

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 271 Session of 2017

INTRODUCED BY ORTITAY, V. BROWN, D. COSTA, DUNBAR, ENGLISH, KORTZ, WARD, YOUNGBLOOD, NELSON AND JOZWIAK, JANUARY 31, 2017

AS RE-REPORTED FROM COMMITTEE ON APPROPRIATIONS, HOUSE OF REPRESENTATIVES, AS AMENDED, APRIL 3, 2017

AN ACT

1 Amending Title 4 (Amusements) of the Pennsylvania Consolidated
2 Statutes, in general provisions, further providing for
3 definitions; in Pennsylvania Gaming Control Board, further
4 providing for general and specific powers, for regulatory
5 authority of board and for reports to board; in licensees,
6 further providing for supplier licenses and for manufacturer
7 licenses; providing for airport gaming; and, in
8 administration and enforcement relating to gaming, further
9 providing for compulsive and problem gambling program and for
10 prohibited acts and penalties.

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

13 Section 1. The definitions of "cheat," "cheating or thieving
14 device," "conduct of gaming," "counterfeit chip,"
15 "manufacturer," "player," "supplier" and "supplier license" in
16 Title 4 of the Pennsylvania Consolidated Statutes are amended
17 and the section is amended by adding definitions to read:

18 § 1103. Definitions.

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

1 * * *

2 "Airport authority." The governing body of a municipal
3 authority organized and incorporated to oversee the operations
4 of a qualified airport under 53 Pa.C.S. Ch. 56 (relating to
5 municipal authorities) or the governing body of a city of the
6 first class that regulates the use and control of a qualified
7 airport.

8 "Airport game." A gambling game and associated software or
9 application offered through the use of a multi-use computing
10 device that allows a person, utilizing money, checks, electronic
11 checks, electronic transfers of money, credit cards or any other
12 instrumentality, to transmit electronic information to assist in
13 the placement of a bet or wager and corresponding information
14 related to the display of the game, game outcomes or other
15 similar information. The term shall not include:

16 (1) A lottery game or Internet instant game as defined
17 in section 302 of the act of August 26, 1971 (P.L.351,
18 No.91), known as the State Lottery Law.

19 (2) Nongambling games that do not otherwise require a
20 license under the laws of this Commonwealth.

21 "Airport gaming." The placing of bets or wagers with a slot
22 machine licensee through the use of a multi-use computing device
23 to play an authorized airport game.

24 "Airport gaming area." A location or locations within a
25 qualified airport approved for the conduct of authorized airport
26 games through the use of multi-use computing devices by eligible
27 passengers as approved by the airport authority or, in the case
28 of a qualified airport located in a city of the first class, as
29 approved by the governing body of the city of the first class
30 and the Pennsylvania Gaming Control Board.

1 "Airport gaming certificate." The authorization issued to a
2 slot machine licensee by the Pennsylvania Gaming Control Board
3 authorizing the operation and conduct of airport gaming by a
4 slot machine licensee in accordance with Chapter 13B (relating
5 to airport gaming).

6 "Airport gaming certificate holder." A slot machine licensee
7 that has been granted authorization by the Pennsylvania Gaming
8 Control Board to operate authorized airport games in accordance
9 with Chapter 13B.

10 "Authorized airport game." An airport game approved by
11 regulation of the Pennsylvania Gaming Control Board to be
12 suitable for use through a multi-use computing device offered by
13 an airport gaming certificate holder.

14 * * *

15 "Cheat." To defraud or steal from any player, slot machine
16 licensee or the Commonwealth while operating or playing a slot
17 machine [or], table game[,] or authorized airport game,
18 including causing, aiding, abetting or conspiring with another
19 person to do so. The term shall also mean to alter or causing,
20 aiding, abetting or conspiring with another person to alter the
21 elements of chance, method of selection or criteria which
22 determine:

23 (1) The result of a slot machine game [or], table game
24 or authorized airport game.

25 (2) The amount or frequency of payment in a slot machine
26 game [or], table game or authorized airport game.

27 (3) The value of a wagering instrument.

28 (4) The value of a wagering credit.

29 The term does not include altering a slot machine, table game
30 device or associated equipment or multiuse computing device for

1 maintenance or repair with the approval of a slot machine
2 licensee.

