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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 700 Session of  
2015

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INTRODUCED BY WARD, STEFANO, RAFFERTY, SCARNATI, BARTOLOTTA,  
TOMLINSON, ARGALL, ALLOWAY, MCGARRIGLE, WHITE AND MENSCH,  
MAY 14, 2015

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REFERRED TO COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT,  
MAY 14, 2015

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AN ACT

1 Amending Title 4 (Amusements) of the Pennsylvania Consolidated  
2 Statutes, in general provisions relating to gaming, further  
3 providing for legislative intent; in Pennsylvania Gaming  
4 Control Board, further providing for slot machine license  
5 fee; in licensees, further providing for supplier licenses,  
6 for manufacturer licenses, for slot machine testing and  
7 certification standards and for license renewals; providing  
8 for reinvestment incentives; in table games, further  
9 providing for table game device and associated equipment  
10 testing and certification standards; and, in administration  
11 and enforcement, further providing for investigations and  
12 enforcement and for detention.

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

15 Section 1. Section 1102 of Title 4 of the Pennsylvania  
16 Consolidated Statutes is amended by adding a paragraph to read:  
17 § 1102. Legislative intent.

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

21 \* \* \*

22 (3.1) The Commonwealth has a fundamental interest in the

1 encouragement of continued investment and reinvestment in the  
2 gaming industry established in this Commonwealth to ensure  
3 that this significant source of revenue is available to  
4 support property tax relief, wage tax reduction, economic  
5 development opportunities and other important initiatives.

6 \* \* \*

7 Section 2. Sections 1209(b), 1317(c), 1317.1(c), 1320(a) and  
8 (b) and 1326(a) of Title 4 are amended to read:

9 § 1209. Slot machine license fee.

10 \* \* \*

11 (b) Term.--A slot machine license, after payment of the fee,  
12 shall be in effect unless suspended, revoked or not renewed by  
13 the board upon good cause consistent with the license  
14 requirements as provided for in this part. Slot machine  
15 licensees shall be required to update the information in their  
16 initial applications annually, and the license of a licensee in  
17 good standing shall be renewed every [three] five years. Nothing  
18 in this subsection shall relieve a licensee of the affirmative  
19 duty to notify the board of any changes relating to the status  
20 of its license or to any other information contained in the  
21 application materials on file with the board. As to the renewal  
22 of a license, except as required in subsection (f) (3), no  
23 additional license fee pursuant to subsection (a) shall be  
24 required.

25 \* \* \*

26 § 1317. Supplier licenses.

27 \* \* \*

28 (c) Review and approval.--Upon being satisfied that the  
29 requirements of subsection (b) have been met, the board may  
30 approve the application and issue the applicant a supplier

1 license consistent with all of the following:

2 (1) The initial license shall be for a period of one  
3 year, and, if renewed under subsection (d), the license shall  
4 be for a period of [three] five years. Nothing in this  
5 paragraph shall relieve a licensee of the affirmative duty to  
6 notify the board of any changes relating to the status of its  
7 license or to any information contained in the application  
8 materials on file with the board.

9 (2) The license shall be nontransferable.

10 (3) Any other condition established by the board.

11 \* \* \*

12 § 1317.1. Manufacturer licenses.

13 \* \* \*

14 (c) Review and approval.--Upon being satisfied that the  
15 requirements of subsection (b) have been met, the board may  
16 approve the application and grant the applicant a manufacturer  
17 license consistent with all of the following:

18 (1) The initial license shall be for a period of one  
19 year, and, if renewed under subsection (d), the license shall  
20 be for a period of [three] five years. Nothing in this  
21 paragraph shall relieve the licensee of the affirmative duty  
22 to notify the board of any changes relating to the status of  
23 its license or to any other information contained in  
24 application materials on file with the board.

25 (2) The license shall be nontransferable.

26 (3) Any other condition established by the board.

27 \* \* \*

28 § 1320. Slot machine testing and certification standards.

29 (a) Use of other state standards.--Until such time as the  
30 board establishes an independent testing and certification

1 facility pursuant to subsection (b) and thereafter where cost  
2 savings and efficiencies can be achieved, the board may  
3 determine, at its discretion, whether the slot machine testing  
4 and certification standards of another jurisdiction within the  
5 United States in which an applicant for a manufacturer license  
6 is licensed are comprehensive and thorough and provide similar  
7 adequate safeguards as those required by this part. If the board  
8 makes that determination, it may permit a manufacturer through a  
9 licensed supplier as provided in section 1317 (relating to  
10 supplier and manufacturer licenses application) to deploy those  
11 slot machines which have met the slot machine testing and  
12 certification standards in such other jurisdictions without  
13 undergoing the full testing and certification process by a  
14 board-established independent facility. In the event slot  
15 machines of an applicant for a manufacturer license are licensed  
16 in such other jurisdiction, the board may determine to use an  
17 abbreviated process requiring only that information determined  
18 by the board to be necessary to consider the issuance of a slot  
19 machine certification to such an applicant. Alternatively, the  
20 board in its discretion may also rely upon the certification of  
21 a slot machine that has met the testing and certification  
22 standards of a board-approved private testing and certification  
23 facility until such time as the board establishes an independent  
24 testing and certification facility pursuant to subsection (b).  
25 Nothing in this section shall be construed to waive any fees  
26 associated with obtaining a license through the normal  
27 application process.

