
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1457 Session of
2015

INTRODUCED BY PASHINSKI, KOTIK, COHEN, D. COSTA, DeLUCA AND
GIBBONS, JULY 20, 2015

REFERRED TO COMMITTEE ON GAMING OVERSIGHT, JULY 20, 2015

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," further providing for
9 definitions; and providing for electronic pull-tabs,
10 electronic pull-tab devices and electronic pull-tab systems.

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

13 Section 1. The definitions of "games of chance" and "tavern
14 games" in section 103 of the act of December 19, 1988 (P.L.1262,
15 No.156), known as the Local Option Small Games of Chance Act,
16 amended or added November 27, 2013 (P.L.1045, No.90) and
17 November 27, 2013 (P.L.1062, No.92), are amended and the section
18 is amended by adding definitions to read:

19 Section 103. Definitions.

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

1 * * *

2 "Electronic pull-tab." A version of a pull-tab authorized
3 under this act that is a predetermined game outcome in
4 electronic form, distributed on-demand from a finite number of
5 game outcomes by an electronic pull-tab game system.

6 "Electronic pull-tab device." An electronic device used to
7 facilitate the play of an electronic pull-tab that may take the
8 form of an upright cabinet, a handheld device or any other
9 composition as approved by the department.

10 "Electronic pull-tab system." Equipment leased from a
11 licensed distributor and used by a licensed eligible
12 organization, or a licensee under Chapter 9, to conduct, manage
13 and record electronic pull-tab games and to report and transmit
14 the game results as prescribed by the department.

15 * * *

16 "Games of chance." Punchboards, daily drawings, weekly
17 drawings, 50/50 drawings, raffles, [tavern games, pools, race
18 night games] electronic pull-tabs, and pull-tabs, as defined in
19 this act, provided that no such game shall be played by or with
20 the assistance of any mechanical or electrical devices or media
21 other than a dispensing machine, an electronic pull-tab device
22 or passive selection device and further provided that the
23 particular chance taken by any person in any such game shall not
24 be made contingent upon any other occurrence or the winning of
25 any other contest, but shall be determined solely at the
26 discretion of the purchaser. This definition shall not be
27 construed to authorize any other form of gambling currently
28 prohibited under any provision of 18 Pa.C.S. (relating to crimes
29 and offenses) or authorized under 4 Pa.C.S. (relating to
30 amusements). Nothing in this act shall be construed to authorize

1 games commonly known as "slot machines" or "video [poker" or
2 other games regulated by the Pennsylvania Gaming Control Board.]
3 poker."

4 * * *

5 "Tavern games." Pull-tabs, electronic pull-tabs, tavern
6 daily drawings and tavern raffles.

7 * * *

8 Section 2. The act is amended by adding sections to read:

9 Section 309. Electronic pull-tabs.

10 (a) Authorization.--Notwithstanding any other provision of
11 law, a licensed eligible organization or a licensee under
12 Chapter 9 may conduct electronic pull-tabs, so long as the
13 electronic pull-tabs are:

14 (1) A predetermined, finite number of winning and losing
15 tickets, not to exceed 7,500 tickets.

16 (2) The same price for each ticket in the game.

17 (3) In conformance with applicable department
18 regulations for pull-tabs.

19 (4) In compliance with prize limits under this act.

20 (5) Provided a unique serial number that may not be
21 regenerated.

22 (6) Provided a display that shows the game name, form
23 number, predetermined and finite number of tickets in the
24 game and prize tier.

25 (7) Not revealed through spinning reels.

26 Section 310. Electronic pull-tab devices.

27 (a) General rule.--Electronic pull tab devices shall
28 maintain a printable, permanent record of all transactions
29 involving each device and electronic pull-tab games played on
30 the device.

1 (b) Number of devices.--

2 (1) The number of electronic pull-tab devices that are
3 part of an upright cabinet structure shall be limited to 10
4 devices per licensed premises.

5 (2) The number of handheld electronic pull-tab devices
6 present at any licensed premises shall be limited to 25.

7 (3) The department shall determine whether an electronic
8 pull-tab device is part of an upright cabinet structure or a
9 handheld device.

10 (c) Device attributes.--In addition to a video monitor or
11 touch screen, an electronic pull-tab device may have one or more
12 of the following:

13 (1) bill acceptor;

14 (2) printer;

15 (3) electromechanical buttons for activating the game
16 and providing player input, including a means for the player
17 to make selections and choices in games; and

18 (4) any other attribute authorized by the department.

19 (d) Restrictions.--

20 (1) An electronic pull-tab device shall not have any of
21 the following:

22 (i) spinning or mechanical reels;

23 (ii) pull handle;

24 (iii) sounds or music solely intended to entice a
25 player to play;

26 (iv) if the device is part of an upright cabinet
27 structure, flashing lights that are fixed to the upright
28 cabinet structure;

29 (v) means of manipulation that could affect the
30 operation or outcome of a game; or

1 (vi) any other restriction identified by the
2 department.

3 (2) No electronic pull-tab device may be used for the
4 purpose of engaging in any game prohibited by the department.

5 (e) Regulatory authority.--The department shall promulgate
6 regulations establishing standards, requirements and procedures
7 for electronic pull-tabs, electronic pull-tab devices and
8 electronic pull-tab game systems, including regulations relating
9 to manufacturers and distributors of electronic pull-tab devices
10 and electronic pull-tab game systems.

11 Section 311. Electronic pull-tab game system.

12 (a) Operation.--A licensed eligible organization or a
13 licensee under Chapter 9 that operates electronic pull-tabs
14 shall maintain an electronic pull-tab system at its licensed
15 premises to conduct, manage and record information relating to
16 electronic pull-tab games.

17 (b) Critical data retention.--An electronic pull-tab device
18 shall be linked to an electronic pull-tab system that stores and
19 preserves critical data in accordance with requirements
20 established by the department. The electronic pull-tab system
21 shall provide security and access levels sufficient so that
22 internal control objectives and the reporting and transmission
23 of information are satisfied as prescribed by the department.

24 Section 3. This act shall take effect in 60 days.