3 "Cheating or thieving device." A device, software or
4 hardware used or possessed with the intent to be used to cheat
5 during the operation or play of any slot machine [or], table
6 game or authorized airport game. The term shall also include any
7 device used to alter a slot machine [or], a table game device an
8 authorized airport game or a multi-use computing device without
9 the slot machine licensee's approval.

10 * * *

11 "Concession operator." A person engaged in the sale or
12 offering for sale of consumer goods or services to the public at
13 a qualified airport or authorized to conduct other commercial
14 activities related to passenger services at a qualified airport
15 in accordance with the terms and conditions of an agreement or
16 contract with an airport authority, government entity or other
17 person.

18 "Conduct of gaming." The licensed placement, operation and
19 play of slot machines [and], table games and authorized airport
20 games under this part, as authorized and approved by the
21 Pennsylvania Gaming Control Board.

22 * * *

23 "Counterfeit chip." Any object or thing that is:

24 (1) used or intended to be used to play a table game at
25 a certificate holder's licensed facility and which was not
26 issued by that certificate holder for such use; [or]

27 (2) presented to a certificate holder for redemption if
28 the object was not issued by the certificate holder[.];

29 (3) used or intended to be used to play an authorized
30 airport game that was not approved by the slot machine

1 licensee for such use; or

2 (4) presented during play of an authorized airport game
3 for redemption, if the object or thing was not issued by the
4 slot machine licensee.

5 * * *

6 "Eligible passenger" or "passenger." An individual who is at
7 least 21 years of age and has cleared security check points with
8 a valid airline boarding pass for travel from one destination to
9 another by airplane.

10 * * *

11 "Gross airport gaming revenue." The total of all cash or
12 cash equivalent wagers paid by players to an airport gaming
13 certificate holder in consideration for the play of authorized
14 airport games, minus:

15 (1) the total of cash or cash equivalents paid out to
16 players as winnings; and

17 (2) the cash equivalent value of any personal property
18 or other noncash items or things of value included in a
19 drawing, contest or tournament and distributed to players as
20 a result of playing authorized airport games.

21 Amounts deposited with an airport gaming certificate holder for
22 purposes of airport gaming and amounts taken in fraudulent acts
23 perpetrated against an airport gaming certificate holder for
24 which the airport gaming certificate holder is not reimbursed
25 may not be considered to have been paid to the airport gaming
26 certificate holder for purposes of calculating gross airport
27 gaming revenue.

28 * * *

29 "Manufacturer." A person who manufactures, builds, rebuilds,
30 fabricates, assembles, produces, programs, designs or otherwise

1 makes modifications to any slot machine, table game device or
2 associated equipment for use or play of slot machines [or],
3 table games or authorized airport games in this Commonwealth for
4 gaming purposes. The term does not include a person who
5 manufactures, builds, rebuilds, fabricates, assembles, produces,
6 programs, designs or otherwise makes modifications to multi-use
7 computing devices used in connection with the conduct of airport
8 gaming at a qualified airport.

9 * * *

10 "Multi-use computing device." A computing device, including,
11 but not limited to, a tablet computer, that:

12 (1) Allows a player to access an authorized airport
13 game.

14 (2) Is located and accessible to eligible passengers
15 only in an airport gaming area.

16 (3) Communicates with a server that is in a location
17 approved by the Pennsylvania Gaming Control Board.

18 (4) Is approved by the Pennsylvania Gaming Control
19 Board.

20 (5) Has the capability of being linked to and monitored
21 by the department's central control computer system, as
22 applicable for an authorized airport game in accordance with
23 section 1323 (relating to central control computer system).

24 (6) Offers a player additional functions that include
25 Internet browsing, the capability of checking flight status
26 and ordering food or beverages.

27 The term does not include a tablet or computing device that
28 restricts, prohibits or is incapable of providing access to
29 authorized airport games.

30 * * *

1 "Player." An individual wagering cash, a cash equivalent or
2 other thing of value in the play or operation of a slot machine
3 [or], an authorized airport game or a table game, including
4 during a contest or tournament, the play or operation of which
5 may deliver or entitle the individual playing or operating the
6 slot machine [or], authorized airport game or table game to
7 receive cash, a cash equivalent or other thing of value from
8 another player or a slot machine licensee.

