

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 976

Session of
1977

INTRODUCED BY MESSINGER, GURZENDA, NOLAN AND MELLOW,
JUNE 21, 1977

REFERRED TO JUDICIARY, JUNE 21, 1977

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes relating to antique slot machines.

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

5 Section 1. Section 5513 of Title 18 act of November 25, 1970
6 (P.L.707, No.230), known as the Pennsylvania Consolidated
7 Statutes, is amended by adding a subsection to read:

8 § 5513. Gambling devices, gambling, etc.

9 * * *

10 (c) Antique slot machines.--It shall be a defense to any
11 prosecution under this section relating to slot machines, if the
12 defendant shows that the slot machine is an antique slot machine
13 and was not operated for gambling purposes while in the
14 defendant's possession. For the purposes of this section, a slot
15 machine shall be conclusively presumed an antique slot machine
16 if it was manufactured prior to 1941. Notwithstanding subsection
17 (b), whenever the defense provided by this subsection is
18 offered, no slot machine seized from any defendant shall be

1 destroyed or otherwise altered until after a final court
2 determination that such defense is not applicable. If the
3 defense is applicable, any such slot machine shall be returned
4 pursuant to provisions of law providing for the return of
5 property. It is the purpose of this subsection to protect the
6 collection and restoration of antique slot machines not
7 presently utilized for gambling purposes.

8 Section 2. This act shall take effect in 30 days.