

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2491 Session of 2014

INTRODUCED BY GINGRICH, YOUNGBLOOD, KINSEY, V. BROWN, D. COSTA, CLAY, HELM, MURT, GRELL, CLYMER, FLYNN, FARINA, DAVIS, SWANGER, McCARTER, MACKENZIE, CORBIN, SCHLOSSBERG, COHEN, MIRANDA, DONATUCCI, DUNBAR AND PASHINSKI, SEPTEMBER 25, 2014

REFERRED TO COMMITTEE ON GAMING OVERSIGHT, SEPTEMBER 25, 2014

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in burglary and other criminal
3 intrusion, further providing for the offense of criminal
4 trespass.

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

7 Section 1. Section 3503(d) of Title 18 of the Pennsylvania
8 Consolidated Statutes is amended and the section is amended by
9 adding a subsection to read:

10 § 3503. Criminal trespass.

11 * * *

12 (b.4) Evaluation for gambling disorder.--

13 (1) Upon conviction, adjudication or plea of nolo
14 contendere, including admission to Accelerated Rehabilitative
15 Disposition or other pre-trial diversion program of a person
16 for an offense committed under subsection (b) or (b.1), where
17 the person's name is included on a self-exclusion list and
18 the offense was committed at a licensed facility, the court

1 may direct that the person be evaluated in a manner deemed
2 appropriate by the court to determine if:

3 (i) the person has a gambling disorder; and
4 (ii) whether there is a need for counseling or
5 treatment as part of the sentence or preadjudication
6 disposition.

7 (2) The evaluation shall be conducted by a single county
8 authority for drug and alcohol or its designee and shall
9 include recommendations for levels of care, continuing care
10 and monitoring.

11 * * *

12 (d) [Definition.--As used in this section, the term "school
13 grounds" means any] Definitions.--As used in this section the
14 following words and phrases shall have the meanings given to
15 them in this subsection:

16 "Evaluation." An assessment performed by a clinician who
17 meets the minimum qualifications prescribed by the Department of
18 Drug and Alcohol Programs for the provision of gambling disorder
19 counseling.

20 "Licensed gaming entity." As defined in 4 Pa.C.S. § 1103
21 (relating to definitions).

22 "Licensed facility." As defined in 4 Pa.C.S. § 1103.

23 "School grounds." Any building or grounds of any
24 elementary or secondary publicly funded educational institution,
25 any elementary or secondary private school licensed by the
26 Department of Education, any elementary or secondary parochial
27 school, any certified day-care center or any licensed preschool
28 program.

29 "Self-exclusion list." The list established and maintained
30 by the Pennsylvania Gaming Control Board under 4 Pa.C.S. § 1516

1 (relating to list of persons self excluded from gaming
2 activities) or a self-exclusion list maintained by a licensed
3 gaming entity which meets the minimum criteria stated in 4
4 Pa.C.S. § 1516.

5 Section 2. This act shall take effect in 60 days.