

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 847 Session of 2019

INTRODUCED BY WALSH, RYAN, DUNBAR, MURT, METZGAR, TOEPEL,
 ROTHMAN, KAUFFMAN, B. MILLER, IRVIN, MILLARD, PICKETT,
 ZIMMERMAN, DeLUCA, BERNSTINE, PYLE, STRUZZI, SAYLOR, NEILSON,
 CIRESI, WARNER, OBERLANDER, KEEFER, GROVE, JONES, HERSHEY,
 DOWLING, SIMMONS AND MASSER, MARCH 14, 2019

REFERRED TO COMMITTEE ON HEALTH, MARCH 14, 2019

AN ACT

1 Amending the act of June 13, 1967 (P.L.31, No.21), entitled "An
 2 act to consolidate, editorially revise, and codify the public
 3 welfare laws of the Commonwealth," in public assistance,
 4 further providing for prohibited use of public assistance
 5 funds.

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

8 Section 1. Section 484(a), (b) and (c) of the act of June
 9 13, 1967 (P.L.31, No.21), known as the Human Services Code,
 10 amended October 24, 2018 (P.L.777, No.125), are amended and the
 11 section is amended by adding a subsection to read:

12 Section 484. Prohibited Use of Public Assistance Funds.--(a)

13 It shall be unlawful for any individual to:

- 14 (1) Purchase liquor or alcohol with an access device.
- 15 (2) Withdraw funds from an access device for any transaction
- 16 in a licensed facility or any retail establishment that provides
- 17 adult-oriented entertainment in which performers disrobe or
- 18 perform in an unclothed state for entertainment.

1 (3) Purchase tobacco or tobacco paraphernalia with an access
2 device.

3 (b) It shall be unlawful for a licensed gaming entity or an
4 entity licensed by the Pennsylvania Liquor Control Board to
5 allow for the withdrawal of funds from an access device or,
6 through a point-of-sale transaction, to allow the use of public
7 assistance benefits administered by the department.

8 (c) The Pennsylvania Gaming Control Board and the
9 Pennsylvania Liquor Control Board, in consultation with the
10 department, shall take appropriate measures to prevent the use
11 of public assistance funds for the purposes proscribed in this
12 section.

13 (c.1) Notwithstanding the prohibitions on the use of public
14 assistance funds in this section, this section shall not be
15 construed to apply to funds deposited onto an access device
16 which relate to child support or the State blind pension.

17 * * *

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