

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

## HOUSE BILL

No. 290 Session of  
2013

INTRODUCED BY BROOKS, P. DALEY, KRIEGER, SACCONI, P. COSTA,  
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 DEASY, GIBBONS, PASHINSKI AND HACKETT, JANUARY 30, 2013

SENATOR CORMAN, APPROPRIATIONS, IN SENATE, RE-REPORTED AS  
 AMENDED, OCTOBER 22, 2013

## 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," in preliminary <--  
 9 provisions, further providing for definitions; in games of  
 10 chance, further providing for games of chance permitted, for  
 11 prize limits, for regulations of the Department of Revenue  
 12 and for licensing of eligible organizations to conduct games  
 13 of chance; in club licensees, further providing for reports  
 14 by a club licensee and for distribution of proceeds; in  
 15 enforcement, further providing for revocation of licenses and  
 16 for enforcement by the Bureau of Liquor Control Enforcement;  
 17 providing for social card games; and abrogating regulations.  
 18 FURTHER PROVIDING FOR THE DEFINITIONS OF "DAILY DRAWING," <--  
 19 "GAMES OF CHANCE," "RAFFLE," "PUBLIC INTEREST PURPOSE" AND  
 20 "WEEKLY DRAWING"; PROVIDING FOR THE DEFINITIONS OF "AUXILIARY  
 21 GROUP," "CONSERVATION ORGANIZATION" AND "RACE NIGHT GAME";  
 22 FURTHER PROVIDING FOR GAMES OF CHANCE PERMITTED, FOR PRIZE  
 23 LIMITS, FOR LIMITED SALES, FOR DISTRIBUTOR LICENSES, FOR  
 24 REGULATIONS OF DEPARTMENT AND FOR LICENSING OF ELIGIBLE

~~ORGANIZATIONS TO CONDUCT GAMES OF CHANCE.~~

FURTHER PROVIDING FOR DEFINITIONS AND FOR GAMES OF CHANCE  
PERMITTED; PROVIDING FOR PROHIBITION REGARDING POOLS; FURTHER  
PROVIDING FOR PRIZE LIMITS AND FOR LIMITED SALES; PROVIDING  
FOR RAFFLE SALES; FURTHER PROVIDING FOR DISTRIBUTOR LICENSES,  
FOR REGISTRATION OF MANUFACTURERS, FOR REGULATIONS OF  
DEPARTMENT, FOR LICENSING OF ELIGIBLE ORGANIZATIONS TO  
CONDUCT GAMES OF CHANCE, FOR SPECIAL PERMITS, FOR REVOCATION  
OF LICENSES AND FOR ENFORCEMENT; AND PROVIDING FOR POOL  
SELLING.

<--

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

~~Section 1. The definitions of "games of chance," "public  
interest purpose" and "raffle" in section 103 of the act of  
December 19, 1988 (P.L.1262, No.156), known as the Local Option  
Small Games of Chance Act, amended February 2, 2012 (P.L.7,  
No.2) and October 24, 2012 (P.L.1462, No.184), are amended and  
the section is amended by adding definitions to read:~~

<--

~~Section 103. Definitions.~~

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

~~\* \* \*~~

~~"Coin auction." A game in which a participant buys a  
numbered paddle for a chance to bid on a donated prize with the  
winner determined by a random drawing of corresponding numbers.~~

~~\* \* \*~~

~~"Games of chance." Punchboards, daily drawings, weekly  
drawings, 50/50 drawings, raffles, selective raffles, poker  
runs, coin auctions, race night games, vertical wheel game and  
pull tabs, as defined in this act, provided that no such game,  
except for a vertical wheel game, shall be played by or with the  
assistance of any mechanical or electrical devices or media  
other than a dispensing machine or passive selection device and  
further provided that the particular chance taken by any person~~

1 ~~in any such game shall not be made contingent upon any other~~  
2 ~~occurrence or the winning of any other contest, but shall be~~  
3 ~~determined solely at the discretion of the purchaser. This~~  
4 ~~definition shall not be construed to authorize any other form of~~  
5 ~~gambling currently prohibited under any provision of Title 18 of~~  
6 ~~the Pennsylvania Consolidated Statutes (relating to crimes and~~  
7 ~~offenses) or authorized under 4 Pa.C.S. (relating to~~  
8 ~~amusements). Nothing in this act shall be construed to authorize~~  
9 ~~games commonly known as "slot machines" or "video poker."~~

10 ~~\* \* \*~~

11 ~~"Poker run." A game in which all of the following occur:~~

12 ~~(1) Participants meet at a designated location to~~  
13 ~~receive instructions for the event.~~

14 ~~(2) Each participant receives a detailed explanation of~~  
15 ~~the game destinations and a score card which will be~~  
16 ~~completed as they progress to each destination.~~

17 ~~(3) At each designated stop on the run route, the~~  
18 ~~participant draws or is dealt a card at random. The card~~  
19 ~~which is drawn or dealt is recorded on the participant's~~  
20 ~~score card.~~

21 ~~(4) A winner is determined as the participant which~~  
22 ~~makes the highest poker hand at the end of the event.~~

23 ~~\* \* \*~~

24 ~~"Public interest purpose." One or more of the following:~~

25 ~~(1) [The activities and operations of a nonprofit]~~  
26 ~~Providing benevolent, religious, educational, philanthropic,~~  
27 ~~humane, scientific, patriotic, social welfare, social~~  
28 ~~advocacy, public health, public safety, emergency response,~~  
29 ~~environmental [or civic objective], historic preservation,~~  
30 ~~conservation, athletic, sportsman's safety and education or~~

1 ~~civic services or benefits.~~

2 ~~(2) Initiating, performing or fostering worthy public~~  
3 ~~works or enabling or furthering the erection or maintenance~~  
4 ~~of public structures.~~

5 ~~(3) Lessening the burdens borne by government or~~  
6 ~~voluntarily supporting, augmenting or supplementing services~~  
7 ~~which government would normally render to the people.~~

8 ~~(4) Improving, expanding, maintaining or repairing real~~  
9 ~~property owned or leased by an eligible organization and~~  
10 ~~relating operational expenses used for purposes specified in~~  
11 ~~paragraphs (1), (2) and (3).~~

12 ~~The term does not include the erection or acquisition of any~~  
13 ~~real property, unless the property will be used [exclusively]~~  
14 ~~for one or more of the purposes specified in this definition.~~

15 ~~\* \* \*~~

16 ~~"Race night game." A game in which a participant places a~~  
17 ~~wager on a prerecorded horse race.~~

18 ~~"Raffle." A game of chance in which a participant buys a~~  
19 ~~ticket for a chance at a prize with the winner determined by a~~  
20 ~~random drawing of corresponding ticket stubs to take place at a~~  
21 ~~location and date or dates printed upon each ticket. Such games~~  
22 ~~of chance shall include lotteries but not daily drawings. Raffle~~  
23 ~~winners may be determined by reference to drawings conducted by~~  
24 ~~the department pursuant to the act of August 26, 1971 (P.L.351,~~  
25 ~~No.91), known as the State Lottery Law. The term includes a~~  
26 ~~reverse raffle.~~

27 ~~\* \* \*~~

28 ~~"Selective raffle." A game in which all of the following~~  
29 ~~occur:~~

30 ~~(1) The participant buys a ticket or tickets for a~~

1 ~~chance to win a donated prize.~~

2 ~~(2) The participant places the ticket or tickets in a~~  
3 ~~designated location for the prize which the participant would~~  
4 ~~like to win.~~

5 ~~(3) The winner for each prize is determined by a random~~  
6 ~~drawing of tickets with a corresponding number for the prize.~~

7 ~~"Vertical wheel game." A game in which a participant places~~  
8 ~~a coin or token on a color, number or word or purchases a ticket~~  
9 ~~containing a color, number or word and watches a spinning~~  
10 ~~vertical wheel until the pointer of the wheel rests on a section~~  
11 ~~of the wheel designating a winner.~~

12 \* \* \*

13 ~~Section 2. Section 301 of the act, amended October 24, 2012~~  
14 ~~(P.L.1462, No.184), is amended to read:~~

15 ~~Section 301. Games of chance permitted.~~

16 ~~(a) General rule. Every eligible organization to which a~~  
17 ~~license has been issued under the provisions of this chapter may~~  
18 ~~conduct games of chance for the purpose of raising funds for~~  
19 ~~public interest purposes. Except as provided in Chapter 5, all~~  
20 ~~proceeds of a licensed eligible organization shall be used~~  
21 ~~exclusively for public interest purposes, for the purchase of~~  
22 ~~games of chance, for the payment of the license fee or for the~~  
23 ~~payment of the fee for background checks, as required by this~~  
24 ~~act. An eligible organization, except a club licensee, may use~~  
25 ~~the proceeds received from games of chance conducted by the~~  
26 ~~eligible organization to fulfill the public interest purpose of~~  
27 ~~the eligible organization.~~

28 ~~(b) Relationship to table games. A vertical wheel game is~~  
29 ~~not a "table game" as defined in 4 Pa.C.S. § 1103 (relating to~~  
30 ~~definitions). The designation of a vertical wheel game under~~

1 ~~this act does not preclude the authorization of a vertical wheel~~  
2 ~~game as a table game under 4 Pa.C.S. Pt. II (relating to~~  
3 ~~gaming).~~

4 Section 3. ~~Section 302 of the act, amended February 2, 2012~~  
5 ~~(P.L.7, No.2), is amended to read:~~

6 Section 302. ~~Prize limits.~~

7 ~~(a) Individual prize limit. Except as provided under~~  
8 ~~subsections (d) and (d.1), the maximum prize which may be~~  
9 ~~awarded for any single chance shall be \$1,000.~~

10 ~~(b) Aggregate prize limit. No more than [\$25,000] \$35,000~~  
11 ~~in prizes shall be awarded from games of chance by a licensed~~  
12 ~~eligible organization in any seven day period.~~

13 ~~(c) Raffle prize limit. Up to \$10,000 in prizes may be~~  
14 ~~awarded in raffles in any calendar month.~~

15 ~~(c.1) Total limit. All prizes awarded under this section~~  
16 ~~shall be subject to the aggregate prize limits under subsection~~  
17 ~~(b).~~

18 ~~(d) Exception for raffles. Notwithstanding subsection (b)~~  
19 ~~or (c), a licensed eligible organization may conduct a raffle~~  
20 ~~and award a prize or prizes valued in excess of \$1,000 each only~~  
21 ~~under the following conditions:~~

22 ~~(1) The licensing authority has issued a special permit~~  
23 ~~for the raffle under section 308.~~

24 ~~(2) A licensed eligible organization shall be eligible~~  
25 ~~to receive no more than eight special permits in any licensed~~  
26 ~~term except that a volunteer fire, ambulance or rescue~~  
27 ~~organization that is not a club licensee shall be eligible to~~  
28 ~~receive ten special permits in any licensed term.~~

29 ~~(3) Only one raffle may be conducted under each special~~  
30 ~~permit issued under section 308.~~

1           ~~(4) Except as provided under subsection (d.1), the total~~  
2           ~~of all prizes awarded under this subsection shall be no more~~  
3           ~~than \$100,000 per calendar year.~~

4           ~~(d.1) Additional award. A volunteer fire, ambulance or~~  
5           ~~rescue organization may, in addition to the total under~~  
6           ~~subsection (d) (4), award up to \$50,000 from raffles which shall~~  
7           ~~not be subject to the aggregate limit under subsection (b), (c)~~  
8           ~~or (d).~~

9           ~~(f) Daily drawing carryover. The prize limitation contained~~  
10           ~~in subsections (a) and (b) may be exceeded by a daily drawing~~  
11           ~~under the following circumstances: a daily drawing may award a~~  
12           ~~prize in excess of \$1,000 if such prize is the result of a~~  
13           ~~carryover of a drawing which resulted from the winning number in~~  
14           ~~such drawing not being among the eligible entrants in such~~  
15           ~~drawings. Nothing contained herein shall authorize the prize~~  
16           ~~limitation as contained in subsections (a) and (b) to be~~  
17           ~~exceeded as a result of a failure to conduct a drawing on an~~  
18           ~~operating day during which chances were sold for a daily drawing~~  
19           ~~or for a daily drawing for which chances were sold in excess of~~  
20           ~~\$1 or for which more than one chance was sold to an eligible~~  
21           ~~participant.~~

22           ~~(g) Additional exception. When a daily drawing or weekly~~  
23           ~~drawing is set up or conducted in such a manner as to pay out or~~  
24           ~~award 100% of the gross revenues generated from such drawing,~~  
25           ~~the limitation contained in subsection (b) shall not apply.~~

26           ~~(h) Weekly drawing carryover exception. Weekly drawings~~  
27           ~~shall be governed by the prize limitation contained in~~  
28           ~~subsection (b). The prize limitation contained in subsection (b)~~  
29           ~~may be exceeded by a weekly drawing under the following~~  
30           ~~circumstances: a weekly drawing may award a prize where the cash~~

1 value is in excess of [~~\$25,000~~] \$35,000 if such prize is the  
2 result of a carryover of a drawing or drawings which resulted  
3 from the winning number or numbers in such drawing or drawings  
4 not being among the eligible entrants in such drawings. Nothing  
5 contained in this chapter shall authorize the prize limitation  
6 under subsection (b) to be exceeded as a result of a failure to  
7 conduct a drawing for a week during which chances were sold for  
8 a weekly drawing or for a weekly drawing for which chances were  
9 sold in excess of \$1.