28 (b) Facility in Commonwealth.--[Within three years  
29 immediately following the effective date of this part, the]

30 (1) The board shall establish and maintain an

1 independent slot machine testing and certification facility.  
2 The cost for the establishment and operation of an  
3 independent slot machine testing and certification facility  
4 shall be paid by each licensed manufacturer in accordance  
5 with a schedule adopted by the board. The facility shall be  
6 made available to each slot machine manufacturer and supplier  
7 as determined by the board.

8 (2) Each licensed manufacturer shall also be responsible  
9 for any costs associated with any testing not conducted by  
10 the board-established independent slot machine testing and  
11 certification facility.

12 \* \* \*

13 § 1326. License renewals.

14 (a) Renewal.--All permits and licenses issued under this  
15 part unless otherwise provided shall be subject to renewal  
16 every [three] five years. Nothing in this subsection shall  
17 relieve a licensee of the affirmative duty to notify the board  
18 of any changes relating to the status of its license or to any  
19 other information contained in the application materials on file  
20 with the board. The application for renewal shall be submitted  
21 at least 60 days prior to the expiration of the permit or  
22 license and shall include an update of the information contained  
23 in the initial and any prior renewal applications and the  
24 payment of any renewal fee required by this part. Unless  
25 otherwise specifically provided in this part, the amount of any  
26 renewal fee shall be calculated by the board to reflect the  
27 longer renewal period. A permit or license for which a completed  
28 renewal application and fee, if required, has been received by  
29 the board will continue in effect unless and until the board  
30 sends written notification to the holder of the permit or

1 license that the board has denied the renewal of such permit or  
2 license.

3 \* \* \*

4 Section 3. Title 4 is amended by adding a section to read:

5 § 1333. Reinvestment incentives.

6 Nothing in this part shall be construed to preclude a slot  
7 machine licensee from qualifying for reinvestment incentives,  
8 including tax credits established under the act of March 4, 1971  
9 (P.L.6, No.2), known as the Tax Reform Code of 1971.

10 Section 4. Sections 13A41(b), 1517(c)(6) and 1519 of Title 4  
11 are amended to read:

12 § 13A41. Table game device and associated equipment testing and  
13 certification standards.

14 \* \* \*

15 (b) Use of other state standards.--The board may determine,  
16 where cost savings and efficiencies can be achieved, whether the  
17 table game device testing and certification standards of another  
18 jurisdiction within the United States in which a manufacturer  
19 licensed pursuant to section 1317.1 (relating to manufacturer  
20 licenses) to manufacture table game devices or associated  
21 equipment used in connection with table games is licensed are  
22 comprehensive and thorough and provide similar adequate  
23 safeguards as those required by this part. If the board makes  
24 that determination, it may permit the manufacturer appropriately  
25 licensed pursuant to section 1317.1 to deploy table game devices  
26 or associated equipment it manufactures which have met the table  
27 game device testing and certification standards in another  
28 jurisdiction without undergoing the full testing and  
29 certification process by the board's independent testing and  
30 certification facility.

1 § 1517. Investigations and enforcement.

2 \* \* \*

3 (c) Powers and duties of the Pennsylvania State Police.--The  
4 Pennsylvania State Police shall have the following powers and  
5 duties:

6 \* \* \*

7 (6) Enforce the criminal provisions of this part and all  
8 other criminal laws of the Commonwealth on or about a  
9 licensed facility, licensed race track and surrounding areas,  
10 including parking areas.

11 \* \* \*

12 § 1519. Detention.

13 A peace officer, licensee or licensee's security employee or  
14 an agent under contract with the licensee who has probable cause  
15 to believe that criminal violation of this part or other  
16 criminal law of this Commonwealth has occurred or is occurring  
17 on or about a licensed facility and who has probable cause to  
18 believe that a specific individual has committed or is  
19 committing the criminal violation may detain the suspect in a  
20 reasonable manner for a reasonable time on the premises of the  
21 licensed facility for all or any of the following purposes: to  
22 require the suspect to identify himself, to verify such  
23 identification or to inform a peace officer. Such detention  
24 shall not impose civil or criminal liability upon the peace  
25 officer, licensee, licensee's employee or agent so detaining.

26 Section 5. This act shall take effect in 60 days.