OFF-DUTY POLICE OFFICERS IF THE USE OF OFF-DUTY POLICE  
5 OFFICERS EMPLOYED BY THE CITY IS APPROVED BY THE GOVERNING BODY.

6 "SERVICE AREA." THE AREA WITHIN THE BOUNDARIES OF THE  
7 DISTRICT IN WHICH THE BOARD PROVIDES PROGRAMS, SERVICES AND  
8 IMPROVEMENTS. THE TERM MAY ALSO INCLUDE AN AREA OUTSIDE THE  
9 DISTRICT WHERE SERVICES ARE BEING PROVIDED BY THE BOARD UNDER  
10 CONTRACT.

11 "SOFT COSTS." THE TERM INCLUDES ARCHITECTURAL FEES,  
12 ENGINEERING FEES, ATTORNEY FEES, CONSULTING FEES, PROFESSIONAL  
13 FEES, PRELIMINARY PLANNING EXPENDITURES, FEASIBILITY STUDY  
14 EXPENDITURES, FINANCING COSTS AND ANY OTHER EXPENDITURES  
15 NECESSARY AND INCIDENTAL TO THE DEVELOPMENT, CONSTRUCTION OR  
16 COMPLETION OF THE IMPROVEMENT.

17 § 1703A. CASINO COMMUNITY IMPROVEMENT DISTRICT.

18 (A) ESTABLISHMENT.--THERE IS ESTABLISHED TWO CASINO  
19 COMMUNITY IMPROVEMENT DISTRICTS WITHIN A CITY OF THE FIRST  
20 CLASS.

21 (B) GOVERNANCE.--EACH DISTRICT SHALL BE GOVERNED BY A CASINO  
22 NEIGHBORHOOD IMPROVEMENT BOARD.

23 SECTION 1704A. CASINO COMMUNITY IMPROVEMENT BOARD.

24 (A) POWERS.--EACH BOARD SHALL HAVE THE AUTHORITY TO EXERCISE  
25 ALL POWERS AUTHORIZED UNDER SECTION 1705A (RELATING TO POWERS OF  
26 BOARD).

27 (B) DUTIES.--EACH BOARD SHALL ADMINISTER DISTRICT  
28 IMPROVEMENTS, PROGRAMS AND SERVICES AS SET FORTH IN THE DISTRICT  
29 PLAN REQUIRED UNDER SECTION 1705A.

30 (C) GOVERNANCE.--

1       (1) EACH BOARD SHALL CONSIST OF FIVE VOTING MEMBERS FROM  
2       HOUSEHOLDS FROM WITHIN THE DISTRICT. THE GOVERNING BODY OF  
3       THE CITY OF THE FIRST CLASS SHALL ESTABLISH PROCEDURES  
4       GOVERNING THE INITIAL ELECTION AND SHALL OVERSEE THE CONDUCT  
5       OF THE INITIAL ELECTION OF THE BOARD INCLUDING DEFINING  
6       GEOGRAPHIC AREAS WITHIN THE DISTRICT FROM WHICH BOARD MEMBERS  
7       MAY BE ELECTED.

8       (2) THE FOLLOWING INDIVIDUALS, OR THEIR DESIGNEES, SHALL  
9       SERVE ON THE BOARD AS NONVOTING EX OFFICIO MEMBERS:

10       (I) THE STATE SENATOR REPRESENTING THE SENATORIAL  
11       DISTRICT IN WHICH THE CASINO IS LOCATED.

12       (II) THE STATE REPRESENTATIVE REPRESENTING THE  
13       LEGISLATIVE DISTRICT IN WHICH THE CASINO IS LOCATED.

14       (III) A MEMBER OF THE CITY COUNCIL OF A CITY OF THE  
15       FIRST CLASS.

16       (IV) A REPRESENTATIVE OF THE CASINO LOCATED WITHIN  
17       THE DISTRICT.

18       (V) THE MAYOR OF A CITY OF THE FIRST CLASS.

19       (3) MEMBERS ELECTED UNDER PARAGRAPH (1) SHALL SERVE A  
20       TERM OF TWO YEARS AND SHALL SERVE NO MORE THAN THREE FULL  
21       TERMS. APPOINTMENTS TO FILL A VACANCY SHALL BE MADE BY  
22       MAJORITY VOTE OF THE EX OFFICIO MEMBERS AND SHALL BE FOR THE  
23       REMAINDER OF THE TERM. NO STATE OR LOCAL ELECTED OFFICIAL OR  
24       CANDIDATE FOR ELECTIVE OFFICE MAY BE A CANDIDATE FOR  
25       MEMBERSHIP ON THE BOARD OR SERVE AS A VOTING MEMBER OF THE  
26       BOARD.