10 Section 4. ~~Section 306(b) and (c) of the act, amended~~  
11 ~~October 24, 2012 (P.L.1462, No.184), are amended and the section~~  
12 ~~is amended by adding subsections to read:~~

13 ~~Section 306. Regulations of department.~~

14 ~~\* \* \*~~

15 ~~(a.1) Review. The department shall, on an annual basis,~~  
16 ~~review the regulations adopted under this act to determine if~~  
17 ~~the regulations relating to games of chance require revision or~~  
18 ~~abrogation. The department shall submit a report to the General~~  
19 ~~Assembly by March 1, 2015, and every two years thereafter. The~~  
20 ~~report shall include recommendations for changes to this act or~~  
21 ~~to regulations adopted under this act, if any, including~~  
22 ~~recommendations for additional games of chance. The~~  
23 ~~recommendations for additional games of chance shall not include~~  
24 ~~any game regulated by the Pennsylvania Gaming Control Board~~  
25 ~~under 4 Pa.C.S. (relating to amusements), keno games or any game~~  
26 ~~that requires Internet access to play. The report shall be~~  
27 ~~submitted to the Majority Leader and Minority Leader of the~~  
28 ~~Senate, the Majority Leader and Minority Leader of the House of~~  
29 ~~Representatives and the chairperson and minority chairperson of~~  
30 ~~the standing committees of the Senate and the chairperson and~~

1 ~~minority chairperson of the standing committees of the House of~~  
2 ~~Representatives with jurisdiction over this act.~~

3 ~~(b) Limitation on recordkeeping requirements. This section~~  
4 ~~shall not be construed to authorize the department to promulgate~~  
5 ~~regulations providing for recordkeeping requirements for~~  
6 ~~licensed eligible organizations which require unreasonable or~~  
7 ~~unnecessary information or a repetitious listing of information.~~  
8 ~~The department shall strive to keep such recordkeeping~~  
9 ~~requirements from being an undue hardship or burden on licensed~~  
10 ~~eligible organizations. For individual prizes of \$600 or more,~~  
11 ~~records shall include the name and address of the winner. An~~  
12 ~~eligible organization shall not obtain or retain receipts of~~  
13 ~~prizes that are donated. An eligible organization shall provide~~  
14 ~~each winner with a receipt of the value of the prize won of \$600~~  
15 ~~or more, unless the prize is cash. Except as provided under~~  
16 ~~section 701(b), the department may not require the retention of~~  
17 ~~records for a period in excess of two years.~~

18 ~~(c) Reporting requirements. [Each eligible organization~~  
19 ~~which has proceeds in excess of \$2,500 in a calendar year shall~~  
20 ~~submit an annual report to the department including:] Except for~~  
21 ~~an organization licensed under section 307(b)(1)(i), each~~  
22 ~~eligible organization shall submit an annual report to the~~  
23 ~~department for the 12 month period commencing upon the~~  
24 ~~anniversary of the date the license was issued. The form for the~~  
25 ~~report shall be available in hard copy and electronically from~~  
26 ~~the department's Internet website. The report may be submitted~~  
27 ~~by mail to the department or through the department's Internet~~  
28 ~~website. The report shall include the following:~~

29 ~~(1) Prizes awarded as required under section 335 of the~~  
30 ~~act of March 4, 1971 (P.L.6, No.2), known as the Tax Reform~~

1 Code of 1971.

2 ~~(2) Amounts expended for public interest purposes.~~

3 Section 5. ~~Section 307(a), (b), (b.1), (b.2), (b.3), (d.1)~~  
4 ~~and (h) of the act, amended February 2, 2012 (P.L.7, No.2) and~~  
5 ~~October 24, 2012 (P.L.1462, No.184), are amended and subsection~~  
6 ~~(b.1) is amended by adding a paragraph to read:~~

7 Section 307. ~~Licensing of eligible organizations to conduct~~  
8 ~~games of chance.~~

9 ~~(a) License required. No eligible organization shall~~  
10 ~~conduct or operate any games of chance unless such eligible~~  
11 ~~organization has obtained and maintains a valid license [or~~  
12 ~~limited occasion license] issued pursuant to this section. An~~  
13 ~~auxiliary group of a licensed eligible organization shall be~~  
14 ~~eligible to conduct games of chance using the license issued to~~  
15 ~~the eligible organization provided that the auxiliary group [or~~  
16 ~~groups are] is listed on the application and license of the~~  
17 ~~eligible organization. An auxiliary group is not eligible to~~  
18 ~~obtain a license [or a limited occasion license]. No additional~~  
19 ~~licensing fee shall be charged to an eligible organization for~~  
20 ~~an auxiliary [group's eligibility under this chapter. Auxiliary~~  
21 ~~groups] group of the organization. An auxiliary group shall not~~  
22 ~~include branches, lodges or chapters of a Statewide~~  
23 ~~organization.~~

24 ~~(b) Issuance and fees. The following shall apply:~~

25 ~~(1) [The licensing authority shall license, upon~~  
26 ~~application, within 30 days any eligible organization] Within~~  
27 ~~30 days of receiving an application from an organization, the~~  
28 ~~licensing authority shall grant a license to an eligible~~  
29 ~~organization meeting the requirements for licensure contained~~  
30 ~~in this chapter to conduct and operate games of chance at~~

1 ~~such locations within the county or in such manner as stated~~  
2 ~~on the application as limited by subsection (b.1). The~~  
3 ~~license fee to be charged to [each] an eligible organization~~  
4 ~~shall be [\$100, except for limited occasion licenses which~~  
5 ~~shall be \$10] as follows:~~

6 ~~(i) For an eligible organization making \$40,000 or~~  
7 ~~less in proceeds from games of chance in the preceding~~  
8 ~~calendar year, \$25.~~

9 ~~(ii) For an eligible organization making more than~~  
10 ~~\$40,000 in proceeds from games of chance in the preceding~~  
11 ~~calendar year, \$100.~~

12 ~~(2) Licenses shall be [renewable annually upon] issued~~  
13 ~~for a period of one year and may be renewed on or after the~~  
14 ~~anniversary of the date of issue. The license fee shall be~~  
15 ~~used by the licensing authority to administer this act.~~

16 ~~(b.1) Location of games of chance.—~~

17 ~~(1) Except as otherwise provided in this section, a~~  
18 ~~licensed eligible organization[, except a limited occasion~~  
19 ~~licensee,] may conduct small games of chance at a licensed~~  
20 ~~premises. The licensed premises shall be indicated on the~~  
21 ~~eligible organization's license application. [Only one~~  
22 ~~license shall be issued per licensed premises. Except as~~  
23 ~~provided under paragraph (4), a licensed eligible~~  
24 ~~organization may not share a licensed premises with another~~  
25 ~~licensed eligible organization; and no licensed eligible~~  
26 ~~organization may permit its premises to be used for small~~  
27 ~~games of chance by another licensed eligible organization.]~~

28 ~~(2) Where there exists a location or premises which is~~  
29 ~~the normal business or operating site of the eligible~~  
30 ~~organization and the location or premises is owned or leased~~

1 by that eligible organization to conduct its normal business,  
2 that site shall be the eligible organization's licensed  
3 premises. If that location consists of more than one  
4 building, the eligible organization shall identify the  
5 building that will be designated as the licensed premises.

6 ~~(2.1) An eligible organization must notify the district~~  
7 ~~attorney to conduct games of chance in a different location~~  
8 ~~from the location of the licensed premise that is listed on~~  
9 ~~the eligible organization's application and license. The~~  
10 ~~notification must include the address of the new location and~~  
11 ~~the dates and times the games of chance will be conducted at~~  
12 ~~the new location.~~

13 ~~(3) When an eligible organization does not own or lease~~  
14 ~~a specific location to conduct its normal business, the~~  
15 ~~eligible organization may use the premise of another eligible~~  
16 ~~organization to conduct games of chance or may make~~  
17 ~~arrangements that are consistent with this act to establish a~~  
18 ~~licensed premises, including leasing a premise under a~~  
19 ~~written agreement for a rental; however, the rental may not~~  
20 ~~be determined by either the amount of receipts realized from~~  
21 ~~the conduct of games of chance or the number of people~~  
22 ~~attending. An eligible organization may lease a facility for~~  
23 ~~a banquet in connection with the serving of a meal based on a~~  
24 ~~per head charge. Prior to the use of the premises of another~~  
25 ~~eligible organization to conduct games of chance, an eligible~~  
26 ~~organization must notify the district attorney regarding the~~  
27 ~~use of the premise of another eligible organization,~~  
28 ~~including the address of the premise and the dates and times~~  
29 ~~the games of chance will be operated.~~

30 ~~{(3.1) Notwithstanding paragraphs (1), (2) and (3), if~~

1 ~~an eligible organization is unable to conduct games of chance~~  
2 ~~at the location listed on its application and license due to~~  
3 ~~natural disaster, fire or other circumstance that renders the~~  
4 ~~location unusable, the eligible organization may submit a~~  
5 ~~written request to the district attorney to conduct games of~~  
6 ~~chance in a different location, including the licensed~~  
7 ~~premises of another eligible organization. The request must~~  
8 ~~include the change in the location and the dates and times~~  
9 ~~the games of chance will be operated at the alternative~~  
10 ~~location. The district attorney shall establish a limit on~~  
11 ~~the duration of the authorization to conduct games of chance~~  
12 ~~at the alternative location. Following the expiration of the~~  
13 ~~authorization period, the eligible organization must return~~  
14 ~~to the location specified in its application and license or~~  
15 ~~apply to the licensing authority for a new permanent location~~  
16 ~~for the conduct of games of chance. The district attorney may~~  
17 ~~approve or deny the request or stipulate additional~~  
18 ~~requirements as a condition of approval. If an eligible~~  
19 ~~organization permits another eligible organization to use its~~  
20 ~~licensed premises to conduct games of chance under this~~  
21 ~~paragraph, the eligible organization shall cease its~~  
22 ~~operation of games of chance during the time the eligible~~  
23 ~~organization utilizing its premises is conducting its games~~  
24 ~~of chance] (Reserved).~~

25 ~~(3.2) Notwithstanding paragraphs (1), (2) and (3), the~~  
26 ~~following eligible organizations established to raise funds~~  
27 ~~shall not be required to conduct a 50/50 drawing or a raffle~~  
28 ~~at a licensed premises or to own, lease or establish a~~  
29 ~~licensed premises:~~

30 ~~(i) A nonprofit sports team.~~

1           ~~(ii) A primary or secondary school sponsored club,~~  
2           ~~sports team or organization.~~

3           ~~[(4) An eligible organization that has obtained a~~  
4           ~~limited occasion license under subsection (b.3) may use~~  
5           ~~another eligible organization's licensed premises to conduct~~  
6           ~~its games of chance. When a licensed eligible organization is~~  
7           ~~permitting a limited occasion licensee to use its licensed~~  
8           ~~premises for purposes of games of chance, it shall cease the~~  
9           ~~operation of its own games of chance during the period that~~  
10           ~~the limited occasion licensee is conducting its games on the~~  
11           ~~premises.]~~

12           ~~(5) For purposes of major league sports drawings, the~~  
13           ~~facility at which a major league sports team conducts its~~  
14           ~~games shall constitute a premises for purposes of this act.~~

15           ~~(b.2) Off premises games of chance. Notwithstanding any~~  
16           ~~other provisions of this section, all of the following apply:~~

17           ~~(1) A licensed eligible organization may conduct games~~  
18           ~~of chance at a location off its premises when the games of~~  
19           ~~chance are part of an annual carnival, fair, picnic or~~  
20           ~~banquet held or participated in by that licensed eligible~~  
21           ~~organization on a historical basis. The licensed eligible~~  
22           ~~organization must notify, in writing, the district attorney~~  
23           ~~and licensing authority of the location, date and times of~~  
24           ~~the event where it will be conducting games of chance.~~

25           ~~(2) Raffle and 50/50 drawing tickets may be sold off the~~  
26           ~~licensed premises in a municipality which has adopted the~~  
27           ~~provisions of this act by an affirmative vote in a municipal~~  
28           ~~referendum. [A licensed eligible organization which plans to~~  
29           ~~sell raffle tickets in a municipality located in a county~~  
30           ~~other than the county in which the eligible organization is~~

1 ~~licensed shall notify that county's district attorney and~~  
2 ~~licensing authority as to the location and the dates that the~~  
3 ~~licensed eligible organization plans to sell raffle tickets.]~~

4 ~~[(b.3) Limited occasion licenses. Eligible organizations~~  
5 ~~which do not own their own premises or which do not lease a~~  
6 ~~specific location to conduct their normal business may apply for~~  
7 ~~a limited occasion license to conduct games of chance on not~~  
8 ~~more than three occasions covering a total of seven days during~~  
9 ~~a licensed year. A limited occasion license entitles an eligible~~  
10 ~~organization to conduct no more than two raffles during a~~  
11 ~~licensed year where prizes may not exceed the established limits~~  
12 ~~for regular monthly raffles. Holders of a limited occasion~~  
13 ~~license may not apply or be granted any other license or special~~  
14 ~~permit under this act. No holder of a regular license or special~~  
15 ~~permit under this act shall apply or be granted a limited~~  
16 ~~occasion license.]~~

17 ~~\* \* \*~~

18 ~~(d.1) Bank account and records. The licensed eligible~~  
19 ~~organization, except for an organization licensed under~~  
20 ~~subsection (b) (1) (i), shall keep a bank account to hold the~~  
21 ~~proceeds of games of chance, which shall be separate from all~~  
22 ~~other funds belonging to the licensed eligible organization.~~  
23 ~~Account records shall show all expenditures and income and shall~~  
24 ~~be retained by the licensed eligible organization for at least~~  
25 ~~two years.~~

26 ~~\* \* \*~~

27 ~~(h) Background checks. Each application for a license~~  
28 ~~submitted by an eligible organization [which has proceeds in~~  
29 ~~excess of \$2,500 in a year] , except for an organization~~  
30 ~~licensed under subsection (b) (1) (i), shall include the results~~

1 ~~of a criminal history record information check obtained from the~~  
2 ~~Pennsylvania State Police, as defined in 18 Pa.C.S. § 9102~~  
3 ~~(relating to definitions) and permitted by 18 Pa.C.S. § 9121(b)~~  
4 ~~(relating to general regulations), for the executive officer and~~  
5 ~~{secretary} treasurer of the eligible organization making the~~  
6 ~~application for a license or any other person required by the~~  
7 ~~department.~~

8 ~~Section 6. Sections 501 and 502 of the act, added February~~  
9 ~~2, 2012 (P.L.7, No.2), are amended to read:~~

10 ~~Section 501. Club licensee.~~

11 ~~(a) Report.~~

12 ~~(1) Beginning in 2013, a club licensee shall submit~~  
13 ~~semiannual reports to the department for the preceding six~~  
14 ~~month period on a form and in a manner prescribed by the~~  
15 ~~department. The form shall be available in hard copy and~~  
16 ~~electronically from the department's Internet website. The~~  
17 ~~report may be submitted by mail to the department or through~~  
18 ~~the department's Internet website.~~

19 ~~(2) The report must be filed under oath or affirmation~~  
20 ~~of an authorized officer of the club licensee.~~

21 ~~(3) The report shall include all of the following~~  
22 ~~information:~~

23 ~~(i) The proceeds received by the club licensee from~~  
24 ~~each game of chance conducted, itemized by week.~~

