

AMENDMENTS TO HOUSE BILL NO. 290

Sponsor: REPRESENTATIVE BROOKS

Printer's No. 576

1 Amend Bill, page 1, lines 9 and 10, by striking out "and
2 providing for relationship to table games"

3 Amend Bill, page 1, lines 21 and 22; page 2, lines 1 through
4 3, by striking out all of said lines on said pages and inserting

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

11 Amend Bill, page 2, lines 8 through 10, by striking out all
12 of said lines

13 Amend Bill, page 2, line 18, by striking out "a night at the
14 aces" and inserting

15 race night games

16 Amend Bill, page 2, line 20, by inserting after "game"

17 , except for a vertical wheel game,

18 Amend Bill, page 3, lines 5 and 6, by striking out "AN

19 ELIGIBLE ORGANIZATION'S LICENSED PREMISES" and inserting

20 a designated location

21 Amend Bill, page 3, line 15, by striking out "BEST FIVE-CARD"

22 and inserting

23 highest

24 Amend Bill, page 3, line 18, by inserting a bracket before

25 "The"

Amend Bill, page 3, line 18, by inserting after "nonprofit"

] Providing

Amend Bill, page 3, line 22, by inserting a bracket before

"or"

Amend Bill, page 3, line 22, by inserting after "objective"

], historic preservation, conservation, athletic,
sportsman's safety and education or civic services or
benefits

Amend Bill, page 4, by inserting between lines 6 and 7

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

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

* * *

Amend Bill, page 4, lines 25 through 30; page 5, lines 1
through 3, by striking out all of said lines on said pages

Amend Bill, page 5, line 4, by striking out "3" and inserting

2

Amend Bill, page 5, line 7, by inserting before "Every"

(a) General rule.--

Amend Bill, page 5, line 18, by striking out all of said line
and inserting

public interest purpose of the eligible organization.

(b) Relationship to table games.--A vertical wheel game or a
Texas Hold'em card tournament is not a "table game" as defined
in 4 Pa.C.S. § 1103 (relating to definitions). The designation
of a vertical wheel game and Texas Hold'em card tournament under
this act does not preclude the authorization of a vertical wheel
game or a Texas Hold'em card tournament as a table game under 4
Pa.C.S. Pt. II (relating to gaming).

Amend Bill, page 5, line 19, by striking out "4" and

1 inserting
2 3
3 Amend Bill, page 5, lines 19 and 20, by striking out "a
4 subsection" and inserting
5 subsections
6 Amend Bill, page 5, by inserting after line 30
7 (i) Vertical wheel game requirements.--No individual playing
8 a vertical wheel game may play more than \$10 per game. A
9 licensed eligible organization shall conduct vertical wheel
10 games for not more than 15 days during a licensed term.
11 Amend Bill, page 6, line 1, by striking out "5" and inserting
12 4
13 Amend Bill, page 7, line 2, by inserting after "won"
14 of \$600 or more
15 Amend Bill, page 7, line 21, by striking out "6" and
16 inserting
17 5
18 Amend Bill, page 10, line 16, by striking out ", in writing,"
19 Amend Bill, page 12, line 18, by inserting a bracket before
20 "A"
21 Amend Bill, page 12, line 19, by striking out "and 50/50
22 drawing"
23 Amend Bill, page 12, line 24, by inserting a bracket after
24 "tickets."
25 Amend Bill, page 13, line 29, by striking out "7" and
26 inserting
27 6
28 Amend Bill, page 14, line 7, by striking out "from the
29 licensing authority"
30 Amend Bill, page 17, line 2, by inserting after "the " where

1 it occurs the first time

2 anticipated

3 Amend Bill, page 17, line 11, by striking out "8" and
4 inserting

5 7

6 Amend Bill, page 17, line 11, by striking out "701(B)" and
7 inserting

8 701

9 Amend Bill, page 17, line 14, by striking out all of said
10 line and inserting

11 (a) Grounds.--The following shall be grounds for suspension,
12 revocation or nonrenewal of a license:

13 (1) Any of the proceeds derived from the operation of
14 games of chance by an eligible organization are used for any
15 purpose other than for:

16 (i) public interest purposes;

17 (ii) the purchase of games of chance; or

18 (iii) a purpose permitted by Chapter 5.

19 (1.1) Any of the funds derived from the operation of
20 games of chance by a club licensee are used in a manner that
21 does not comply with section 502.

22 (2) Any person under 18 years of age is operating or
23 playing games of chance.

24 (3) The eligible organization has permitted any person
25 who has been convicted of a felony in a Federal or State
26 court within the past five years or has been convicted in a
27 Federal or State court within the past ten years of a
28 violation of the act of July 10, 1981 (P.L.214, No.67), known
29 as the Bingo Law, or of this act, to manage, set up,
30 supervise or participate in the operation of games of chance.

31 (4) The facility in which the games of chance are played
32 does not have adequate means of ingress and egress and does
33 not have adequate sanitary facilities available in the area.

34 (5) Any person or persons other than a manager, officer,
35 director, bar personnel or a bona fide member of an eligible
36 organization have been involved in managing, setting up,
37 operating or running games of chance.

38 (6) Any person has received compensation for conducting
39 games of chance.

40 (7) Any prize has been awarded in excess of the limits
41 permitted under this act.

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

44 (9) The eligible organization conducts the games of

1 chance under a lease which calls for:

2 (i) leasing such premises from the owner thereof
3 under an oral agreement; or

4 (ii) leasing such premises from the owner thereof
5 under a written agreement at a rental which is determined
6 by the amount of receipts realized from the playing of
7 games of chance.

8 (10) False or erroneous information was provided in the
9 original application or in any information provided to the
10 licensing authority or the department in any report.

11 (11) An eligible organization has been convicted of a
12 violation of this act as evidenced by a certified record of
13 the conviction.

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

20 (13) A club licensee has failed to file an accurate
21 report under section 501(a).

22 (14) A club licensee has failed to comply with section
23 502.

24 (15) Failure to file reports under section 501.

25 Amend Bill, page 17, line 24, by striking out "9" and
26 inserting

27 8

28 Amend Bill, page 18, line 7, by striking out "The" and
29 inserting

30 Unless the Bureau of Liquor Control Enforcement has
31 jurisdiction over a club licensee under section 702(b)(1),
32 the

33 Amend Bill, page 18, lines 10 through 13, by striking out
34 "The" in line 10 and all of lines 11 through 13

35 Amend Bill, page 18, line 15, by striking out "10" and
36 inserting

37 9

38 Amend Bill, page 18, line 20, by striking out "11" and
39 inserting

40 10