9 * * *

10 ~~"Qualified airport." A publicly owned commercial service~~ <--

11 "QUALIFIED AIRPORT." ANY OF THE FOLLOWING: <--

12 (1) A PUBLICLY OWNED COMMERCIAL SERVICE airport that is
13 designated by the Federal Government as an international
14 airport.

15 (2) A PUBLICLY OWNED COMMERCIAL SERVICE AIRPORT THAT HAS <--
16 AT LEAST 50,000 PASSENGER ENPLANEMENTS IN ANY CALENDAR YEAR.

17 * * *

18 "Supplier." A person that sells, leases, offers or otherwise
19 provides, distributes or services any slot machine, table game
20 device or associated equipment for use or play of slot machines
21 or table games in this Commonwealth. The term shall include a
22 person that sells, leases, offers or otherwise provides,
23 distributes or services any multi-use computing device as
24 approved by the Pennsylvania Gaming Control Board.

25 "Supplier license." A license issued by the Pennsylvania
26 Gaming Control Board authorizing a supplier to provide products
27 or services related to slot machines, table game devices, multi-
28 use computing devices or associated equipment to slot machine
29 licensees for use in this Commonwealth for gaming purposes.

30 * * *

1 Section 2. Section 1202(a)(1) of Title 4 is amended and
2 subsection (b) is amended by adding a paragraph to read:

3 § 1202. General and specific powers.

4 (a) General powers.--

5 (1) The board shall have general and sole regulatory
6 authority over the conduct of gaming [or] and related
7 activities as described in this part. The board shall ensure
8 the integrity of the acquisition and operation of slot
9 machines, table games, table game devices, authorized airport
10 games and multi-use computing devices and associated
11 equipment and shall have sole regulatory authority over every
12 aspect of the authorization, operation and play of slot
13 machines [and], table games and the implementation and
14 regulation of airport gaming.

15 * * *

16 (b) Specific powers.--The board shall have the specific
17 power and duty:

18 * * *

19 (12.2) At its discretion, to award, revoke, suspend,
20 condition or deny an airport gaming certificate in accordance
21 with Chapter 13B (relating to airport gaming).

22 * * *

23 Section 3. Section 1207(1), (8), (9) and (10) of Title 4 are
24 amended and the section is amended by adding a paragraph to
25 read:

26 § 1207. Regulatory authority of board.

27 The board shall have the power and its duties shall be to:

28 (1) Deny, deny the renewal, revoke, condition or suspend
29 any license [or], permit, airport gaming certificate or other
30 authorization provided for in this part if the board finds in

1 its sole discretion that a licensee [or], permittee,
2 registrant or certificate holder, under this part, or its
3 officers, employees or agents, have furnished false or
4 misleading information to the board or failed to comply with
5 the provisions of this part or the rules and regulations of
6 the board and that it would be in the public interest to
7 deny, deny the renewal, revoke, condition or suspend the
8 license [or], permit, certificate, registration or other
9 authorization.

10 * * *

11 (8) Require that each licensed gaming entity prohibit
12 persons under 21 years of age from operating or using slot
13 machines [or], playing table games or using multi-use
14 computing devices.

15 (9) Establish procedures for the inspection and
16 certification of compliance of each slot machine, table game,
17 table game device, airport game and multiuse computing device
18 and associated equipment prior to being placed into use by a
19 slot machine licensee.

20 (10) Require that no slot machine or authorized airport
21 game that replicates the play of a slot machine may be set to
22 pay out less than the theoretical payout percentage, which
23 shall be no less than 85%, as specifically approved by the
24 board. The board shall adopt regulations that define the
25 theoretical payout percentage of a slot machine game based on
26 the total value of the jackpots expected to be paid by a play
27 or a slot machine game divided by the total value of slot
28 machine wagers expected to be made on that play or slot
29 machine game during the same portion of the game cycle. In so
30 doing, the board shall decide whether the calculation shall

1 include the entire cycle of a slot machine game or any
2 portion thereof.

3 * * *

4 (22) License, regulate, investigate and take any other
5 action determined necessary regarding all aspects of airport
6 gaming.

7 Section 4. Section 1211 of Title 4 is amended by adding a
8 subsection to read:

9 § 1211. Reports of board.