25 ~~(ii) The amount of prizes paid from all games of~~  
26 ~~chance, itemized by week.~~

27 ~~(iii) Other costs incurred related to the conduct of~~  
28 ~~games of chance.~~

29 ~~(iv) The verification of amounts distributed for~~  
30 ~~public interest purposes itemized under section~~

1 ~~[502(a)(1)] 502(a)(2)(i), itemized by the recipient.~~

2 ~~(v) An itemized list of expenditures made or amounts~~  
3 ~~retained and expenditures under section [502(a)(2)]~~  
4 ~~502(a)(2)(ii).~~

5 ~~(vi) The address and the county in which the club~~  
6 ~~licensee is located.~~

7 ~~(vii) Other information or documentation required by~~  
8 ~~the department.~~

9 ~~(b) Distribution. The department shall provide a copy of~~  
10 ~~the report to the Bureau of Liquor Control Enforcement.~~

11 ~~(c) Posting. The reports under subsection (a) shall be~~  
12 ~~published on the department's Internet website.~~

13 ~~Section 502. Distribution of proceeds.~~

14 ~~(a) Distribution. The proceeds from games of chance~~  
15 ~~received by a club licensee shall be distributed as follows:~~

16 ~~[(1) No less than 70% of the proceeds shall be paid to~~  
17 ~~organizations for public interest purposes in the calendar~~  
18 ~~year in which the proceeds were obtained.~~

19 ~~(2) No more than 30% of the proceeds obtained in a~~  
20 ~~calendar year may be retained by a club licensee and used for~~  
21 ~~the following operational expenses relating to the club~~  
22 ~~licensee:~~

23 ~~(i) Real property taxes.~~

24 ~~(ii) Utility and fuel costs.~~

25 ~~(iii) Heating and air conditioning equipment or~~  
26 ~~repair costs.~~

27 ~~(iv) Water and sewer costs.~~

28 ~~(v) Property or liability insurance costs.~~

29 ~~(vi) Mortgage payments.~~

30 ~~(vii) Interior and exterior repair costs, including~~

1           ~~repair to parking lots.~~

2           ~~(viii) New facility construction costs.~~

3           ~~(ix) Entertainment equipment, including television,~~  
4           ~~video and electronic games.~~

5           ~~(x) Other expenses adopted in regulation by the~~  
6           ~~department.]~~

7           ~~(1) \$40,000 may be retained by the club licensee. Except~~  
8           ~~as prohibited by subsection (b) (1), there are no additional~~  
9           ~~restrictions on the use of these proceeds by the club~~  
10           ~~licensee.~~

11           ~~(2) Any club licensee proceeds remaining after~~  
12           ~~distribution under paragraph (1) shall be distributed as~~  
13           ~~follows:~~

14           ~~(i) No less than 70% of the proceeds shall be used~~  
15           ~~for public interest purposes in the 12 month period from~~  
16           ~~which the proceeds were obtained.~~

17           ~~(ii) No more than 30% of the proceeds obtained in a~~  
18           ~~calendar year may be retained by a club licensee and used~~  
19           ~~for the following operational expenses relating to the~~  
20           ~~club licensee:~~

21                   ~~(A) Real property taxes.~~

22                   ~~(B) Utility and fuel costs.~~

23                   ~~(C) Heating and air conditioning equipment or~~  
24           ~~repair costs.~~

25                   ~~(D) Water and sewer costs.~~

26                   ~~(E) Property or liability insurance costs.~~

27                   ~~(F) Mortgage payments.~~

28                   ~~(G) Interior and exterior repair costs,~~  
29           ~~including repair to parking lots.~~

30                   ~~(H) New facility construction costs.~~

1 ~~(I) Entertainment equipment, including~~  
2 ~~television, video and electronic games.~~

3 ~~(J) Other expenses adopted in regulation by the~~  
4 ~~department.~~

5 ~~(a.1) Amounts retained. Amounts retained by a club licensee~~  
6 ~~under subsection (a) (2) shall be expended within [the same~~  
7 ~~calendar year] a 12 month period from when the proceeds were~~  
8 ~~received unless the club licensee notifies the department that~~  
9 ~~funds are being retained for a substantial purchase or project.~~  
10 ~~Notification shall include a description of the purchase or~~  
11 ~~project, the anticipated cost and the anticipated date of the~~  
12 ~~purchase or project.~~

13 ~~(b) Prohibition.~~

14 ~~(1) Proceeds shall not be used for wages, alcohol or~~  
15 ~~food purchases or for the payment of any fine levied against~~  
16 ~~the club licensee.~~

17 ~~(2) An officer or employee of a club licensee who~~  
18 ~~operates the game of chance shall not participate in the~~  
19 ~~game. This paragraph shall not apply to a raffle.~~

20 ~~Section 7. Section 701 of the act, amended February 2, 2012~~  
21 ~~(P.L.7, No.2), is amended to read:~~

22 ~~Section 701. Revocation of licenses.~~

23 ~~(a) Grounds. The following shall be grounds for suspension,~~  
24 ~~revocation or nonrenewal of a license:~~

25 ~~(1) Any of the proceeds derived from the operation of~~  
26 ~~games of chance by an eligible organization are used for any~~  
27 ~~purpose other than for:~~

28 ~~(i) public interest purposes;~~

29 ~~(ii) the purchase of games of chance; or~~

30 ~~(iii) a purpose permitted by Chapter 5.~~

1           ~~(1.1) Any of the funds derived from the operation of~~  
2 ~~games of chance by a club licensee are used in a manner that~~  
3 ~~does not comply with section 502.~~

4           ~~(2) Any person under 18 years of age is operating or~~  
5 ~~playing games of chance.~~

6           ~~(3) The eligible organization has permitted any person~~  
7 ~~who has been convicted of a felony in a Federal or State~~  
8 ~~court within the past five years or has been convicted in a~~  
9 ~~Federal or State court within the past ten years of a~~  
10 ~~violation of the act of July 10, 1981 (P.L.214, No.67), known~~  
11 ~~as the Bingo Law, or of this act, to manage, set up,~~  
12 ~~supervise or participate in the operation of games of chance.~~

13           ~~(4) The facility in which the games of chance are played~~  
14 ~~does not have adequate means of ingress and egress and does~~  
15 ~~not have adequate sanitary facilities available in the area.~~

16           ~~(5) Any person or persons other than a manager, officer,~~  
17 ~~director, bar personnel or a bona fide member of an eligible~~  
18 ~~organization have been involved in managing, setting up,~~  
19 ~~operating or running games of chance.~~

20           ~~(6) Any person has received compensation for conducting~~  
21 ~~games of chance.~~

22           ~~(7) Any prize has been awarded in excess of the limits~~  
23 ~~permitted under this act.~~

24           ~~(8) The eligible organization has violated any condition~~  
25 ~~of a special permit issued pursuant to section 308.~~

26           ~~(9) The eligible organization conducts the games of~~  
27 ~~chance under a lease which calls for:~~

28                 ~~(i) leasing such premises from the owner thereof~~  
29                 ~~under an oral agreement; or~~

30                 ~~(ii) leasing such premises from the owner thereof~~

1 under a written agreement at a rental which is determined  
2 by the amount of receipts realized from the playing of  
3 games of chance.

4 ~~(10) False or erroneous information was provided in the~~  
5 ~~original application or in any information provided to the~~  
6 ~~licensing authority or the department in any report.~~

7 ~~(11) An eligible organization has been convicted of a~~  
8 ~~violation of this act as evidenced by a certified record of~~  
9 ~~the conviction.~~

10 ~~[(12) The eligible organization has permitted another~~  
11 ~~eligible organization to conduct games of chance on its~~  
12 ~~licensed premises without suspending its own operation of~~  
13 ~~games of chance during the period that the other licensed~~  
14 ~~eligible organization is conducting its games on the~~  
15 ~~premises.]~~

16 ~~(13) A club licensee has failed to file an accurate~~  
17 ~~report under section 501(a).~~

18 ~~(14) A club licensee has failed to comply with section~~  
19 ~~502.~~

20 ~~(15) Failure to file reports under section 501.~~

21 ~~(b) Production of records. The district attorney may~~  
22 ~~require licensees to produce their books, accounts and records~~  
23 ~~relating to the conduct of games of chance in order to determine~~  
24 ~~if a violation of this act has occurred. Licensees shall also be~~  
25 ~~required, upon request, to provide their license, books,~~  
26 ~~accounts and records relating to the conduct of games of chance~~  
27 ~~to the licensing authority, the Bureau of Liquor Control~~  
28 ~~Enforcement or to a law enforcement agency or official. A club~~  
29 ~~licensee shall retain records for a period of [five] two years.~~

30 ~~Section 8. Section 702(b) of the act, amended October 24,~~

1 ~~2012 (P.L.1462, No.184), is amended to read:~~

2 ~~Section 702. Enforcement.~~

3 ~~\* \* \*~~

4 ~~(b) Bureau of Liquor Control Enforcement. The following~~  
5 ~~shall apply to enforcement:~~

6 ~~(1) If the licensee is a club licensee, the Bureau of Liquor~~  
7 ~~Control Enforcement may enforce the provisions of this act in~~  
8 ~~accordance with subsection (g). An administrative law judge~~  
9 ~~under section 212 of the act of April 12, 1951 (P.L.90, No.21),~~  
10 ~~known as the Liquor Code, may impose the penalties under~~  
11 ~~subsection (d) following the issuance of a citation by the~~  
12 ~~bureau.~~

13 ~~(2) Unless the Bureau of Liquor Control Enforcement has~~  
14 ~~jurisdiction over a club licensee under section 702(b)(1), the~~  
15 ~~Bureau of Liquor Control Enforcement shall have no jurisdiction~~  
16 ~~to enforce the provisions of this act on any special occasion~~  
17 ~~permit holder under section 408.4 of the act of April 12, 1951~~  
18 ~~(P.L.90, No.21), known as the Liquor Code.~~

19 ~~\* \* \*~~

20 ~~Section 9. The act is amended by adding a chapter to read:~~

21 ~~CHAPTER 8~~

22 ~~SOCIAL CARD GAMES~~

23 ~~Section 801. Definitions.~~

24 ~~The following words and phrases when used in this chapter~~  
25 ~~shall have the meanings given to them in this section unless the~~  
26 ~~context clearly indicates otherwise:~~

27 ~~"Nonbanking card game." A card game where players play~~  
28 ~~against one another rather than against the house. Nonbanking~~  
29 ~~card games may include any of the following:~~

30 ~~(1) Poker games.~~

1 ~~(2) Hearts.~~

2 ~~(3) Rummy.~~

3 ~~(4) Pinochle.~~

4 ~~(5) Bid Whist.~~

5 ~~"Nonbanking card game tournament" or "tournament." A series~~  
6 ~~of card games held by a licensed eligible organization during a~~  
7 ~~consecutive period of time of not more than 24 hours and not~~  
8 ~~held as part of any other games of chance.~~

9 ~~"Pyramid" or "build up." A card game in which a prize must~~  
10 ~~be returned in order to play another game or to be eligible for~~  
11 ~~another bigger prize, or a game in which the prize must be~~  
12 ~~forfeited if a later game is lost.~~

13 ~~"Social card game" or "card game." A nonbanking card game~~  
14 ~~that is played by members at the licensed premises of an~~  
15 ~~eligible organization.~~

16 ~~Section 802. Authorization to conduct social card games.~~

17 ~~(a) Authorization. Notwithstanding any provision of 18~~  
18 ~~Pa.C.S. (relating to crimes and offenses) or of this act or any~~  
19 ~~other law or regulation to the contrary, social card games may~~  
20 ~~be played at the licensed premises of an eligible organization~~  
21 ~~in accordance with the requirements of this chapter.~~

22 ~~(b) Conditions. The following shall apply:~~

23 ~~(1) Card games may only be played by and between members~~  
24 ~~of the eligible organization.~~

25 ~~(2) The eligible organization or any other person shall~~  
26 ~~not have an interest, financial or otherwise, in the outcome~~  
27 ~~of any card game.~~

28 ~~(3) Only nonbanking card games may be played with~~  
29 ~~members playing against each other.~~

30 ~~(4) Wagering shall be entirely at the discretion of each~~

1 ~~player.~~

2 ~~(5) The maximum prize or payout for a card game shall be~~  
3 ~~limited to \$100.~~

4 ~~(6) The eligible organization shall not charge a fee for~~  
5 ~~play.~~

6 ~~(7) Not more than ten members may play at any table in a~~  
7 ~~card game.~~

8 ~~(8) Card games may only be played in a room set aside~~  
9 ~~for those activities at the licensed premises of the eligible~~  
10 ~~organization.~~

11 ~~(9) Not more than five gaming tables may be made~~  
12 ~~available for the play of card games by the eligible~~  
13 ~~organization.~~

14 ~~(10) No card games may be played between the hours of 1~~  
15 ~~a.m. and 1 p.m.~~

16 ~~(11) No eligible organization or any other person shall~~  
17 ~~collect, obtain or charge any percentage of or shall collect~~  
18 ~~or obtain any portion of any wager or winnings of any player~~  
19 ~~in a card game, except a player may collect his winnings.~~

20 ~~(12) No eligible organization or any other person shall~~  
21 ~~collect, or obtain any money from or charge or impose any fee~~  
22 ~~upon, any person that either enables the person to play or~~  
23 ~~results in or from the person playing a card game, except~~  
24 ~~that this paragraph shall not preclude the collection of a~~  
25 ~~membership fee by the eligible organization that is unrelated~~  
26 ~~to participation in the play of a card game authorized under~~  
27 ~~this chapter.~~

28 ~~(13) An eligible organization that allows the use of its~~  
29 ~~premises for the play of card games by its members in~~  
30 ~~accordance with this chapter shall submit a schedule of the~~

~~proposed dates of such card games and any card game  
tournament to the licensing authority.~~

~~(c) Required postings. An eligible organization that  
permits the play of card games at its licensed premises shall  
prominently post the following in close proximity of card game  
tables in the room designated to play card games:~~

~~(1) The wagering limits for each type of card game.~~

~~(2) The rules of play.~~

~~(3) Information on where a person can obtain help for  
problem gambling, including the telephone number for the  
Pennsylvania Compulsive Gambling Hotline.~~