27       (4) ANY OFFICIAL VOTING ACTION OF THE BOARD SHALL  
28       REQUIRE A MAJORITY VOTE OF ALL MEMBERS OF THE BOARD.

29       § 1705A. POWERS OF BOARD.

30       (A) GENERAL POWERS.--EACH BOARD SHALL HAVE THE POWER TO:

1       (1) PREPARE PLANNING OR FEASIBILITY STUDIES OR CONTRACT  
2 FOR THE PREPARATION OF THE SAME TO DETERMINE NEEDED DISTRICT  
3 IMPROVEMENTS, PROGRAMS AND SERVICES.

4       (2) EMPLOY AN EXECUTIVE DIRECTOR OR ADMINISTRATOR AND  
5 ANY NECESSARY SUPPORTING STAFF OR CONTRACT FOR THE PROVISION  
6 OF SAME.

7       (3) MAKE DISTRICT IMPROVEMENTS OR PROVIDE DISTRICT  
8 PROGRAMS AND SERVICES.

9       (4) CONTRACT WITH EXISTING BUSINESSES WITHIN THE  
10 DISTRICT.

11       (5) CONTRACT FOR THE PROVISION OF PRODUCTS OR SERVICES  
12 BY THE BOARD TO CLIENTS LOCATED INSIDE AND OUTSIDE THE  
13 DISTRICT.

14       (6) APPROPRIATE AND EXPEND DISTRICT FUNDS, INCLUDING  
15 FUNDS RECEIVED UNDER SECTION 1363A (RELATING TO LOCAL SHARE  
16 ASSESSMENT) AND ANY FEDERAL, STATE OR MUNICIPAL FUNDS  
17 RECEIVED BY THE BOARD. THE FUNDS SHALL BE EXPENDED:

18           (I) TO ACQUIRE BY PURCHASE OR LEASE REAL OR PERSONAL  
19 PROPERTY TO EFFECTUATE THE PURPOSES OF THIS CHAPTER,  
20 INCLUDING MAKING DISTRICT IMPROVEMENTS.

21           (II) TO FUND DISTRICT PROGRAMS AND SERVICES.

22       (7) SOLICIT AND ACCEPT IN-KIND SERVICES OR FINANCIAL  
23 CONTRIBUTIONS FROM TAX-EXEMPT PROPERTY OWNERS.

24       (8) CONTRACT WITH OFF-DUTY POLICE OFFICERS OR PRIVATE  
25 SECURITY OFFICERS TO PATROL THE DISTRICT AND TO SUPPORT  
26 EXISTING CITY AND VOLUNTEER EFFORTS AIMED AT REDUCING CRIME  
27 AND IMPROVING SECURITY IN THE DISTRICT.

28       (9) ESTABLISH THE PROCEDURES GOVERNING THE CONDUCT OF  
29 BOARD ELECTIONS.

30       (B) DISTRICT PLAN.--ANNUALLY EACH BOARD SHALL PREPARE AND

1 ADOPT A DISTRICT PLAN FOR THE DISTRICT WHICH SHALL IDENTIFY IN  
2 DETAIL THE SPECIFIC DUTIES AND RESPONSIBILITIES OF THE BOARD AND  
3 WHICH SHALL INCLUDE THE FOLLOWING:

4 (1) A MAP INDICATING THE BOUNDARIES, BY STREET, OF THE  
5 DISTRICT.

6 (2) THE NAME OF THE PROPOSED DISTRICT.

7 (3) A DETAILED DESCRIPTION OF THE SERVICE AREAS OF THE  
8 PROPOSED DISTRICT.

9 (4) A LIST OF PROPOSED PROGRAMS, SERVICES AND  
10 IMPROVEMENTS TO BE COMPLETED WITHIN THE DISTRICT AND THE  
11 ESTIMATED COST OF EACH.

12 (5) A PROPOSED ITEMIZED BUDGET FOR THE FIRST FISCAL  
13 YEAR, INCLUDING EXPENDITURES FOR THE FOLLOWING:

14 (I) PERSONNEL AND ADMINISTRATION.

15 (II) DISTRICT PROGRAMS AND SERVICES.

16 (III) DISTRICT IMPROVEMENTS.

17 (IV) SOFT COSTS.

18 (6) THE REVENUE ESTIMATED TO BE RECEIVED UNDER SECTION  
19 1363A AND ANY OTHER PROPOSED REVENUE SOURCES FOR FINANCING  
20 ALL PROPOSED IMPROVEMENTS, PROGRAMS AND SERVICES.

21 (7) THE ESTIMATED TIME FOR IMPLEMENTATION AND COMPLETION  
22 OF ALL PROPOSED IMPROVEMENTS, PROGRAMS AND SERVICES.

