

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1288 Session of
2011

INTRODUCED BY BENNINGHOFF, CALTAGIRONE, EVANKOVICH, GIBBONS,
GILLESPIE, GINGRICH, GRELL, HARRIS, KAUFFMAN, MAHONEY,
MILLARD, READSHAW, ROAE, VULAKOVICH AND YOUNGBLOOD,
APRIL 5, 2011

REFERRED TO COMMITTEE ON GAMING OVERSIGHT, APRIL 5, 2011

AN ACT

1 Amending the act of December 19, 1988 (P.L.1262, No.156),
2 entitled, as amended, "An act providing for the licensing of
3 eligible organizations to conduct games of chance, for the
4 licensing of persons to distribute games of chance, for the
5 registration of manufacturers of games of chance, and for
6 suspensions and revocations of licenses and permits;
7 requiring records; providing for local referendum by
8 electorate; and prescribing penalties," further providing for
9 prize limits.

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

12 Section 1. Section 5 of the act of December 19, 1988
13 (P.L.1262, No.156), known as the Local Option Small Games of
14 Chance Act, amended December 19, 1990 (P.L.812, No.195) and
15 October 18, 2000 (P.L.602, No.79), is amended to read:

16 Section 5. Prize limits.

17 (a) Individual prize limit.--The maximum cash value which
18 may be awarded for any single chance shall be [\$500] \$1,000.

19 (b) Weekly limit.--No more than [\$5,000] \$25,000 in cash or
20 merchandise shall be awarded by any eligible organization in any

1 seven-day period. Payouts of less than \$26 shall not be counted
2 toward the weekly limit.

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

5 (d) Exception.--An eligible organization may conduct a
6 raffle and award a prize or prizes valued in excess of [\$500]
7 \$1,000 each only under the following conditions:

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

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

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

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

19 (e) Limit on daily drawings.--Daily drawings shall be
20 governed by the prize [limitations contained in subsections (a)
21 and (b)]. An eligible organization shall not conduct daily
22 drawings during a period when a weekly drawing is taking place]
23 limitation contained in subsection (a).

24 (f) Exception.--The prize limitation contained in
25 [subsections (a) and (b)] subsection (a) may be exceeded by a
26 daily drawing under the following circumstances: a daily drawing
27 may award a prize where the cash value is in excess of [\$500]
28 \$1,000 if such prize is the result of a carryover of a drawing
29 or drawings which resulted from the winning number in such
30 drawing or drawings not being among the eligible entrants in

1 such drawings. Nothing contained herein shall authorize the
2 prize [limitations as contained in subsections (a) and (b)]
3 limitation as contained in subsection (a) to be exceeded as a
4 result of a failure to conduct a drawing on an operating day
5 during which chances were sold for a daily drawing or for a
6 daily drawing for which chances were sold in excess of \$1 or for
7 which more than one chance was sold to an eligible participant.

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

13 (h) Limit on weekly drawings.--Weekly drawings shall be
14 governed by the prize limitations contained in subsection (b).
15 The prize limitation contained in subsection (b) may be exceeded
16 by a weekly drawing under the following circumstances: a weekly
17 drawing may award a prize where the cash value is in excess of
18 [\$5,000] \$25,000 if such prize is the result of a carryover of a
19 drawing or drawings which resulted from the winning number or
20 numbers in such drawing or drawings not being among the eligible
21 entrants in such drawings. Nothing contained in this act shall
22 authorize the prize limitations as contained in subsection (b)
23 to be exceeded as a result of a failure to conduct a drawing for
24 a week during which chances were sold for a weekly drawing or
25 for a weekly drawing for which chances were sold in excess of
26 \$1. [An eligible organization shall not conduct weekly drawings
27 during a period when a daily drawing is taking place.]

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