~~(d) Prohibitions.~~

~~(1) It shall be unlawful for an eligible organization  
to:~~

~~(i) Obtain or collect any money or thing of value  
from the conduct of card games at its licensed premises.~~

~~(ii) Knowingly permit a card game to be played in  
violation of this chapter.~~

~~(iii) Fail to comply with the posting requirement in  
accordance with subsection (c).~~

~~(iv) Engage in any act, practice or course of  
conduct that would constitute fraud or deceit upon any  
player in a card game.~~

~~(v) Allow a person under 21 years of age to play a  
card game at its licensed premises.~~

~~(vi) Knowingly allow any person to employ or attempt  
to employ any device, scheme or artifice to cheat or  
defraud any player in a card game.~~

~~(vii) Advertise any card game in violation of  
section 704.~~

1 ~~(2) A licensed organization that violates paragraph (1)~~  
2 ~~shall be subject to the penalties imposed under section~~  
3 ~~702(d).~~

4 ~~(c) Applicability. The requirements of sections 502 and 503~~  
5 ~~shall not apply to social card games authorized under this~~  
6 ~~chapter.~~

7 ~~Section 803. Card game tournaments.~~

8 ~~(a) Authorization. Notwithstanding any other provision of~~  
9 ~~law or regulation to the contrary, an eligible organization may~~  
10 ~~conduct nonbanking card game tournaments. A card game tournament~~  
11 ~~conducted by an eligible organization shall comply with all of~~  
12 ~~the following:~~

13 ~~(1) Only nonbanking card games shall be played in a card~~  
14 ~~game tournament.~~

15 ~~(2) Each card game shall be conducted in a fair and~~  
16 ~~honest manner and shall not be operated on a build up or~~  
17 ~~pyramid basis.~~

18 ~~(3) Every player in a tournament shall be given the same~~  
19 ~~chance of winning the tournament. Second chance entries or~~  
20 ~~multiple entries shall be prohibited.~~

21 ~~(4) The eligible organization shall conduct each~~  
22 ~~tournament and shall not contract with or permit another~~  
23 ~~person to conduct the tournament or any card game during the~~  
24 ~~tournament.~~

25 ~~(5) Only the eligible organization may receive or have~~  
26 ~~any fixed or contingent right to receive, directly or~~  
27 ~~indirectly, any profit, remuneration or compensation from or~~  
28 ~~related to a card game in a card game tournament, except any~~  
29 ~~amount that a person may win as a player on the same basis as~~  
30 ~~the other players.~~

1           ~~(6) The eligible organization shall not hold more than~~  
2 ~~five card game tournaments annually.~~

3           ~~(7) The eligible organization shall not hold a card game~~  
4 ~~tournament within seven calendar days of another tournament~~  
5 ~~conducted by the eligible organization.~~

6           ~~(8) The eligible organization may hold only one card~~  
7 ~~game tournament during any period of 24 consecutive hours,~~  
8 ~~starting from the time the tournament begins.~~

9           ~~(9) At the conclusion of each tournament, the eligible~~  
10 ~~organization conducting the tournament shall announce the~~  
11 ~~name of the winning player and the amount of winnings.~~

12           ~~(10) The eligible organization shall limit the number of~~  
13 ~~tables used in the tournament to not more than five with not~~  
14 ~~more than ten players at each table.~~

15           ~~(11) A card game tournament shall only be held in a room~~  
16 ~~at the licensed premises designated by the eligible~~  
17 ~~organization for the conduct of card games.~~

18           ~~(12) Players in tournaments shall be limited to the~~  
19 ~~members of the eligible organization.~~

20           ~~(13) Players shall be 21 years of age or older.~~

21           ~~(14) The card game tournament shall not provide any~~  
22 ~~direct financial benefit to the eligible organization or any~~  
23 ~~other person, except winning players in the tournament.~~

24           ~~(15) The value of all prizes awarded for each~~  
25 ~~tournament, except for a Texas Hold'em tournament, shall not~~  
26 ~~exceed \$200.~~

27           ~~(16) For a tournament involving Texas Hold'em, all of~~  
28 ~~the following shall apply:~~

29           ~~(i) The payment of an entry fee or other~~  
30 ~~consideration for participating is prohibited.~~

1 ~~(ii) The value of all prizes awarded to an~~  
2 ~~individual winner of a tournament or contest at a single~~  
3 ~~table shall not exceed \$200 each day.~~

4 ~~(17) The eligible organization shall ensure that~~  
5 ~~reasonable accommodations are made for players with~~  
6 ~~disabilities.~~

7 ~~(b) Required postings. Notwithstanding subsection (a), the~~  
8 ~~eligible organization shall prominently post the tournament~~  
9 ~~rules on a sign in the tournament playing room at least 24 hours~~  
10 ~~before the tournament begins. The sign shall be at least 30~~  
11 ~~inches by 30 inches, and the rules shall be easily readable. The~~  
12 ~~sign shall include all of the following:~~

13 ~~(1) In permanent letters three inches high, the words~~  
14 ~~"Tournament Rules."~~

15 ~~(2) Card game or games to be played in the tournament~~  
16 ~~and the rules of each card game.~~

17 ~~(3) The prize for each card game and tournament.~~

18 ~~(4) How winners will be determined.~~

19 ~~(5) Any other tournament rules.~~

20 ~~(c) Prizes. Cash or merchandise prizes may be awarded for~~  
21 ~~each card game tournament. All of the following shall apply:~~

22 ~~(1) The eligible organization shall distribute the~~  
23 ~~prizes awarded on the day the prizes are won.~~

24 ~~(2) Donated or merchandise prizes shall not be~~  
25 ~~repurchased by the eligible organization.~~

26 ~~(3) Only prizes that can be won shall be displayed in~~  
27 ~~the room where the tournament will be held.~~

28 Section 10. The provisions of 61 Pa. Code §§ 901.463(4)  
29 ~~(relating to raffle records), 901.464(9) (relating to punchboard~~  
30 ~~and pull tab records), 901.464a(9) (relating to daily and weekly~~

1 ~~drawing records), 901.466(1) (relating to prize records) and~~  
2 ~~901.733(f) (relating to control of prizes) are abrogated.~~

3 ~~Section 11. This act shall take effect immediately.~~

4 SECTION 1. THE DEFINITIONS OF "DAILY DRAWING," "GAMES OF <--  
5 CHANCE," "RAFFLE," "PUBLIC INTEREST PURPOSE" AND "WEEKLY  
6 DRAWING" IN SECTION 103 OF THE ACT OF DECEMBER 19, 1988  
7 (P.L.1262, NO.156), KNOWN AS THE LOCAL OPTION SMALL GAMES OF  
8 CHANCE ACT, AMENDED OR ADDED FEBRUARY 2, 2012 (P.L.7, NO.2) AND  
9 OCTOBER 24, 2012 (P.L.1462, NO.184), ARE AMENDED AND THE SECTION  
10 IS AMENDED BY ADDING DEFINITIONS TO READ:

11 SECTION 103. DEFINITIONS.

12 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ACT SHALL  
13 HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE  
14 CONTEXT CLEARLY INDICATES OTHERWISE:

15 \* \* \*

16 "AUXILIARY GROUP." THE TERM SHALL NOT INCLUDE A BRANCH,  
17 LODGE OR CHAPTER OF A STATEWIDE ORGANIZATION.

18 \* \* \*

19 "CONSERVATION ORGANIZATION." A NATIONAL OR STATEWIDE <--  
20 NONPROFIT ORGANIZATION OR LOCAL FEDERATION, CLUB OR CHAPTER OF A  
21 NATIONAL OR STATEWIDE NONPROFIT ORGANIZATION WHOSE MISSION  
22 INCLUDES OR ACTIVITIES INCLUDE ANY OF THE FOLLOWING: <--

23 (1) ENVIRONMENTAL EDUCATION TO PROMOTE CONSERVATION,  
24 MAINTENANCE, ACQUISITION OR IMPROVEMENT OF A NATURAL AREA FOR  
25 PUBLIC USE.

26 (2) PROTECTION, PRESERVATION OR MANAGEMENT OF NATURAL  
27 RESOURCES.

28 (3) RESTORATION, CONSERVATION OR MAINTENANCE OF  
29 WILDLIFE. THIS PARAGRAPH INCLUDES THE CREATION OR  
30 PRESERVATION OF WILDLIFE SANCTUARIES OR PRESERVES.

1           (4) BEST HUNTING PRACTICES, HUNTER EDUCATION AND HUNTING <--

2           SAFETY.

3           "DAILY DRAWING." A GAME OF CHANCE IN WHICH A BONA FIDE  
4 MEMBER SELECTS OR IS ASSIGNED A NUMBER FOR A CHANCE AT A PRIZE  
5 WITH THE WINNER DETERMINED BY RANDOM DRAWING TO TAKE PLACE ON  
6 THE LICENSED ELIGIBLE ORGANIZATION'S LICENSED PREMISES DURING  
7 THE SAME OPERATING DAY. THE TERM INCLUDES GAMES OF CHANCE  
8 COMMONLY KNOWN AS "MEMBER SIGN-IN LOTTERIES" AND "HALF-AND-HALF  
9 LOTTERIES." DAILY DRAWING WINNERS MAY BE DETERMINED WITH THE AID  
10 OF A PASSIVE SELECTION DEVICE OR REFERENCE TO DRAWINGS CONDUCTED  
11 BY THE DEPARTMENT PURSUANT TO THE ACT OF AUGUST 26, 1971  
12 (P.L.351, NO.91), KNOWN AS THE STATE LOTTERY LAW. DAILY DRAWING  
13 CHANCES MAY NOT BE SOLD FOR AN AMOUNT IN EXCESS OF \$1, AND NO  
14 MORE THAN ONE CHANCE PER INDIVIDUAL MAY BE SOLD PER DRAWING.  
15 NOTHING IN THIS DEFINITION SHALL RESTRICT AN ELIGIBLE  
16 ORGANIZATION FROM CONDUCTING MORE THAN ONE DRAWING PER DAY.  
17 AFTER A DAILY DRAWING IS HELD, A BONA FIDE MEMBER MAY  
18 IMMEDIATELY SELECT A NUMBER FOR A CHANCE AT A PRIZE FOR THE NEXT  
19 DAY'S DAILY DRAWING.

20           \* \* \*

21           "GAMES OF CHANCE." PUNCHBOARDS, DAILY DRAWINGS, WEEKLY  
22 DRAWINGS, 50/50 DRAWINGS, RAFFLES, POOLS, RACE NIGHT GAMES AND <--  
23 PULL-TABS, AS DEFINED IN THIS ACT, PROVIDED THAT NO SUCH GAME  
24 SHALL BE PLAYED BY OR WITH THE ASSISTANCE OF ANY MECHANICAL OR  
25 ELECTRICAL DEVICES OR MEDIA OTHER THAN A DISPENSING MACHINE OR  
26 PASSIVE SELECTION DEVICE AND FURTHER PROVIDED THAT THE  
27 PARTICULAR CHANCE TAKEN BY ANY PERSON IN ANY SUCH GAME SHALL NOT  
28 BE MADE CONTINGENT UPON ANY OTHER OCCURRENCE OR THE WINNING OF  
29 ANY OTHER CONTEST, BUT SHALL BE DETERMINED SOLELY AT THE  
30 DISCRETION OF THE PURCHASER. THIS DEFINITION INCLUDES A RACE <--

1 ~~NIGHT GAME.~~ THIS DEFINITION SHALL NOT BE CONSTRUED TO AUTHORIZE  
2 ANY OTHER FORM OF GAMBLING CURRENTLY PROHIBITED UNDER ANY  
3 PROVISION OF [TITLE 18 OF THE PENNSYLVANIA CONSOLIDATED  
4 STATUTES] 18 PA.C.S. (RELATING TO CRIMES AND OFFENSES) OR  
5 AUTHORIZED UNDER 4 PA.C.S. (RELATING TO AMUSEMENTS). NOTHING IN  
6 THIS ACT SHALL BE CONSTRUED TO AUTHORIZE GAMES COMMONLY KNOWN AS  
7 "SLOT MACHINES" OR "VIDEO [POKER."] POKER" OR OTHER GAMES  
8 REGULATED BY THE PENNSYLVANIA GAMING CONTROL BOARD.

9 \* \* \*

10 "POOL." ~~A GAMBLING AN ACTIVITY IN WHICH A PERSON WAGERS CASH~~ <--  
11 PAYS AN ENTRY FEE FOR EACH CHANCE TO WIN CASH OR MERCHANDISE <--  
12 BASED ON THE OUTCOME OF AN EVENT OR SERIES OF EVENTS WHEREIN THE  
13 PARTICIPANTS IN THE EVENT OR SERIES OF EVENTS ARE NATURAL  
14 PERSONS OR ANIMALS, AND IS A GAMBLING ACTIVITY THAT APPLIES ALL <--  
15 OF THE FOLLOWING: TO WHICH ALL OF THE FOLLOWING APPLY: <--

16 (1) THE MAXIMUM NUMBER OF INDIVIDUALS THAT MAY  
17 PARTICIPATE IN A POOL IS 100 PEOPLE.

18 (2) THE MAXIMUM AMOUNT WAGERED ENTRY FEE FOR EACH <--  
19 INDIVIDUAL ENTRY IN A POOL IS \$20.

20 (3) OTHER THAN THE WAGER ENTRY FEE NO OTHER MONEY OR <--  
21 THING OF VALUE IS PAID OR GIVEN FOR PARTICIPATION IN A POOL.

22 (4) THERE IS AT LEAST ONE GUARANTEED WINNER FROM AMONG <--  
23 THE PARTICIPANTS.

24 (5) ALL WAGERS ENTRY FEES COLLECTED FOR ENTRY INTO THE <--  
25 POOL ARE PAID AS PRIZES TO ONE OR MORE OF THE PARTICIPANTS IN <--  
26 THE POOL OR TO A CLEARLY IDENTIFIED NONPROFIT ORGANIZATION <--  
27 WITH A PUBLIC INTEREST PURPOSE. <--

28 ~~(6) NO WAGERS OR PORTIONS THEREOF ARE RETAINED BY THE~~  
29 ~~PERSON OR ELIGIBLE ORGANIZATION OPERATING THE POOL AND~~  
30 ~~COLLECTING WAGERS FOR PARTICIPATION.~~

1           ~~(7) THE TRANSACTION OF ENTERING THE POOL IS INCIDENT TO~~  
2           ~~A BONA FIDE RELATIONSHIP IN ACCORDANCE WITH THIS ACT.~~

3           (6) NO ENTRY FEES OR PORTIONS THEREOF ARE RETAINED BY     <--  
4           THE PERSON OR ELIGIBLE ORGANIZATION OPERATING THE POOL.