23 (C) PUBLIC INPUT PROCESS.--PRIOR TO ADOPTING A DISTRICT PLAN  
24 UNDER SUBSECTION (B) THE BOARD SHALL:

25 (1) SUBMIT A PRELIMINARY PLAN CONTAINING THE INFORMATION  
26 REQUIRED UNDER SUBSECTION (B) TO ALL PROPERTY OWNERS AND  
27 LESSEES OF PROPERTY LOCATED IN THE PROPOSED DISTRICT AT LEAST  
28 30 DAYS PRIOR TO THE FIRST PUBLIC HEARING REQUIRED UNDER THIS  
29 SECTION.

30 (2) HOLD AT LEAST ONE PUBLIC HEARING ON THE PRELIMINARY

1 PLAN FOR THE PURPOSE OF RECEIVING PUBLIC COMMENT FROM  
2 AFFECTED PROPERTY OWNERS, LESSEES AND RESIDENTS OF THE  
3 PROPOSED DISTRICT. THE BOARD SHALL NOTIFY ALL PROPERTY OWNERS  
4 AND LESSEES OF PROPERTY LOCATED IN THE PROPOSED DISTRICT OF  
5 THE DATE, LOCATION AND TIME OF THE PUBLIC HEARING AND SHALL  
6 ADVERTISE NOTICE OF THE PUBLIC HEARING AT LEAST TEN DAYS  
7 PRIOR THERETO IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN  
8 THE CITY.

9 (3) PROVIDE A MINIMUM 30-DAY PUBLIC COMMENT PERIOD AFTER  
10 THE COMPLETION OF THE LAST PUBLIC HEARING CONDUCTED UNDER  
11 PARAGRAPH (2) DURING WHICH TIME AFFECTED PROPERTY OWNERS OR  
12 LESSEES MAY SUBMIT COMMENTS OR RECOMMENDATIONS REGARDING THE  
13 PRELIMINARY PLAN. COMMENTS AND RECOMMENDATIONS SHALL BE MADE  
14 IN WRITING, SIGNED BY THE PROPERTY OWNER AND FILED WITH THE  
15 BOARD.

16 (D) LIMITATION ON POWERS.--AT NO TIME SHALL ANY BOARD OR  
17 DISTRICT HAVE THE POWER TO LEVY ANY TAX OR ASSESSMENT.

18 § 1706A. APPLICABILITY OF OTHER STATUTES.

19 (A) GENERAL RULE.--THE FOLLOWING ACTS SHALL APPLY TO THE  
20 BOARD:

21 (1) THE ACT OF FEBRUARY 14, 2008 (P.L.6, NO.3), KNOWN AS  
22 THE RIGHT-TO-KNOW LAW.

23 (2) THE ACT OF JULY 19, 1957 (P.L.1017, NO.451), KNOWN  
24 AS THE STATE ADVERSE INTEREST ACT.

25 (3) THE PROVISIONS OF 65 PA.C.S. CHS. 7 (RELATING TO  
26 OPEN MEETINGS) AND 11 (RELATING TO ETHICS STANDARDS AND  
27 FINANCIAL DISCLOSURE).

28 (B) (RESERVED).

29 § 1707A. ANNUAL AUDIT AND REPORT.

30 THE BOARD SHALL ANNUALLY DO ALL OF THE FOLLOWING:

1       (1) SUBMIT AN AUDIT OF ALL INCOME AND EXPENDITURES TO  
2       THE PENNSYLVANIA GAMING CONTROL BOARD, THE DEPARTMENT OF  
3       COMMUNITY AND ECONOMIC DEVELOPMENT AND THE GOVERNING BODY  
4       WITHIN 120 DAYS AFTER THE END OF EACH FISCAL YEAR.

5       (2) SUBMIT A REPORT, INCLUDING FINANCIAL AND  
6       PROGRAMMATIC INFORMATION AND A SUMMARY OF AUDIT FINDINGS, TO  
7       THE PENNSYLVANIA GAMING CONTROL BOARD, THE DEPARTMENT OF  
8       COMMUNITY AND ECONOMIC DEVELOPMENT AND THE GOVERNING BODY  
9       WITHIN 120 DAYS AFTER THE END OF EACH FISCAL YEAR.

10      SECTION 12. NO LATER THAN 90 DAYS AFTER THE EFFECTIVE DATE  
11      OF THIS SECTION, ALL AMOUNTS TRANSFERRED TO THE PENNSYLVANIA  
12      GAMING CONTROL BOARD UNDER 4 PA.C.S. § 1408(C) FOR FISCAL YEARS  
13      2006-2007, 2007-2008 AND 2008-2009 REMAINING UNCOMMITTED OR  
14      UNEXPENDED ON THE EFFECTIVE DATE OF THIS ACT SHALL BE  
15      TRANSFERRED TO THE GENERAL FUND.

16      SECTION 13. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.