10 * * *

11 (a.4) Airport gaming reporting requirements.--

12 (1) The annual report submitted by the board in
13 accordance with subsection (a) shall include information on
14 the conduct of airport games as follows:

15 (i) Total gross airport gaming revenue.

16 (ii) All taxes, fees, fines and other revenue
17 collected and, where appropriate, revenue disbursed
18 during the previous year.

19 (2) The department shall collaborate with the board to
20 carry out paragraph (1)(ii).

21 * * *

22 Section 5. Sections 1317(a) and 1317.1(a) and (e)(1) and (2)
23 of Title 4 are amended to read:

24 § 1317. Supplier licenses.

25 (a) Application.--A manufacturer that elects to contract
26 with a supplier under section 1317.1(d.1) (relating to
27 manufacturer licenses) shall ensure that the supplier is
28 appropriately licensed under this section. A person seeking to
29 provide slot machines, table game devices, multi-use computing
30 device or associated equipment to a slot machine licensee within

1 this Commonwealth through a contract with a licensed
2 manufacturer shall apply to the board for the appropriate
3 supplier license.

4 * * *

5 § 1317.1. Manufacturer licenses.

6 (a) Application.--A person seeking to manufacture slot
7 machines, table game devices, airport games and associated
8 equipment for use in this Commonwealth shall apply to the board
9 for a manufacturer license.

10 * * *

11 (e) Prohibitions.--

12 (1) No person may manufacture slot machines, table game
13 devices, airport games or associated equipment for use within
14 this Commonwealth by a slot machine licensee unless the
15 person has been issued the appropriate manufacturer license
16 under this section.

17 (2) Except as permitted in section 13A23.1 (relating to
18 training equipment), no slot machine licensee may use slot
19 machines, table game devices, authorized airport games or
20 associated equipment unless the slot machines, table game
21 devices, authorized airport games or associated equipment
22 were manufactured by a person that has been issued the
23 appropriate manufacturer license under this section.

24 * * *

25 Section 6. Title 4 is amended by adding a chapter to read:

26 CHAPTER 13B

27 AIRPORT GAMING

28 Sec.

29 13B01. Authorization.

30 13B02. Board authorization required.

1 13B03. Standard for review of petitions.

2 13B04. Fees.

3 13B05. Multi-use gaming device tax.

4 13B06. Local share assessment.

5 13B07. Regulations.

6 13B08. Construction.

7 § 13B01. Authorization.

8 (a) Authority.--

9 (1) Notwithstanding any provision of this part or
10 regulation of the board, an airport gaming certificate holder
11 may provide authorized airport games at a qualified airport
12 through the use of multi-use computing devices.

13 (2) A slot machine ~~licensee~~ LICENSEE seeking to make <--
14 authorized games available for play through the use of multi-
15 use computing devices at a qualified airport shall file a
16 petition for an airport gaming certificate with the board in
17 a form and manner that the board, through regulations, shall
18 require.

19 (b) Place of conduct.--The board, at its discretion, may
20 authorize an airport gaming certificate holder to place and make
21 authorized airport games available for play at a qualified
22 airport through the use of multi-use computing devices in one or
23 more airport gaming areas in accordance with the requirements of
24 this chapter and regulations of the board.

25 (c) Satisfaction of contingencies.--Authorization for a slot
26 machine licensee to conduct airport gaming at a qualified
27 airport in accordance with subsection (a) shall be contingent
28 upon the following:

29 (1) The slot machine licensee has submitted a petition
30 to the board seeking authorization to manage the conduct of

1 airport gaming at the qualified airport and the board has
2 approved the petition.

3 (2) The slot machine licensee has entered into an
4 agreement with the concession operator at the qualified
5 airport for the conduct of airport gaming through the use of
6 multi-use computing devices within the airport gaming area.

7 (3) The slot machine licensee has provided adequate
8 assurances that the conduct of airport gaming at the
9 qualified airport will be conducted and operated in
10 accordance with this part and regulations promulgated by the
11 board.

12 (4) The slot machine licensee has paid or will pay all
13 applicable taxes and fees.

