

AMENDMENTS TO SENATE BILL NO. 444

Sponsor: REPRESENTATIVE P. COSTA

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1 Amend Bill, page 1, lines 25 through 29; page 2, lines 1 and
2 2, by striking out all of said lines on said pages and inserting
3 definitions and for games of chance permitted; and providing
4 for Major League Baseball, National Hockey League or National
5 Basketball Association 50/50 raffle.

6 Amend Bill, page 36, lines 29 and 30; pages 37 through 73,
7 lines 1 through 30; page 74, lines 1 through 7, by striking out
8 all of said lines on said pages and inserting

9 Section 1. The definition of "games of chance" in section
10 103 of the act of December 19, 1988 (P.L.1262, No.156), known as
11 the Local Option Small Games of Chance Act, renumbered and
12 amended February 2, 2012 (P.L.7, No.2), is amended and the
13 section is amended by adding definitions to read:

14 Section 103. Definitions.

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

18 "50/50 drawing." A game in which:

19 (1) A participant buys a ticket for a chance at a prize
20 with the winner or winners determined by a random drawing of
21 a corresponding ticket.

22 (2) The prize paid to the winner or winners is comprised
23 of one-half of the proceeds from the game and the remaining
24 proceeds retained by the eligible organization.

25 * * *

26 "Games of chance." Punchboards, daily drawings, weekly
27 drawings, 50/50 drawings, raffles, Major League Baseball,
28 National Hockey League or National Basketball Association 50/50
29 raffles and pull-tabs, as defined in this act, provided that no
30 such game shall be played by or with the assistance of any
31 mechanical or electrical devices or media other than a
32 dispensing machine or passive selection device and further
33 provided that the particular chance taken by any person in any
34 such game shall not be made contingent upon any other occurrence
35 or the winning of any other contest, but shall be determined

solely at the discretion of the purchaser. This definition shall not be construed to authorize any other form of gambling currently prohibited under any provision of Title 18 of the Pennsylvania Consolidated Statutes (relating to crimes and offenses) or authorized under 4 Pa.C.S. (relating to amusements). Nothing in this act shall be construed to authorize games commonly known as "slot machines" or "video poker."

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"Major League Baseball, National Hockey League or National Basketball Association 50/50 raffle." A game of chance conducted by a Major League Baseball, National Hockey League or National Basketball Association team that is affiliated with a nonprofit organization at a home game in which 50% of the money taken in by raffle ticket sales is offered as the prize and the remaining 50% is retained by the affiliated nonprofit organization sponsoring the raffle.

* * *

Section 2. Section 301 of the act, renumbered and amended February 2, 2012 (P.L.7, No.2), is amended to read:
Section 301. Games of chance permitted.

Every eligible organization to which a license has been issued under the provisions of this chapter may conduct games of chance for the purpose of raising funds for public interest purposes. Except as provided in Chapter 5, all proceeds of a licensed eligible organization shall be used exclusively for public interest purposes [or], for the purchase of games of chance [as permitted], for the payment of the license fee or for the payment of the fee for background checks, as required by this act. An eligible organization, except a club licensee, may use its proceeds from games of chance to fulfill its own public interest purpose.

Section 3. The act is amended by adding a section to read:
Section 302.1. Major League Baseball, National Hockey League or National Basketball Association 50/50 raffle.

(a) General rule.--A person may purchase one or more Major League Baseball, National Hockey League or National Basketball Association 50/50 raffle tickets, and each ticket purchased shall represent one entry in the drawing for a winner. A single Major League Baseball, National Hockey League or National Basketball Association 50/50 raffle ticket shall be randomly chosen as the winner after a certain number of tickets are sold or a specified time period expires as designated by the charitable organization conducting the Major League Baseball, National Hockey League or National Basketball Association 50/50 raffle.

(b) Frequency.--A Major League Baseball, National Hockey League or National Basketball Association team may conduct no more than one Major League Baseball, National Hockey League or National Basketball Association 50/50 raffle per home game.

(b.1) Sales restricted.--Tickets for the Major League Baseball, National Hockey League or National Basketball

1 Association 50/50 raffle may not be sold in any seating area
2 designated by the Major League Baseball, National Hockey League
3 or National Basketball Association team as a family section.

4 (c) Distribution of money collected.--The prize amount for a
5 Major League Baseball, National Hockey League or National
6 Basketball Association 50/50 raffle shall be 50% of the total
7 money collected from the sale of Major League Baseball, National
8 Hockey League or National Basketball Association 50/50 raffle
9 tickets. The other 50% of the total money collected from the
10 sale of Major League Baseball, National Hockey League or
11 National Basketball Association 50/50 raffle tickets shall be
12 donated within seven days from the date of the raffle by the
13 charitable organization conducting the Major League Baseball,
14 National Hockey League or National Basketball Association 50/50
15 raffle to the designated charitable organization for which the
16 raffle was conducted.

17 (d) Designated charitable organization.--The charitable
18 organization conducting the Major League Baseball, National
19 Hockey League or National Basketball Association 50/50 raffle
20 shall disclose to the raffle ticket purchasers the designated
21 charitable organization for which the Major League Baseball,
22 National Hockey League or National Basketball Association 50/50
23 raffle is being conducted.

24 (e) Unclaimed prizes.--Any Major League Baseball, National
25 Hockey League or National Basketball Association 50/50 raffle
26 prize remaining unclaimed by the winner at the end of the Major
27 League Baseball, National Hockey League or National Basketball
28 Association team's season shall be donated within 30 days from
29 the end of the season by the charitable organization conducting
30 the Major League Baseball, National Hockey League or National
31 Basketball Association 50/50 raffle to the designated charitable
32 organization for which the 50/50 raffle was conducted.

33 (f) Applicability of other sections.--The limitations under
34 sections 302, 308 and 704 shall not apply to a Major League
35 Baseball, National Hockey League or National Basketball
36 Association 50/50 raffle.

37 Section 4. This act shall take effect in 60 days.