5           \* \* \*

6           "PUBLIC INTEREST PURPOSE." ONE OR MORE OF THE FOLLOWING:

7           (1) THE ACTIVITIES AND OPERATIONS OF A NONPROFIT  
8           BENEVOLENT, CHARITABLE, RELIGIOUS, EDUCATIONAL,  
9           PHILANTHROPIC, HUMANE, SCIENTIFIC, PATRIOTIC, SOCIAL WELFARE,  
10          SOCIAL ADVOCACY, PUBLIC HEALTH, PUBLIC SAFETY, EMERGENCY  
11          RESPONSE, ENVIRONMENTAL, HISTORIC OR CIVIC OBJECTIVE.     <--

12          (2) INITIATING, PERFORMING OR FOSTERING WORTHY PUBLIC  
13          WORKS OR ENABLING OR FURTHERING THE ERECTION OR MAINTENANCE  
14          OF PUBLIC STRUCTURES.

15          (3) LESSENING THE BURDENS BORNE BY GOVERNMENT OR  
16          VOLUNTARILY SUPPORTING, AUGMENTING OR SUPPLEMENTING SERVICES  
17          WHICH GOVERNMENT WOULD NORMALLY RENDER TO THE PEOPLE.

18          (4) IMPROVING, EXPANDING, MAINTAINING OR REPAIRING REAL  
19          PROPERTY OWNED OR LEASED BY AN ELIGIBLE ORGANIZATION AND  
20          RELATING OPERATIONAL EXPENSES USED FOR PURPOSES SPECIFIED IN  
21          PARAGRAPHS (1), (2) AND (3).

22          (5) NONPROFIT YOUTH SPORTS ACTIVITIES, SERVICES TO  
23          SUPPORT OR HONOR VETERANS AND ACTIVITIES RELATING TO THE  
24          PROVISION OF VOLUNTEER FIRE AND RESCUE ACTIVITIES.

25          THE TERM DOES NOT INCLUDE THE ERECTION OR ACQUISITION OF ANY  
26          REAL PROPERTY, UNLESS THE PROPERTY WILL BE USED EXCLUSIVELY FOR  
27          ONE OR MORE OF THE PURPOSES SPECIFIED IN THIS DEFINITION.

28          \* \* \*

29          "RACE NIGHT GAME." A GAME OF CHANCE IN WHICH MULTIPLE  
30          PARTICIPANTS PLACE ENTRY FEES OR WAGERS ON A PRERECORDED HORSE     <--

1 RACE DISPLAYED ON A SINGLE SCREEN TO MULTIPLE PARTICIPANTS  
2 SIMULTANEOUSLY DURING A GAMING SESSION THAT DOES NOT EXCEED  
3 EIGHT CONSECUTIVE HOURS AND IS NOT CONDUCTED MORE FREQUENTLY  
4 THAN ONCE A MONTH. THIS DEFINITION DOES NOT INCLUDE AN INSTANT  
5 RACING MACHINE, HISTORICAL RACING MACHINE OR OTHER SIMILAR PARI-  
6 MUTUEL DEVICE.

7 ~~"RAFFLE." A GAME OF CHANCE IN WHICH A PARTICIPANT BUYS A~~ <--  
8 ~~TICKET FOR A CHANCE AT A PRIZE WITH THE WINNER DETERMINED BY [A~~  
9 ~~RANDOM DRAWING] RANDOM DRAWINGS OF CORRESPONDING TICKET STUBS~~  
10 ~~[TO TAKE PLACE AT A]. EXCEPT FOR TICKET SALES BY A CONSERVATION~~  
11 ~~ORGANIZATION, THE LOCATION AND DATE OR DATES SHALL BE PRINTED~~  
12 ~~UPON EACH TICKET. SUCH GAMES OF CHANCE SHALL INCLUDE LOTTERIES~~  
13 ~~BUT NOT DAILY DRAWINGS. RAFFLE WINNERS MAY BE DETERMINED BY~~  
14 ~~REFERENCE TO DRAWINGS CONDUCTED BY THE DEPARTMENT PURSUANT TO~~  
15 ~~THE ACT OF AUGUST 26, 1971 (P.L.351, NO.91), KNOWN AS THE STATE~~  
16 ~~LOTTERY LAW.~~

17 "RAFFLE." A GAME OF CHANCE IN WHICH A PARTICIPANT BUYS A <--  
18 TICKET FOR A CHANCE AT A PRIZE WITH THE WINNER DETERMINED BY A  
19 RANDOM DRAWING OF CORRESPONDING TICKET STUBS [TO TAKE PLACE AT A  
20 LOCATION AND DATE OR DATES PRINTED UPON EACH TICKET]. SUCH GAMES  
21 OF CHANCE SHALL INCLUDE LOTTERIES BUT NOT DAILY AND WEEKLY  
22 DRAWINGS. RAFFLE WINNERS MAY BE DETERMINED BY REFERENCE TO  
23 DRAWINGS CONDUCTED BY THE DEPARTMENT PURSUANT TO THE ACT OF  
24 AUGUST 26, 1971 (P.L.351, NO.91), KNOWN AS THE STATE LOTTERY  
25 LAW. THE TERM SHALL INCLUDE A RAFFLE AUCTION.

26 "RAFFLE AUCTION." A GAME OF CHANCE IN WHICH A PARTICIPANT  
27 BUYS A TICKET FOR A CHANCE TO WIN A PRIZE AS FOLLOWS:

28 (1) TICKETS ARE PLACED IN A LOCATION ASSIGNED TO A  
29 PARTICULAR PRIZE.

30 (2) THE WINNER OF EACH PRIZE IS DETERMINED BY A RANDOM

1 DRAWING OF A TICKET THAT CORRESPONDS TO THE TICKET HELD BY  
2 THE PARTICIPANT.

3 \* \* \*

4 "WEEKLY DRAWING." A GAME OF CHANCE IN WHICH A BONA FIDE  
5 MEMBER SELECTS OR RECEIVES A NUMBER OR NUMBERS FOR A CHANCE AT A  
6 PRIZE WITH THE WINNER DETERMINED BY A RANDOM DRAWING TO TAKE  
7 PLACE ON THE LICENSED ELIGIBLE ORGANIZATION'S LICENSED PREMISES  
8 AT THE END OF A SEVEN-DAY PERIOD. WEEKLY DRAWING WINNERS MAY BE  
9 DETERMINED WITH THE AID OF A PASSIVE SELECTION DEVICE OR  
10 REFERENCE TO DRAWINGS CONDUCTED BY THE DEPARTMENT OF REVENUE  
11 PURSUANT TO THE ACT OF AUGUST 26, 1971 (P.L.351, NO.91), KNOWN  
12 AS THE STATE LOTTERY LAW. WEEKLY DRAWING CHANCES MAY NOT BE SOLD  
13 FOR AN AMOUNT IN EXCESS OF \$1. AFTER A WEEKLY DRAWING IS HELD, A  
14 BONA FIDE MEMBER MAY IMMEDIATELY SELECT A NUMBER FOR A CHANCE AT  
15 A PRIZE FOR THE NEXT ~~DAY'S~~ WEEKLY DRAWING. <--

16 SECTION 2. SECTION 301 OF THE ACT, AMENDED OCTOBER 24, 2012  
17 (P.L.1462, NO.184), IS AMENDED TO READ:

18 SECTION 301. GAMES OF CHANCE PERMITTED.

19 EVERY ELIGIBLE ORGANIZATION TO WHICH A LICENSE HAS BEEN  
20 ISSUED UNDER THE PROVISIONS OF THIS CHAPTER MAY CONDUCT GAMES OF  
21 CHANCE FOR THE PURPOSE OF RAISING FUNDS FOR PUBLIC INTEREST  
22 PURPOSES. EXCEPT AS PROVIDED IN [CHAPTER 5] CHAPTERS 5 AND 9, <--  
23 ALL PROCEEDS OF A LICENSED ELIGIBLE ORGANIZATION SHALL BE USED  
24 EXCLUSIVELY FOR PUBLIC INTEREST PURPOSES, FOR THE PURCHASE OF  
25 GAMES OF CHANCE[, ] OR FOR THE PAYMENT OF THE LICENSE FEE [OR FOR  
26 THE PAYMENT OF THE FEE FOR BACKGROUND CHECKS], AS REQUIRED BY  
27 THIS ACT. AN ELIGIBLE ORGANIZATION WHOSE PRIMARY PURPOSE IS THE <--  
28 PROMOTION OF A PUBLIC INTEREST MAY UTILIZE THE PROCEEDS FROM  
29 SMALL GAMES OF CHANCE TO FULFILL THAT PURPOSE.

30 SECTION 2.1. THE ACT IS AMENDED BY ADDING A SECTION TO READ:

1 SECTION 301.1. PROHIBITION REGARDING POOLS.

2 THE OPERATION OF A POOL MUST COMPLY WITH THE PROFESSIONAL AND  
3 AMATEUR SPORTS PROTECTION ACT (PUBLIC LAW 102-559, 28 U.S.C. §  
4 3701 ET SEQ.) OR OTHER FEDERAL LAW IN THE OPERATION OF OR  
5 PARTICIPATION IN THE POOL.

6 SECTION 3. SECTION 302 (A), (B), (C), (D), (D.1) ~~AND (F)~~, (F) <--  
7 AND (H) OF THE ACT, AMENDED FEBRUARY 2, 2012 (P.L.7, NO.2), ARE  
8 AMENDED AND THE SECTION IS AMENDED BY ADDING A SUBSECTION TO  
9 READ:

10 SECTION 302. PRIZE LIMITS.

11 (A) INDIVIDUAL PRIZE LIMIT.--EXCEPT AS PROVIDED UNDER  
12 SUBSECTIONS (D) AND (D.1), THE MAXIMUM PRIZE WHICH MAY BE  
13 AWARDED FOR ANY SINGLE CHANCE SHALL BE [\$1,000] \$2,000.

14 (B) AGGREGATE PRIZE LIMIT.--NO MORE THAN [\$25,000] \$35,000  
15 IN PRIZES SHALL BE AWARDED FROM GAMES OF CHANCE BY A LICENSED  
16 ELIGIBLE ORGANIZATION IN ANY SEVEN-DAY PERIOD.

17 (C) RAFFLE PRIZE LIMIT.--UP TO [\$10,000] \$15,000 IN PRIZES  
18 MAY BE AWARDED IN RAFFLES IN ANY CALENDAR MONTH.

19 \* \* \*

20 (D) EXCEPTION FOR RAFFLES.--NOTWITHSTANDING SUBSECTION (B)  
21 OR (C), A LICENSED ELIGIBLE ORGANIZATION MAY CONDUCT A RAFFLE  
22 UNDER SECTION 308 AND AWARD A PRIZE OR PRIZES VALUED IN EXCESS <--  
23 OF [\$1,000] ~~\$2,000~~ \$3,000 EACH ONLY UNDER THE FOLLOWING <--  
24 CONDITIONS:

25 (1) THE LICENSING AUTHORITY HAS ISSUED A SPECIAL PERMIT  
26 FOR THE RAFFLE UNDER SECTION 308.

27 (2) A LICENSED ELIGIBLE ORGANIZATION SHALL BE ELIGIBLE  
28 TO RECEIVE NO MORE THAN [EIGHT] TEN SPECIAL PERMITS IN ANY <--  
29 LICENSED TERM EXCEPT THAT A VOLUNTEER FIRE, AMBULANCE OR  
30 RESCUE OR CONSERVATION ORGANIZATION THAT IS NOT A CLUB

1 LICENSEE SHALL BE ELIGIBLE TO RECEIVE ~~【TEN】~~ 12 SPECIAL <--  
2 PERMITS IN ANY LICENSED TERM.

3 (3) ONLY ONE RAFFLE MAY BE CONDUCTED UNDER EACH SPECIAL  
4 PERMIT ISSUED UNDER SECTION 308.

5 (4) EXCEPT AS PROVIDED UNDER SUBSECTION (D.1), THE TOTAL  
6 OF ALL PRIZES AWARDED UNDER THIS SUBSECTION SHALL BE NO MORE  
7 THAN ~~【\$100,000】~~ \$150,000 PER CALENDAR YEAR, WHICH SHALL BE <--  
8 SUBJECT TO THE AGGREGATE LIMIT UNDER SUBSECTION (B) OR (C) OR  
9 THIS SUBSECTION IN ACCORDANCE WITH SECTION 304.1 AND THIS  
10 ACT.

11 (D.1) ADDITIONAL AWARD.--A VOLUNTEER FIRE, AMBULANCE ~~【OR】~~,  
12 RESCUE OR CONSERVATION ORGANIZATION MAY, IN ADDITION TO THE  
13 TOTAL UNDER SUBSECTION (D) (4), AWARD UP TO ~~【\$50,000】~~ \$100,000 <--  
14 FROM RAFFLES WHICH SHALL NOT BE SUBJECT TO THE AGGREGATE LIMIT  
15 UNDER SUBSECTION (B), (C) OR (D).

16 \* \* \*

17 (F) DAILY DRAWING CARRYOVER.--THE PRIZE LIMITATION CONTAINED  
18 IN SUBSECTIONS (A) AND (B) MAY BE EXCEEDED BY A DAILY DRAWING  
19 UNDER THE FOLLOWING CIRCUMSTANCES: A DAILY DRAWING MAY AWARD A  
20 PRIZE IN EXCESS OF ~~【\$1,000】~~ \$2,000 IF SUCH PRIZE IS THE RESULT  
21 OF A CARRYOVER OF A DRAWING WHICH RESULTED FROM THE WINNING  
22 NUMBER IN SUCH DRAWING NOT BEING AMONG THE ELIGIBLE ENTRANTS IN  
23 SUCH DRAWINGS. NOTHING CONTAINED HEREIN SHALL AUTHORIZE THE  
24 PRIZE LIMITATION AS CONTAINED IN SUBSECTIONS (A) AND (B) TO BE  
25 EXCEEDED AS A RESULT OF A FAILURE TO CONDUCT A DRAWING ON AN  
26 OPERATING DAY DURING WHICH CHANCES WERE SOLD FOR A DAILY DRAWING  
27 OR FOR A DAILY DRAWING FOR WHICH CHANCES WERE SOLD IN EXCESS OF  
28 \$1 OR FOR WHICH MORE THAN ONE CHANCE WAS SOLD TO AN ELIGIBLE  
29 PARTICIPANT.

