

AMENDMENTS TO HOUSE BILL NO. 1313

Sponsor: REPRESENTATIVE DELOZIER

Printer's No. 3868

1 Amend Bill, page 1, line 24, by inserting after

2 "ENFORCEMENT;"

3 providing for social card games;

4 Amend Bill, page 37, by inserting between lines 19 and 20

5 Section 19. The act is amended by adding a chapter to read:

6 CHAPTER 8

7 SOCIAL CARD GAMES

8 Section 801. Definitions.

9 The following words and phrases when used in this chapter
10 shall have the meanings given to them in this section unless the
11 context clearly indicates otherwise:

12 "Nonbanking card game." A card game where players play
13 against one another rather than against the house. Nonbanking
14 card games may include any of the following:

15 (1) Poker games.

16 (2) Hearts.

17 (3) Rummy.

18 (4) Pinochle.

19 (5) Bid Whist.

20 "Nonbanking card game tournament" or "tournament." A series
21 of card games held by a licensed eligible organization during a
22 consecutive period of time of not more than 24 hours and not
23 held as part of any other games of chance.

24 "Pyramid" or "build-up." A card game in which a prize must
25 be returned in order to play another game or to be eligible for
26 another bigger prize, or a game in which the prize must be
27 forfeited if a later game is lost.

28 "Social card game" or "card game." A nonbanking card game
29 that is played by members at the licensed premises of an
30 eligible organization.

31 Section 802. Authorization to conduct social card games.

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

37 (b) Conditions.--The following shall apply:

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

3 (2) The eligible organization or any other person shall
4 not have an interest, financial or otherwise, in the outcome
5 of any card game.

6 (3) Only nonbanking card games may be played with
7 members playing against each other.

8 (4) Wagering shall be entirely at the discretion of each
9 player.

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

12 (6) The eligible organization shall not charge a fee for
13 play.

14 (7) Not more than 10 members may play at any table in a
15 card game.

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

19 (9) Not more than five gaming tables may be made
20 available for the play of card games by the eligible
21 organization.

22 (10) No card games may be played between the hours of 1
23 a.m. and 1 p.m.

24 (11) No eligible organization or any other person shall
25 collect, obtain or charge any percentage of or shall collect
26 or obtain any portion of any wager or winnings of any player
27 in a card game, except a player may collect his winnings.

28 (12) No eligible organization or any other person shall
29 collect, or obtain any money from or charge or impose any fee
30 upon, any person that either enables the person to play or
31 results in or from the person playing a card game, except
32 that this paragraph shall not preclude the collection of a
33 membership fee by the eligible organization that is unrelated
34 to participation in the play of a card game authorized under
35 this chapter.

36 (13) An eligible organization that allows the use of its
37 premises for the play of card games by its members in
38 accordance with this chapter shall submit a schedule of the
39 proposed dates of such card games and any card game
40 tournament to the licensing authority.

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

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

46 (2) The rules of play.

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

50 (d) Prohibitions.--

51 (1) It shall be unlawful for an eligible organization

1 to:

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

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

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

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

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

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

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

18 (2) A licensed organization that violates paragraph (1)
19 shall be subject to the penalties imposed under section
20 702(d).

21 (e) Applicability.--The requirements of sections 502 and 503
22 shall not apply to social card games authorized under this
23 chapter.

24 Section 803. Card game tournaments.

25 (a) Authorization.--Notwithstanding any other provision of
26 law or regulation to the contrary, an eligible organization may
27 conduct nonbanking card game tournaments. A card game tournament
28 conducted by an eligible organization shall comply with all of
29 the following:

30 (1) Only nonbanking card games shall be played in a card
31 game tournament.

32 (2) Each card game shall be conducted in a fair and
33 honest manner and shall not be operated on a build-up or
34 pyramid basis.

35 (3) Every player in a tournament shall be given the same
36 chance of winning the tournament. Second-chance entries or
37 multiple entries shall be prohibited.

38 (4) The eligible organization shall conduct each
39 tournament and shall not contract with or permit another
40 person to conduct the tournament or any card game during the
41 tournament.

42 (5) Only the eligible organization may receive or have
43 any fixed or contingent right to receive, directly or
44 indirectly, any profit, remuneration or compensation from or
45 related to a card game in a card game tournament, except any
46 amount that a person may win as a player on the same basis as
47 the other players.

48 (6) The eligible organization shall not hold more than
49 five card game tournaments annually.

50 (7) The eligible organization shall not hold a card game
51 tournament within seven calendar days of another tournament

1 conducted by the eligible organization.

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

5 (9) At the conclusion of each tournament, the eligible
6 organization conducting the tournament shall announce the
7 name of the winning player and the amount of winnings.

8 (10) The eligible organization shall limit the number of
9 tables used in the tournament to not more than five with not
10 more than 10 players at each table.

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

14 (12) Players in tournaments shall be limited to the
15 members of the eligible organization.

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

17 (14) The card game tournament shall not provide any
18 direct financial benefit to the eligible organization or any
19 other person, except winning players in the tournament.

20 (15) The value of all prizes awarded for each
21 tournament, except for a Texas Hold'em tournament, shall not
22 exceed \$200.

23 (16) For a tournament involving Texas Hold'em, all of
24 the following shall apply:

25 (i) The payment of an entry fee or other
26 consideration for participating is prohibited.

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

30 (17) The eligible organization shall ensure that
31 reasonable accommodations are made for players with
32 disabilities.

33 (b) Required postings.--Notwithstanding subsection (a), the
34 eligible organization shall prominently post the tournament
35 rules on a sign in the tournament playing room at least 24 hours
36 before the tournament begins. The sign shall be at least 30
37 inches by 30 inches, and the rules shall be easily readable. The
38 sign shall include all of the following:

39 (1) In permanent letters three inches high, the words
40 "Tournament Rules."

41 (2) Card game or games to be played in the tournament
42 and the rules of each card game.

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

44 (4) How winners will be determined.

45 (5) Any other tournament rules.

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

48 (1) The eligible organization shall distribute the
49 prizes awarded on the day the prizes are won.

50 (2) Donated or merchandise prizes shall not be
51 repurchased by the eligible organization.

1 (3) Only prizes that can be won shall be displayed in
2 the room where the tournament will be held.

3 Amend Bill, page 37, line 20, by striking out "19" and
4 inserting

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6 Amend Bill, page 38, line 28, by striking out "20" and
7 inserting

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9 Amend Bill, page 48, line 12, by striking out "21" and
10 inserting

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12 Amend Bill, page 48, line 15, by striking out all of said
13 line and inserting

14 Section 23. This act shall take effect as follows:

15 (1) The addition of Chapter 8 of the act shall take
16 effect immediately.

17 (2) This section shall take effect immediately.

18 (3) The remainder of this act shall take effect in 60
19 days.