AN ACT

Amending the act of December 19, 1988 (P.L.1262, No.156), entitled "An act providing for the licensing of eligible organizations to conduct games of chance, for the licensing of persons to distribute games of chance, for the registration of manufacturers of games of chance, and for suspensions and revocations of licenses and permits; requiring records; providing for local referendum by electorate; and prescribing penalties," in miscellaneous provisions, providing for games of chance operations during COVID-19 disaster emergency.

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

Section 1. The act of December 19, 1988 (P.L.1262, No.156), known as the Local Option Small Games of Chance Act, is amended by adding a section to read:

Section 3102. Games of chance operations during COVID-19 disaster emergency.

(a) Operations.--Notwithstanding the provisions of section 307(b.2), during the COVID-19 disaster emergency, or until May...
1, 2022, whichever is later, an eligible organization may conduct and reveal the winner of raffles and drawings via an Internet-based conferencing software application in a manner otherwise in accordance with this chapter.

(b) Raffles and drawings.--The following shall apply to a raffle or drawing authorized under subsection (a):

(1) An eligible organization may use a mobile payment service for the conduct or operation of the raffle or drawing in accordance with subsection (c). An eligible organization may not accept credit cards for the conduct or operation of the raffle or drawing.

(2) An eligible organization may only use an Internet-based conferencing software application in the conduct of the raffle or drawing limited to the reveal of the winner of the raffle or drawing.

(3) The reveal of the winner of the raffle or drawing shall not use or display animation in identifying the winner.

(4) The reveal of the winner of the raffle or drawing shall not use or display moving or still images in identifying the winner.

(5) The reveal of the winner of the raffle or drawing shall not use, make or display a graphic presentation in identifying the winner.

(6) The reveal of the winner of the raffle or drawing shall not use or be completed with the aid of a slot machine, hybrid slot machine or skill slot machine as defined in 4 Pa.C.S. § 1103 (relating to definitions).

(7) The reveal of the winner of the raffle or drawing shall not use or be completed with the aid of a video gaming terminal as defined in 4 Pa.C.S. § 3102 (relating to...
(8) The reveal of the winner of the raffle or drawing shall not use or be completed with the aid of an electronic video monitor or a simulated gambling program as defined in 18 Pa.C.S. § 5513(f) (relating to gambling devices, gambling, etc.).

(9) AN ELIGIBLE ORGANIZATION MAY NOT OFFER A SINGLE GAME OF CHANCE IN WHICH THE PRIZE EXCEEDS $4,000.

(10) AN ELIGIBLE ORGANIZATION MAY NOT AWARD PRIZES THAT EXCEED $50,000 IN AN OPERATING WEEK.

(c) Verification requirements.--In order to use a mobile payment service under subsection (b)(1) for the conduct or operation of the raffle or drawing, an eligible organization shall take all of the following actions:

(1) Employ a mechanism to detect the physical location of a participant who buys a ticket for the raffle or drawing and block an individual located outside of this Commonwealth from participating in the raffle or drawing. The eligible organization may not accept payment from an individual located outside of this Commonwealth.

(2) Employ a mechanism to verify a participant's identity and record the document number of the participant's government-issued credential or employ any other methodology for remote, multi-sourced identity authentication, including the use of a third party or government database.

(3) Employ a mechanism to verify that a participant is at least 18 years of age and block an individual under 18 years of age from participating in the raffle or drawing. The eligible organization may not accept payment from an individual under 18 years of age.
(4) Require a participant to affirm that the information provided by the participant under this subsection is accurate.

(5) Record a participant's acknowledgment that the information provided by the participant under this subsection is accurate.

(d) Expiration.--The authority granted under this section shall automatically expire upon expiration or termination of the COVID-19 disaster emergency by executive order, proclamation or operation of law, or May 1, 2022, whichever is later.

(e) Definitions.--As used in this section, the following words and phrases shall have the meanings given to them in this subsection unless the context clearly indicates otherwise:

"COVID-19 disaster emergency." The proclamation of disaster emergency issued by the Governor on March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020), any renewal of the proclamation of disaster emergency or any other proclamation of disaster emergency related to the novel coronavirus, known as COVID-19, issued by the Governor in accordance with 35 Pa.C.S. § 7301(c) (relating to general authority of Governor).

"Drawing." A 50/50 drawing, daily drawing or weekly drawing.

"Internet-based conferencing software application." Any of the following:

(1) A software application that allows for the transmission of audio and visual communications between users over the Internet, including Zoom, Microsoft Teams, Skype or an equivalent application.

(2) A social networking application that allows for the transmission of audio and visual communications between users over the Internet, including Facebook Live or Periscope.
"Mobile payment service." A service in which a money payment is made electronically through a money transfer service, including Venmo, PayPal, Cash App or an equivalent money transfer service.

Section 2. This act shall take effect immediately.