30 \* \* \*

1 (H) WEEKLY DRAWING CARRYOVER EXCEPTION.--WEEKLY DRAWINGS  
 2 SHALL BE GOVERNED BY THE PRIZE LIMITATION CONTAINED IN  
 3 SUBSECTION (B). THE PRIZE LIMITATION CONTAINED IN SUBSECTION (B)  
 4 MAY BE EXCEEDED BY A WEEKLY DRAWING UNDER THE FOLLOWING  
 5 CIRCUMSTANCES: A WEEKLY DRAWING MAY AWARD A PRIZE WHERE THE CASH  
 6 VALUE IS IN EXCESS OF [\$25,000] \$35,000 IF SUCH PRIZE IS THE  
 7 RESULT OF A CARRYOVER OF A DRAWING OR DRAWINGS WHICH RESULTED  
 8 FROM THE WINNING NUMBER OR NUMBERS IN SUCH DRAWING OR DRAWINGS  
 9 NOT BEING AMONG THE ELIGIBLE ENTRANTS IN SUCH DRAWINGS. NOTHING  
 10 CONTAINED IN THIS CHAPTER SHALL AUTHORIZE THE PRIZE LIMITATION  
 11 UNDER SUBSECTION (B) TO BE EXCEEDED AS A RESULT OF A FAILURE TO  
 12 CONDUCT A DRAWING FOR A WEEK DURING WHICH CHANCES WERE SOLD FOR  
 13 A WEEKLY DRAWING OR FOR A WEEKLY DRAWING FOR WHICH CHANCES WERE  
 14 SOLD IN EXCESS OF \$1.

15 (I) CONCURRENT OPERATION.--NOTHING UNDER THIS ACT SHALL  
 16 PROHIBIT THE CONCURRENT OPERATION OF DAILY OR WEEKLY DRAWINGS.

17 SECTION 3.1. SECTION 303(B) OF THE ACT, AMENDED FEBRUARY 2,  
 18 2012 (P.L.7, NO.2), IS AMENDED TO READ:

19 SECTION 303. SALES LIMITED.

20 \* \* \*

21 (B) LIMITATION.--NO GAME OF CHANCE, OTHER THAN A RAFFLE  
 22 UNDER SECTION 302(D), SOLD, OFFERED FOR SALE OR FURNISHED TO A  
 23 LICENSED ELIGIBLE ORGANIZATION FOR USE WITHIN THIS COMMONWEALTH  
 24 SHALL CONTAIN, PERMIT, DEPICT OR DESIGNATE A PRIZE HAVING A  
 25 PRIZE LIMIT IN EXCESS OF [\$1,000] \$2,000.

26 SECTION 3.2. THE ACT IS AMENDED BY ADDING A SECTION TO READ:  
 27 SECTION 303.1. RAFFLE SALES.

28 NOTHING IN THIS ACT SHALL PROHIBIT THE SALE OF A RAFFLE  
 29 TICKET AVAILABLE TO AN INDIVIDUAL WHO LAWFULLY MAY ENTER THE  
 30 RAFFLE. TICKETS MAY BE ISSUED IN ACCORDANCE WITH THE FOLLOWING:

- 1           (1) ISSUED AT A DISCOUNTED PRICE.  
2           (2) ISSUED AS PART OF THE SALE OF OTHER TICKETS.  
3           (3) ISSUED FREE OF CHARGE OR AS PART OF THE SALE OF  
4           OTHER TICKETS.  
5           (4) ISSUED AS BONUS TICKETS AS PART OF THE SALE OF OTHER  
6           TICKETS.  
7           (5) ISSUED AS PRIZES, INCLUDING PRIZES AT AUCTIONS.

8           SECTION 4. SECTION 304(G) ~~AND (H)~~, (H) AND (I) OF THE ACT, <--  
9           AMENDED FEBRUARY 2, 2012 (P.L.7, NO.2), ARE AMENDED AND THE  
10          SECTION IS AMENDED BY ADDING A SUBSECTION TO READ:  
11          SECTION 304. DISTRIBUTOR LICENSES.

12           \* \* \*

13          (C.1) BACKGROUND.--THE DEPARTMENT SHALL CONDUCT AND ANNUALLY  
14          UPDATE A CRIMINAL HISTORY RECORD CHECK ON EACH INDIVIDUAL LISTED  
15          UNDER SUBSECTION (B) (6).

16           \* \* \*

17          (G) INELIGIBILITY.--THE DEPARTMENT SHALL NOT ISSUE OR RENEW  
18          A DISTRIBUTOR LICENSE FOR THE SALE OF GAMES OF CHANCE TO A  
19          PERSON, INCLUDING ANY CORPORATION, FIRM OR PARTNERSHIP WHICH HAS  
20          AS AN OFFICER, DIRECTOR OR OTHER PERSON IN A SUPERVISORY OR  
21          MANAGEMENT POSITION, OR EMPLOYEE ELIGIBLE TO MAKE SALES ON  
22          BEHALF OF THE DISTRIBUTOR, WHO:

23                 (1) HAS BEEN CONVICTED OF A FELONY IN A STATE OR FEDERAL  
24                 COURT WITHIN THE PAST FIVE YEARS; OR

25                 (2) HAS BEEN CONVICTED WITHIN TEN YEARS OF THE DATE OF  
26                 APPLICATION IN A STATE OR FEDERAL COURT OF A VIOLATION OF  
27                 [THE ACT OF JULY 10, 1981 (P.L.214, NO.67), KNOWN AS THE  
28                 BINGO LAW, OR OF THIS ACT OR OF A GAMBLING-RELATED OFFENSE  
29                 UNDER TITLE 18 OF THE PENNSYLVANIA CONSOLIDATED STATUTES  
30                 (RELATING TO CRIMES AND OFFENSES) OR OTHER COMPARABLE STATE

1 OR FEDERAL LAW.] ANY OF THE FOLLOWING:

2 (I) THIS ACT.

3 (II) THE ACT OF JULY 10, 1981 (P.L.214, NO.67),  
4 KNOWN AS THE BINGO LAW.

5 (III) A GAMBLING-RELATED OFFENSE UNDER 4 PA.C.S.  
6 (RELATING TO AMUSEMENTS).

7 (IV) A GAMBLING-RELATED OFFENSE UNDER 18 PA.C.S.  
8 (RELATING TO CRIMES AND OFFENSES).

9 (V) A FEDERAL OR STATE LAW COMPARABLE TO THE  
10 STATUTES LISTED UNDER SUBPARAGRAPHS (I), (II), (III) AND  
11 (IV).

12 (H) LICENSE AND RENEWAL FEES.--THE FEE FOR A DISTRIBUTOR  
13 LICENSE SHALL BE [\$1,000] \$2,000. LICENSES SHALL BE RENEWABLE ON  
14 AN ANNUAL BASIS.

15 \* \* \*

<--

16 (I) EXCEPTION.--THIS SECTION SHALL NOT APPLY TO THE  
17 MANUFACTURE OR DISTRIBUTION OF RAFFLE TICKETS, 50/50 DRAWINGS,  
18 DAILY DRAWINGS, WEEKLY DRAWINGS OR POOLS.

<--

19 SECTION 4.1. SECTION 305(D) OF THE ACT, AMENDED OCTOBER 24,  
20 2012 (P.L.1462, NO.184), IS AMENDED TO READ:

21 SECTION 305. REGISTRATION OF MANUFACTURERS.

22 \* \* \*

23 (D) EXCEPTION.--THIS SECTION SHALL NOT APPLY TO THE  
24 MANUFACTURE OR DISTRIBUTION OF RAFFLE TICKETS, 50/50 DRAWINGS,  
25 DAILY DRAWINGS [OR], WEEKLY DRAWINGS OR POOLS.

26 SECTION 5. SECTION 306(B) AND (C) OF THE ACT, AMENDED  
27 OCTOBER 24, 2012 (P.L.1462, NO.184), ARE AMENDED AND SUBSECTION

28 (A) IS AMENDED BY ADDING A PARAGRAPH TO READ:

29 SECTION 306. REGULATIONS OF DEPARTMENT.

30 (A) AUTHORIZATION.--THE DEPARTMENT SHALL PROMULGATE

1 REGULATIONS TO:

2 \* \* \*

3 (3.1) ESTABLISH PROCEDURES TO ENSURE THAT RACE NIGHT  
4 GAMES ARE SECURE, RANDOM AND TOTALLY DEPENDENT UPON CHANCE.

5 \* \* \*

6 (B) LIMITATION ON RECORDKEEPING REQUIREMENTS.--THIS SECTION  
7 SHALL NOT BE CONSTRUED TO AUTHORIZE THE DEPARTMENT TO PROMULGATE  
8 REGULATIONS PROVIDING FOR RECORDKEEPING REQUIREMENTS FOR  
9 LICENSED ELIGIBLE ORGANIZATIONS WHICH REQUIRE UNREASONABLE OR  
10 UNNECESSARY INFORMATION OR A REPETITIOUS LISTING OF INFORMATION.  
11 THE DEPARTMENT SHALL STRIVE TO KEEP SUCH RECORDKEEPING  
12 REQUIREMENTS FROM BEING AN UNDUE HARDSHIP OR BURDEN ON LICENSED  
13 ELIGIBLE ORGANIZATIONS. EXCEPT AS PROVIDED UNDER SECTION 701(B),  
14 THE DEPARTMENT MAY NOT REQUIRE THE RETENTION OF RECORDS FOR A  
15 PERIOD IN EXCESS OF TWO YEARS. IF AN INDIVIDUAL PRIZE IS IN  
16 EXCESS OF \$600, THE RECORD SHALL INCLUDE THE NAME AND ADDRESS OF  
17 THE WINNER. AN ELIGIBLE ORGANIZATION SHALL ~~DO ALL OF THE~~ <--  
18 FOLLOWING:

19 ~~(1) OBTAIN OR RETAIN A RECEIPT OF A PRIZE THAT IS~~  
20 ~~DONATED.~~

21 ~~(2) PROVIDE EACH WINNER WITH A RECEIPT OF THE VALUE OF~~  
22 ~~THE PRIZE WON, EXCEPT IF THE PRIZE IS CASH.~~

23 ~~(C) REPORTING REQUIREMENTS. EACH ELIGIBLE ORGANIZATION~~  
24 ~~WHICH HAS PROCEEDS IN EXCESS OF [\$2,500] \$30,000 IN A CALENDAR~~  
25 ~~YEAR SHALL SUBMIT AN ANNUAL REPORT TO THE DEPARTMENT INCLUDING:~~

26 ~~(1) PRIZES AWARDED AS REQUIRED UNDER SECTION 335 OF THE~~  
27 ~~ACT OF MARCH 4, 1971 (P.L.6, NO.2), KNOWN AS THE TAX REFORM~~  
28 ~~CODE OF 1971.~~

29 ~~(2) AMOUNTS EXPENDED FOR PUBLIC INTEREST PURPOSES.~~

30 PROVIDE EACH WINNER WITH A RECEIPT OF THE VALUE OF THE PRIZE <--

1 WHEN THE PRIZE EXCEEDS \$600.

2 (C) [REPORTING REQUIREMENTS.--EACH ELIGIBLE ORGANIZATION  
3 WHICH HAS PROCEEDS IN EXCESS OF \$2,500 IN A CALENDAR YEAR SHALL  
4 SUBMIT AN ANNUAL REPORT TO THE DEPARTMENT INCLUDING:

5 (1) PRIZES AWARDED AS REQUIRED UNDER SECTION 335 OF THE  
6 ACT OF MARCH 4, 1971 (P.L.6, NO.2), KNOWN AS THE TAX REFORM  
7 CODE OF 1971.

8 (2) AMOUNTS EXPENDED FOR PUBLIC INTEREST PURPOSES.]

9 (RESERVED).

10 SECTION 6. SECTION 307(A), (B), (B.1), (B.2), (B.3), (D)(3), <--  
11 (D.1) AND (H) OF THE ACT, AMENDED FEBRUARY 2, 2012 (P.L.7, NO.2)  
12 AND OCTOBER 24, 2012 (P.L.1482, NO.184), ARE AMENDED TO READ:  
13 SECTION 307. LICENSING OF ELIGIBLE ORGANIZATIONS [TO CONDUCT  
14 GAMES OF CHANCE].

15 [(A) LICENSE REQUIRED.--NO ELIGIBLE ORGANIZATION SHALL  
16 CONDUCT OR OPERATE ANY GAMES OF CHANCE UNLESS SUCH ELIGIBLE  
17 ORGANIZATION HAS OBTAINED AND MAINTAINS A VALID LICENSE OR  
18 LIMITED OCCASION LICENSE ISSUED PURSUANT TO THIS SECTION. AN  
19 AUXILIARY GROUP OF A LICENSED ELIGIBLE ORGANIZATION SHALL BE  
20 ELIGIBLE TO CONDUCT GAMES OF CHANCE USING THE LICENSE ISSUED TO  
21 THE ELIGIBLE ORGANIZATION PROVIDED THAT THE AUXILIARY GROUP OR  
22 GROUPS ARE LISTED ON THE APPLICATION AND LICENSE OF THE ELIGIBLE  
23 ORGANIZATION. AN AUXILIARY GROUP IS NOT ELIGIBLE TO OBTAIN A  
24 LICENSE OR A LIMITED OCCASION LICENSE. NO ADDITIONAL LICENSING  
25 FEE SHALL BE CHARGED FOR AN AUXILIARY GROUP'S ELIGIBILITY UNDER  
26 THIS CHAPTER. AUXILIARY GROUPS SHALL NOT INCLUDE BRANCHES,  
27 LODGES OR CHAPTERS OF A STATEWIDE ORGANIZATION.

