

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2110 Session of
2014

INTRODUCED BY BENNINGHOFF, COHEN, GINGRICH, GODSHALL, GREINER,
GROVE, C. HARRIS, HENNESSEY, JAMES, F. KELLER, MILNE, SAYLOR
AND SWANGER, MARCH 18, 2014

SENATOR CORMAN, APPROPRIATIONS, IN SENATE, RE-REPORTED AS
AMENDED, OCTOBER 14, 2014

AN ACT

1 Amending the act of August 26, 1971 (P.L.351, No.91), entitled
2 "An act providing for a State Lottery and administration
3 thereof; authorizing the creation of a State Lottery
4 Commission; prescribing its powers and duties; disposition of
5 funds; violations and penalties therefor; exemption of prizes
6 from State and local taxation and making an appropriation,"
7 further providing for DEFINITIONS, FOR powers and duties of <--
8 secretary and for report.

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

11 ~~Section 1. Sections 303(a)(11)(iv) and 315 of the act of <--~~
12 ~~August 26, 1971 (P.L.351, No.91), known as the State Lottery~~
13 ~~Law, amended or added June 30, 2011 (P.L.110, No.23), are~~
14 ~~amended to read:~~

15 SECTION 1. SECTION 302 OF THE ACT OF AUGUST 26, 1971 <--
16 (P.L.351, NO.91), KNOWN AS THE STATE LOTTERY LAW, ADDED NOVEMBER
17 21, 1996 (P.L.741, NO.134), IS AMENDED TO READ:

18 SECTION 302. DEFINITIONS.

19 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS CHAPTER

1 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
2 CONTEXT CLEARLY INDICATES OTHERWISE:

3 "DIRECTOR." THE DIRECTOR OF THE DIVISION OF THE STATE
4 LOTTERY.

5 "DIVISION." THE DIVISION OF THE STATE LOTTERY CREATED BY
6 THIS CHAPTER.

7 "INTERNET INSTANT GAME." A LOTTERY GAME IN WHICH, BY THE USE
8 OF A COMPUTER, TABLET COMPUTER OR OTHER MOBILE DEVICE, A PLAYER
9 REMOVES THE COVERING FROM RANDOMLY GENERATED NUMBERS OR LETTERS
10 WHICH REVEAL WHETHER THE INSTANT TICKET IS A WINNING TICKET FOR
11 WHICH MONEY IS PAID. A PLAYER SHALL NOT INCLUDE A RETAILER WHO <--
12 SELLS OR PURCHASES TICKETS THROUGH THE LOTTERY CENTRAL COMPUTER.

13 "KENO." A LOTTERY GAME ~~COMMONLY KNOWN AS KENO.~~ OF CHANCE IN <--
14 WHICH A PLAYER SELECTS NUMBERS BETWEEN A PREESTABLISHED RANGE OF
15 NUMBERS WITH WINNING NUMBERS SELECTED BY A LOTTERY CENTRAL
16 COMPUTER SYSTEM AND DISPLAYED ON A MONITOR, COMMONLY KNOWN AS
17 KENO.

18 "LOTTERY" OR "STATE LOTTERY." THE LOTTERY ESTABLISHED AND
19 OPERATED UNDER THIS CHAPTER.

20 "SECRETARY." THE SECRETARY OF REVENUE OF THE COMMONWEALTH.

21 SECTION 2. SECTION 303(A) (1), (8) AND (11) (IV) OF THE ACT,
22 AMENDED NOVEMBER 21, 1996 (P.L.741, NO.134) AND JUNE 30, 2011
23 (P.L.110, NO.23), ARE AMENDED AND THE SECTION IS AMENDED BY
24 ADDING A SUBSECTION TO READ:

25 Section 303. Powers and duties of secretary.

26 (a) Powers and duties enumerated.--In addition to the powers
27 and duties provided by law and the act of April 9, 1929
28 (P.L.177, No.175), known as The Administrative Code of 1929, the
29 secretary shall have the power and it shall be his duty to
30 operate and administer the lottery, and to promulgate rules and

1 regulations governing the establishment and operation thereof,
2 including, but not limited to:

3 (1) THE TYPE OF LOTTERY TO BE CONDUCTED, EXCEPT THAT THE <--
4 SECRETARY MAY NOT AUTHORIZE THE GAME OF KENO OR AN INTERNET
5 INSTANT GAME UNLESS SPECIFICALLY AUTHORIZED BY LAW.

6 * * *

7 (8) THE METHOD TO BE USED IN SELLING TICKETS OR
8 SHARES[.], EXCEPT THAT SALES THROUGH THE LOTTERY'S INTERNET
9 WEBSITE OR INTERNET WEBSITES OPERATED BY LICENSED LOTTERY
10 RETAILERS OF ANY LOTTERY GAME OR ANY INTERNET INSTANT GAME
11 SHALL BE PROHIBITED UNLESS SPECIFICALLY AUTHORIZED BY LAW.

12 * * *

13 (11) The apportionment of the total revenues accruing
14 from the sale of lottery tickets or shares and from all other
15 sources among:

16 * * *

17 (iv) for property tax relief and free or reduced
18 fare transit service for the elderly as provided in
19 section 311. For fiscal years beginning before July 1,
20 [2015] 2014, no less than 27% of the total revenues
21 accruing from the sale of lottery tickets or shares shall
22 be dedicated to this subparagraph. For fiscal years
23 beginning after June 30, [2015] 2014, no less than [30%]
24 25% of the total revenues accruing from the sale of
25 lottery tickets or shares shall be dedicated to this
26 subparagraph.

27 * * *

28 (A.1) PROHIBITIONS.--THE SECRETARY MAY NOT OFFER ANY <--
29 INTERNET-BASED OR MONITOR-BASED INTERACTIVE LOTTERY GAME OR
30 SIMULATED CASINO STYLE LOTTERY GAME, INCLUDING VIDEO POKER,

1 VIDEO ROULETTE, SLOT MACHINES OR VIDEO BLACKJACK, THROUGH THE
2 STATE LOTTERY.

3 * * *

4 SECTION 3. SECTION 315 OF THE ACT, ADDED JUNE 30, 2011
5 (P.L.110, NO.23), IS AMENDED TO READ:

6 Section 315. Report.

7 The Department of Revenue shall submit a report to the
8 Governor, the chairman and minority chairman of the
9 Appropriations Committee of the Senate, the chairman and
10 minority chairman of the Appropriations Committee of the House
11 of Representatives, the chairman and minority chairman of the
12 Aging and Youth Committee of the Senate [and], the chairman and
13 minority chairman of the Aging and Older Adult Services
14 Committee of the House of Representatives, the chairman and
15 minority chairman of the Finance Committee of the Senate and the
16 chairman and minority chairman of the Finance Committee of the
17 House of Representatives by [June 1] September 1 of each year.
18 The report shall set forth current lottery profits and the State
19 Lottery's plan for increasing future profits. This report shall
20 be posted on the department's publicly accessible Internet
21 website. [This section shall expire June 30, 2015.]

22 Section 4. This act shall take effect immediately.

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