28 (B) ISSUANCE AND FEES.--THE LICENSING AUTHORITY SHALL  
29 LICENSE, UPON APPLICATION, WITHIN 30 DAYS ANY ELIGIBLE  
30 ORGANIZATION MEETING THE REQUIREMENTS FOR LICENSURE CONTAINED IN

1 THIS CHAPTER TO CONDUCT AND OPERATE GAMES OF CHANCE AT SUCH  
2 LOCATIONS WITHIN THE COUNTY OR IN SUCH MANNER AS STATED ON THE  
3 APPLICATION AS LIMITED BY SUBSECTION (B.1). THE LICENSE FEE TO  
4 BE CHARGED TO EACH ELIGIBLE ORGANIZATION SHALL BE \$100, EXCEPT  
5 FOR LIMITED OCCASION LICENSES WHICH SHALL BE \$10. LICENSES SHALL  
6 BE RENEWABLE ANNUALLY UPON THE ANNIVERSARY OF THE DATE OF ISSUE.  
7 THE LICENSE FEE SHALL BE USED BY THE LICENSING AUTHORITY TO  
8 ADMINISTER THIS ACT.

9 (B.1) LOCATION OF GAMES OF CHANCE.--

10 (1) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, A  
11 LICENSED ELIGIBLE ORGANIZATION, EXCEPT A LIMITED OCCASION  
12 LICENSEE, MAY CONDUCT SMALL GAMES OF CHANCE AT A LICENSED  
13 PREMISES. THE LICENSED PREMISES SHALL BE INDICATED ON THE  
14 ELIGIBLE ORGANIZATION'S LICENSE APPLICATION. ONLY ONE LICENSE  
15 SHALL BE ISSUED PER LICENSED PREMISES. EXCEPT AS PROVIDED  
16 UNDER PARAGRAPH (4), A LICENSED ELIGIBLE ORGANIZATION MAY NOT  
17 SHARE A LICENSED PREMISES WITH ANOTHER LICENSED ELIGIBLE  
18 ORGANIZATION; AND NO LICENSED ELIGIBLE ORGANIZATION MAY  
19 PERMIT ITS PREMISES TO BE USED FOR SMALL GAMES OF CHANCE BY  
20 ANOTHER LICENSED ELIGIBLE ORGANIZATION.

21 (2) WHERE THERE EXISTS A LOCATION OR PREMISES WHICH IS  
22 THE NORMAL BUSINESS OR OPERATING SITE OF THE ELIGIBLE  
23 ORGANIZATION AND THE LOCATION OR PREMISES IS OWNED OR LEASED  
24 BY THAT ELIGIBLE ORGANIZATION TO CONDUCT ITS NORMAL BUSINESS,  
25 THAT SITE SHALL BE THE ELIGIBLE ORGANIZATION'S LICENSED  
26 PREMISES. IF THAT LOCATION CONSISTS OF MORE THAN ONE  
27 BUILDING, THE ELIGIBLE ORGANIZATION SHALL IDENTIFY THE  
28 BUILDING THAT WILL BE DESIGNATED AS THE LICENSED PREMISES.

29 (3) WHEN AN ELIGIBLE ORGANIZATION DOES NOT OWN OR LEASE  
30 A SPECIFIC LOCATION TO CONDUCT ITS NORMAL BUSINESS, THE

1 ELIGIBLE ORGANIZATION MAY MAKE ARRANGEMENTS THAT ARE  
2 CONSISTENT WITH THIS ACT TO ESTABLISH A LICENSED PREMISES,  
3 INCLUDING LEASING A PREMISE UNDER A WRITTEN AGREEMENT FOR A  
4 RENTAL; HOWEVER, THE RENTAL MAY NOT BE DETERMINED BY EITHER  
5 THE AMOUNT OF RECEIPTS REALIZED FROM THE CONDUCT OF GAMES OF  
6 CHANCE OR THE NUMBER OF PEOPLE ATTENDING. AN ELIGIBLE  
7 ORGANIZATION MAY LEASE A FACILITY FOR A BANQUET IN CONNECTION  
8 WITH THE SERVING OF A MEAL BASED ON A PER-HEAD CHARGE.

9 (3.1) NOTWITHSTANDING PARAGRAPHS (1), (2) AND (3), IF AN  
10 ELIGIBLE ORGANIZATION IS UNABLE TO CONDUCT GAMES OF CHANCE AT  
11 THE LOCATION LISTED ON ITS APPLICATION AND LICENSE DUE TO  
12 NATURAL DISASTER, FIRE OR OTHER CIRCUMSTANCE THAT RENDERS THE  
13 LOCATION UNUSABLE, THE ELIGIBLE ORGANIZATION MAY SUBMIT A  
14 WRITTEN REQUEST TO THE DISTRICT ATTORNEY TO CONDUCT GAMES OF  
15 CHANCE IN A DIFFERENT LOCATION, INCLUDING THE LICENSED  
16 PREMISES OF ANOTHER ELIGIBLE ORGANIZATION. THE REQUEST MUST  
17 INCLUDE THE CHANGE IN THE LOCATION AND THE DATES AND TIMES  
18 THE GAMES OF CHANCE WILL BE OPERATED AT THE ALTERNATIVE  
19 LOCATION. THE DISTRICT ATTORNEY SHALL ESTABLISH A LIMIT ON  
20 THE DURATION OF THE AUTHORIZATION TO CONDUCT GAMES OF CHANCE  
21 AT THE ALTERNATIVE LOCATION. FOLLOWING THE EXPIRATION OF THE  
22 AUTHORIZATION PERIOD, THE ELIGIBLE ORGANIZATION MUST RETURN  
23 TO THE LOCATION SPECIFIED IN ITS APPLICATION AND LICENSE OR  
24 APPLY TO THE LICENSING AUTHORITY FOR A NEW PERMANENT LOCATION  
25 FOR THE CONDUCT OF GAMES OF CHANCE. THE DISTRICT ATTORNEY MAY  
26 APPROVE OR DENY THE REQUEST OR STIPULATE ADDITIONAL  
27 REQUIREMENTS AS A CONDITION OF APPROVAL. IF AN ELIGIBLE  
28 ORGANIZATION PERMITS ANOTHER ELIGIBLE ORGANIZATION TO USE ITS  
29 LICENSED PREMISES TO CONDUCT GAMES OF CHANCE UNDER THIS  
30 PARAGRAPH, THE ELIGIBLE ORGANIZATION SHALL CEASE ITS

1 OPERATION OF GAMES OF CHANCE DURING THE TIME THE ELIGIBLE  
2 ORGANIZATION UTILIZING ITS PREMISES IS CONDUCTING ITS GAMES  
3 OF CHANCE.

4 (3.2) NOTWITHSTANDING PARAGRAPHS (1), (2) AND (3), THE  
5 FOLLOWING ELIGIBLE ORGANIZATIONS ESTABLISHED TO RAISE FUNDS  
6 SHALL NOT BE REQUIRED TO CONDUCT A 50/50 DRAWING OR A RAFFLE  
7 AT A LICENSED PREMISES OR TO OWN, LEASE OR ESTABLISH A  
8 LICENSED PREMISES:

9 (I) A NONPROFIT SPORTS TEAM.

10 (II) A PRIMARY OR SECONDARY SCHOOL-SPONSORED CLUB,  
11 SPORTS TEAM OR ORGANIZATION.

12 (4) AN ELIGIBLE ORGANIZATION THAT HAS OBTAINED A LIMITED  
13 OCCASION LICENSE UNDER SUBSECTION (B.3) MAY USE ANOTHER  
14 ELIGIBLE ORGANIZATION'S LICENSED PREMISES TO CONDUCT ITS  
15 GAMES OF CHANCE. WHEN A LICENSED ELIGIBLE ORGANIZATION IS  
16 PERMITTING A LIMITED OCCASION LICENSEE TO USE ITS LICENSED  
17 PREMISES FOR PURPOSES OF GAMES OF CHANCE, IT SHALL CEASE THE  
18 OPERATION OF ITS OWN GAMES OF CHANCE DURING THE PERIOD THAT  
19 THE LIMITED OCCASION LICENSEE IS CONDUCTING ITS GAMES ON THE  
20 PREMISES.

21 (5) FOR PURPOSES OF MAJOR LEAGUE SPORTS DRAWINGS, THE  
22 FACILITY AT WHICH A MAJOR LEAGUE SPORTS TEAM CONDUCTS ITS  
23 GAMES SHALL CONSTITUTE A PREMISES FOR PURPOSES OF THIS ACT.

24 (B.2) OFF-PREMISES GAMES OF CHANCE.--NOTWITHSTANDING ANY  
25 OTHER PROVISIONS OF THIS SECTION, ALL OF THE FOLLOWING APPLY:

26 (1) A LICENSED ELIGIBLE ORGANIZATION MAY CONDUCT GAMES  
27 OF CHANCE AT A LOCATION OFF ITS PREMISES WHEN THE GAMES OF  
28 CHANCE ARE PART OF AN ANNUAL CARNIVAL, FAIR, PICNIC OR  
29 BANQUET HELD OR PARTICIPATED IN BY THAT LICENSED ELIGIBLE  
30 ORGANIZATION ON A HISTORICAL BASIS. THE LICENSED ELIGIBLE

1 ORGANIZATION MUST NOTIFY, IN WRITING, THE DISTRICT ATTORNEY  
2 AND LICENSING AUTHORITY OF THE LOCATION, DATE AND TIMES OF  
3 THE EVENT WHERE IT WILL BE CONDUCTING GAMES OF CHANCE.

4 (2) RAFFLE TICKETS MAY BE SOLD OFF THE LICENSED PREMISES  
5 IN A MUNICIPALITY WHICH HAS ADOPTED THE PROVISIONS OF THIS  
6 ACT BY AN AFFIRMATIVE VOTE IN A MUNICIPAL REFERENDUM. A  
7 LICENSED ELIGIBLE ORGANIZATION WHICH PLANS TO SELL RAFFLE  
8 TICKETS IN A MUNICIPALITY LOCATED IN A COUNTY OTHER THAN THE  
9 COUNTY IN WHICH THE ELIGIBLE ORGANIZATION IS LICENSED SHALL  
10 NOTIFY THAT COUNTY'S DISTRICT ATTORNEY AND LICENSING  
11 AUTHORITY AS TO THE LOCATION AND THE DATES THAT THE LICENSED  
12 ELIGIBLE ORGANIZATION PLANS TO SELL RAFFLE TICKETS.

13 (B.3) LIMITED OCCASION LICENSES.--ELIGIBLE ORGANIZATIONS  
14 WHICH DO NOT OWN THEIR OWN PREMISES OR WHICH DO NOT LEASE A  
15 SPECIFIC LOCATION TO CONDUCT THEIR NORMAL BUSINESS MAY APPLY FOR  
16 A LIMITED OCCASION LICENSE TO CONDUCT GAMES OF CHANCE ON NOT  
17 MORE THAN THREE OCCASIONS COVERING A TOTAL OF SEVEN DAYS DURING  
18 A LICENSED YEAR. A LIMITED OCCASION LICENSE ENTITLES AN ELIGIBLE  
19 ORGANIZATION TO CONDUCT NO MORE THAN TWO RAFFLES DURING A  
20 LICENSED YEAR WHERE PRIZES MAY NOT EXCEED THE ESTABLISHED LIMITS  
21 FOR REGULAR MONTHLY RAFFLES. HOLDERS OF A LIMITED OCCASION  
22 LICENSE MAY NOT APPLY OR BE GRANTED ANY OTHER LICENSE OR SPECIAL  
23 PERMIT UNDER THIS ACT. NO HOLDER OF A REGULAR LICENSE OR SPECIAL  
24 PERMIT UNDER THIS ACT SHALL APPLY OR BE GRANTED A LIMITED  
25 OCCASION LICENSE.] (A) LICENSE REQUIRED.--THE FOLLOWING SHALL

26 APPLY:

27 (1) AN ELIGIBLE ORGANIZATION SHALL NOT CONDUCT OR  
28 OPERATE GAMES OF CHANCE UNLESS THE ELIGIBLE ORGANIZATION HAS  
29 OBTAINED A VALID LICENSE OR LIMITED OCCASION LICENSE ISSUED <--  
30 UNDER THIS SECTION. AS FOLLOWS: <--

1           (I) A REGULAR LICENSE WHICH MUST BE RENEWED  
2           ANNUALLY.

3           (II) A MONTHLY LICENSE WHICH PERMITS THE ELIGIBLE  
4           ORGANIZATION TO CONDUCT GAMES OF CHANCE FOR A 30-  
5           CONSECUTIVE-DAY PERIOD.

6           (2) AN AUXILIARY GROUP OF A LICENSED ELIGIBLE  
7           ORGANIZATION SHALL BE ELIGIBLE TO MAY CONDUCT GAMES OF CHANCE <--  
8           USING THE LICENSE ISSUED TO THE ELIGIBLE ORGANIZATION IF THE  
9           AUXILIARY GROUP IS LISTED ON THE APPLICATION AND LICENSE OF  
10          THE ELIGIBLE ORGANIZATION. AN AUXILIARY GROUP SHALL NOT BE  
11          ELIGIBLE TO OBTAIN A LICENSE. NO ADDITIONAL LICENSING FEE  
12          SHALL BE CHARGED FOR AN AUXILIARY GROUP. IF THE ELIGIBLE  
13          ORGANIZATION IS A CLUB LICENSEE, THE GAMES OF CHANCE  
14          CONDUCTED BY THE AUXILIARY GROUP MUST BE HELD ON THE CLUB'S <--  
15          LICENSED PREMISES.

16          (B) ISSUANCE.--THE LICENSING AUTHORITY SHALL ISSUE A LICENSE  
17          WITHIN 30 DAYS OF THE SUBMISSION OF AN APPLICATION BY AN  
18          ELIGIBLE ORGANIZATION THAT MEETS THE REQUIREMENTS UNDER THIS  
19          CHAPTER. THE LICENSEE MAY OPERATE GAMES OF CHANCE AT ANY <--  
20          FACILITY OR LOCATION WITHIN THE COUNTY.

21          (B.1) FEE. THE LICENSE FEE TO BE CHARGED TO EACH ELIGIBLE  
22          ORGANIZATION FOR A REGULAR LICENSE SHALL BE \$150. THE LICENSE  
23          FEE TO BE CHARGED FOR A LIMITED OCCASION LICENSE SHALL BE \$10.  
24          LICENSES SHALL BE RENEWED ANNUALLY. THE FEE SHALL BE USED BY THE  
25          LICENSING AUTHORITY TO ADMINISTER THIS ACT.

26          (B.2) LOCATION. THE FOLLOWING SHALL APPLY:

27                 (1) A CLUB LICENSEE SHALL CONDUCT SMALL GAMES OF CHANCE  
28                 ONLY AT A LICENSED PREMISES INDICATED ON THE LICENSE  
29                 APPLICATION. ONLY ONE LICENSE SHALL BE ISSUED TO A CLUB  
30                 LICENSEE PER LICENSED PREMISES. EXCEPT AS PROVIDED UNDER

~~PARAGRAPH (3), A CLUB LICENSEE MAY NOT SHARE A LICENSED PREMISES WITH ANOTHER CLUB LICENSEE.~~

~~(2) AN ELIGIBLE ORGANIZATION THAT HOLDS A LICENSE OR LIMITED OCCASION LICENSE THAT IS NOT A CLUB LICENSEE MAY CONDUCT SMALL GAMES OF CHANCE AT A PREMISES OR OTHER LOCATION WHICH IS THE NORMAL BUSINESS OR OPERATING SITE OF THE ELIGIBLE ORGANIZATION OR AT ANY PREMISES OR OTHER LOCATION NOT PROHIBITED BY LOCAL ORDINANCE, INCLUDING THE PREMISES OF A CLUB LICENSEE. A CLUB LICENSEE MAY CONTINUE TO CONDUCT GAMES OF CHANCE SIMULTANEOUSLY WITH THE CONDUCT OF GAMES OF CHANCE BY A LIMITED OCCASION LICENSEE.~~

(B.1) FEE.--THE LICENSE FEE TO BE CHARGED TO EACH ELIGIBLE ORGANIZATION FOR A REGULAR LICENSE SHALL BE \$125. THE LICENSE FEE TO BE CHARGED FOR A MONTHLY LICENSE SHALL BE \$25. A REGULAR LICENSE MUST BE RENEWED ANNUALLY. THE FEE SHALL BE USED BY THE LICENSING AUTHORITY TO ADMINISTER THIS ACT.

<--

(B.2) LOCATION.--AN ELIGIBLE ORGANIZATION THAT HOLDS A LICENSE UNDER SUBSECTION (A) AND THAT IS NOT A CLUB LICENSEE MAY CONDUCT SMALL GAMES OF CHANCE IN THE COUNTY WHERE THE LICENSE IS ISSUED AT A PREMISES WHICH IS IN THE NORMAL BUSINESS OR OPERATING SITE OF THE ELIGIBLE ORGANIZATION OR AT A PREMISES OR OTHER LOCATION NOT PROHIBITED BY LOCAL ORDINANCE, AND FOR WHICH THE TREASURER HAS BEEN NOTIFIED, IN ACCORDANCE WITH THE FOLLOWING:

(1) NO MORE THAN THREE LICENSEES, INCLUDING THE LICENSEE THAT OWNS OR LEASES THE PREMISES, MAY CONDUCT SMALL GAMES OF CHANCE SIMULTANEOUSLY AT A PREMISES OR LOCATION.

(2) A LICENSEE SHALL ENSURE THAT THE CONDUCT OF SMALL GAMES OF CHANCE BY DIFFERENT ORGANIZATIONS ARE SEPARATE AND CLEARLY IDENTIFIED WITHIN A PREMISES OR LOCATION.

1           (3) A LICENSEE THAT IS NOT A CLUB LICENSEE MAY CONDUCT  
2 GAMES OF CHANCE SIMULTANEOUSLY WITH THE CONDUCT OF GAMES OF  
3 CHANCE BY A CLUB LICENSEE ON NOT MORE THAN THREE OCCASIONS  
4 COVERING A TOTAL OF SEVEN DAYS DURING THE YEAR.

5           ~~(3)~~ (4) THE FOLLOWING SHALL APPLY: <--

6           (I) NOTWITHSTANDING PARAGRAPH (1), IF A CLUB  
7 LICENSEE IS UNABLE TO CONDUCT GAMES OF CHANCE AT THE  
8 LOCATION LISTED ON ITS APPLICATION AND LICENSE DUE TO  
9 NATURAL DISASTER, FIRE OR OTHER CIRCUMSTANCE THAT RENDERS  
10 THE LOCATION UNUSABLE, THE ELIGIBLE ORGANIZATION CLUB <--  
11 LICENSEE MAY SUBMIT A WRITTEN REQUEST TO THE DISTRICT  
12 ATTORNEY TO CONDUCT GAMES OF CHANCE IN A DIFFERENT  
13 LOCATION, INCLUDING THE LICENSED PREMISES OF ANOTHER  
14 ELIGIBLE ORGANIZATION.

15           (II) A REQUEST UNDER SUBPARAGRAPH (I) MUST INCLUDE  
16 THE CHANGE IN THE LOCATION AND THE DATES AND TIMES THE  
17 GAMES OF CHANCE WILL BE OPERATED AT THE ALTERNATIVE  
18 LOCATION.

19           (III) THE DISTRICT ATTORNEY SHALL APPROVE OR DENY <--  
20 THE REQUEST AND SHALL ESTABLISH A LIMIT ON THE DURATION  
21 OF THE AUTHORIZATION TO CONDUCT GAMES OF CHANCE AT THE  
22 ALTERNATIVE LOCATION. FOLLOWING THE EXPIRATION OF THE  
23 AUTHORIZATION PERIOD, THE ELIGIBLE ORGANIZATION CLUB <--  
24 LICENSEE MUST RETURN TO THE LOCATION SPECIFIED IN ITS  
25 APPLICATION AND LICENSE OR APPLY TO THE LICENSING  
26 AUTHORITY FOR A NEW PERMANENT LOCATION FOR THE CONDUCT OF <--  
27 GAMES OF CHANCE. THE DISTRICT ATTORNEY MAY APPROVE OR <--  
28 DENY THE REQUEST OR STIPULATE ADDITIONAL REQUIREMENTS AS  
29 A CONDITION OF APPROVAL.

30           (IV) IF A CLUB LICENSEE PERMITS ANOTHER ELIGIBLE <--

1 ~~ORGANIZATION CLUB LICENSEE TO USE ITS LICENSED PREMISES~~ <--  
2 ~~UNDER THIS PARAGRAPH TO CONDUCT GAMES OF CHANCE UNDER~~ <--  
3 ~~THIS PARAGRAPH, THE ELIGIBLE ORGANIZATION HOST CLUB~~ <--  
4 ~~LICENSEE MUST CEASE ITS OPERATION OF GAMES OF CHANCE~~  
5 ~~DURING THE TIME THE ELIGIBLE ORGANIZATION CLUB LICENSEE~~ <--  
6 ~~UTILIZING ITS PREMISES IS CONDUCTING ITS GAMES OF CHANCE.~~

7 ~~(B.3) LIMITED OCCASION LICENSE. AN ELIGIBLE ORGANIZATION~~ <--  
8 ~~MAY APPLY FOR A LIMITED OCCASION LICENSE TO CONDUCT GAMES OF~~  
9 ~~CHANCE ON NOT MORE THAN THREE OCCASIONS COVERING A TOTAL OF~~  
10 ~~SEVEN DAYS DURING A LICENSED YEAR. A LIMITED OCCASION LICENSE~~  
11 ~~SHALL ENTITLE AN ELIGIBLE ORGANIZATION TO CONDUCT NO MORE THAN~~  
12 ~~TWO RAFFLES DURING A LICENSED YEAR WHERE PRIZES MAY NOT EXCEED~~  
13 ~~THE ESTABLISHED LIMITS FOR REGULAR RAFFLES. THE HOLDER OF A~~  
14 ~~LIMITED OCCASION LICENSE MAY NOT APPLY FOR OR BE GRANTED ANY~~  
15 ~~OTHER LICENSE UNDER THIS ACT.~~

16 (D) OPERATION.--EACH LICENSED ELIGIBLE ORGANIZATION SHALL BE <--  
17 PROHIBITED FROM THE FOLLOWING:

18 \* \* \*

19 (3) PAYING ANY COMPENSATION TO ANY PERSON FOR CONDUCTING  
20 ANY GAMES OF CHANCE. GAMES OF CHANCE MAY ONLY BE CONDUCTED BY  
21 MANAGERS, OFFICERS, DIRECTORS, BAR PERSONNEL AND BONA FIDE  
22 MEMBERS OF THE ELIGIBLE ORGANIZATION. THIS PARAGRAPH SHALL  
23 NOT APPLY TO THE SALE OF A RAFFLE OR RAFFLE AUCTION TICKET.

24 \* \* \*

25 (D.1) BANK ACCOUNT AND RECORDS.--[THE LICENSED] AN ELIGIBLE <--  
26 ORGANIZATION [SHALL KEEP A BANK ACCOUNT TO HOLD THE] WITH <--  
27 PROCEEDS OF GAMES OF CHANCE THAT EXCEED \$40,000 PER YEAR SHALL <--  
28 MAINTAIN A BANK ACCOUNT, WHICH SHALL BE SEPARATE FROM ALL OTHER  
29 FUNDS BELONGING TO THE LICENSED ELIGIBLE ORGANIZATION. ACCOUNT  
30 RECORDS SHALL SHOW ALL EXPENDITURES AND INCOME AND SHALL BE

1 RETAINED BY THE LICENSED ELIGIBLE ORGANIZATION FOR AT LEAST TWO  
2 YEARS.

3 \* \* \*

4 [ (H) BACKGROUND CHECKS.--EACH APPLICATION FOR A LICENSE  
5 SUBMITTED BY AN ELIGIBLE ORGANIZATION WHICH HAS PROCEEDS IN  
6 EXCESS OF \$2,500 IN A YEAR SHALL INCLUDE THE RESULTS OF A  
7 CRIMINAL HISTORY RECORD INFORMATION CHECK OBTAINED FROM THE  
8 PENNSYLVANIA STATE POLICE, AS DEFINED IN 18 PA.C.S. § 9102  
9 (RELATING TO DEFINITIONS) AND PERMITTED BY 18 PA.C.S. § 9121(B)  
10 (RELATING TO GENERAL REGULATIONS), FOR THE EXECUTIVE OFFICER AND  
11 SECRETARY OF THE ELIGIBLE ORGANIZATION MAKING THE APPLICATION  
12 FOR A LICENSE OR ANY OTHER PERSON REQUIRED BY THE DEPARTMENT.]

13 SECTION 7. SECTIONS 308(A) AND 701(A) (5) OF THE ACT, AMENDED <--  
14 FEBRUARY 2, 2012 (P.L.7, NO.2), ARE AMENDED TO READ:

15 SECTION 308. SPECIAL PERMITS.

16 (A) ISSUANCE AND FEE.--THE LICENSING AUTHORITY SHALL ISSUE A  
17 SPECIAL PERMIT FOR EACH RAFFLE IN WHICH THE LICENSED ELIGIBLE  
18 ORGANIZATION PROPOSES TO AWARD INDIVIDUAL PRIZES IN EXCESS OF  
19 [\$1,000] \$3,000. THE LICENSING AUTHORITY MAY ESTABLISH AND  
20 COLLECT A FEE NOT TO EXCEED \$25 FOR THE ISSUANCE OF SPECIAL  
21 PERMITS UNDER THIS SECTION.

22 \* \* \*

23 SECTION 701. REVOCATION OF LICENSES.

24 (A) GROUNDS.--THE FOLLOWING SHALL BE GROUNDS FOR SUSPENSION,  
25 REVOCATION OR NONRENEWAL OF A LICENSE:

26 \* \* \*

27 (5) ANY PERSON OR PERSONS OTHER THAN A MANAGER, OFFICER,  
28 DIRECTOR, BAR PERSONNEL OR A BONA FIDE MEMBER OF AN ELIGIBLE  
29 ORGANIZATION HAVE BEEN INVOLVED IN MANAGING, SETTING UP,  
30 OPERATING OR RUNNING GAMES OF CHANCE. THIS PARAGRAPH SHALL

1 NOT APPLY TO THE SALE OF A RAFFLE OR RAFFLE AUCTION TICKET.

2 \* \* \*

3 SECTION 8. SECTION 702(B) AND (C) OF THE ACT, AMENDED  
4 FEBRUARY 2, 2012 (P.L.7, NO.2) AND OCTOBER 24, 2012 (P.L.1462,  
5 NO.184), ARE AMENDED TO READ:

6 SECTION 702. ENFORCEMENT.

7 \* \* \*

8 (B) BUREAU OF LIQUOR CONTROL ENFORCEMENT.--IF THE LICENSEE  
9 IS A CLUB LICENSEE, THE BUREAU OF LIQUOR CONTROL ENFORCEMENT MAY  
10 ENFORCE THE PROVISIONS OF THIS ACT IN ACCORDANCE WITH SUBSECTION  
11 (G). AN ADMINISTRATIVE LAW JUDGE UNDER SECTION 212 OF THE ACT OF  
12 APRIL 12, 1951 (P.L.90, NO.21), KNOWN AS THE LIQUOR CODE, MAY  
13 IMPOSE THE PENALTIES UNDER SUBSECTION (D) FOLLOWING THE ISSUANCE  
14 OF A CITATION BY THE BUREAU. THE BUREAU OF LIQUOR CONTROL  
15 ENFORCEMENT SHALL HAVE NO JURISDICTION TO ENFORCE THE PROVISIONS  
16 OF THIS ACT ON ANY SPECIAL OCCASION PERMIT HOLDER UNDER SECTION  
17 408.4 OF THE ACT OF APRIL 12, 1951 (P.L.90, NO.21), KNOWN AS THE  
18 LIQUOR CODE. THE BUREAU OF LIQUOR CONTROL ENFORCEMENT SHALL  
19 RETAIN ALL POWERS AND DUTIES TO ENFORCE THE PROVISIONS OF THE  
20 LIQUOR CODE ON A SPECIAL OCCASION PERMIT HOLDER.

21 (C) RANDOM AUDITS.--THE BUREAU OF LIQUOR CONTROL ENFORCEMENT  
22 SHALL CONDUCT [ANNUAL] BIENNIAL RANDOM AUDITS OF 5% OF ALL CLUB  
23 LICENSEES.

24 \* \* \*

25 SECTION 9. THE ACT IS AMENDED BY ADDING A SECTION TO READ:  
26 SECTION 708. POOL SELLING.

27 NOTWITHSTANDING 18 PA.C.S. § 5514 (RELATING TO POOL SELLING  
28 AND BOOKMAKING), THE OPERATION OF OR PARTICIPATION IN A POOL IN  
29 ACCORDANCE WITH THIS ACT SHALL NOT CONSTITUTE A CRIMINAL  
30 ACTIVITY.

1 SECTION 7 10. THIS ACT SHALL TAKE EFFECT IN 60 DAYS.

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