14 (5) In the case of a qualified airport that is governed
15 by a municipal authority or joint municipal authority
16 organized and incorporated to oversee the operations of an
17 airport in accordance with 53 Pa.C.S. Ch. 56 (relating to
18 municipal authorities), the slot machine licensee has entered
19 into an agreement with the municipal authority or joint
20 municipal authority for the conduct of airport gaming through
21 the use of multi-use computing devices within the gaming area
22 of the qualified airport and the board has approved the
23 agreement.

24 (6) The slot machine licensee is issued an airport
25 gaming certificate.

26 § 13B02. Board authorization required.

27 (a) Contents of petition.--A slot machine licensee seeking
28 authorization to conduct airport gaming at a qualified airport
29 through the use of a multi-use computing device shall petition
30 the board for an airport gaming certificate. The petition shall

1 include:

2 (1) The name, business address and contact information
3 of the slot machine licensee.

4 (2) The name and business address, job title and a
5 photograph of each principal and key employee of the slot
6 machine licensee who will be directly involved in the conduct
7 of authorized airport games at the qualified airport and who
8 is not currently licensed by the board, if known.

9 (3) The name and business address of the airport
10 authority, the location of the qualified airport and the
11 names of the governing body of the airport authority, if the
12 airport authority is incorporated in accordance with 53
13 Pa.C.S. Ch. 56 (relating to municipal authorities).

14 (4) If the use and control of a qualified airport is
15 regulated by a city of the first class, an identification of
16 the municipal agency and primary officials of a city of the
17 first class that regulates the use and control of the
18 qualified airport.

19 (5) The name and job title of the person or persons who
20 will be responsible for ensuring the operation and integrity
21 of the conduct of airport gaming at the qualified airport and
22 reviewing reports of suspicious transactions.

23 (6) The brand name of the multi-use computing devices
24 that will be placed in operation at the qualified airport.
25 The board, at its discretion, may require any additional
26 information related to the conduct of airport gaming at the
27 qualified airport through the use of multi-use computing
28 devices or persons that manufacture or supply multi-use
29 computing devices that the board determines necessary and
30 appropriate to ensure the integrity of airport gaming at the

1 qualified airport and to protect the public interest.

2 (7) An itemized list of the airport games for which
3 authorization is being sought.

4 (8) Information, as the board may require, on computer
5 applications or applications that may be accessed on the
6 multi-use computing devices.

7 (9) Detailed site plans illustrating the location of the
8 proposed airport gaming area at the qualified airport.

9 (10) Information and documentation concerning financial
10 background and resources, as the board may require, to
11 establish by clear and convincing evidence the financial
12 stability, integrity and responsibility of the petitioner.

13 (11) Other information as the board may require.

14 (b) Confidentiality.--Information submitted to the board
15 under subsection (a) may be considered confidential by the board
16 if the information would be confidential under section 1206(f)
17 (relating to board minutes and records).

18 (c) Approval of petition.--(1) Upon approval of a petition
19 required under this section, the board shall issue the slot
20 machine licensee an airport gaming certificate and authorize the
21 airport gaming certificate holder to conduct airport gaming at a
22 qualified airport through the use of multi-use computing
23 devices.

24 (2) The issuance of an airport gaming certificate in
25 accordance with this chapter prior to the full payment of the
26 authorization fee under section 13B04 (relating to fees) shall
27 not be construed to relieve the airport gaming certificate
28 holder from the obligation to pay the fee in accordance with
29 section 13B04.

30 § 13B03. Standard for review of petitions.

1 The board shall approve a petition under section 13B02
2 (relating to board authorization required) and issue an airport
3 gaming certificate to a slot machine licensee if the petitioner
4 establishes, by clear and convincing evidence, all of the
5 following:

6 (1) The slot machine licensee has entered into an
7 agreement that has been approved by the board with a
8 concession operator for the conduct of airport gaming through
9 the use of multi-use computing devices within the airport
10 gaming area of the qualified airport.

11 (2) The proposed internal and external security and
12 surveillance measures within the airport gaming area of the
13 qualified airport are adequate.

14 (3) Multi-use computing ~~device~~se DEVICES will only be <--
15 accessible to eligible passengers.

16 (4) The slot machine licensee will comply with all
17 regulations promulgated by the board under this chapter.

18 § 13B04. Fees.

19 (a) Required fees.--A slot machine licensee issued an
20 airport gaming certificate shall pay a one-time, nonrefundable
21 fee of \$1,000,000 within 30 days of being issued an airport
22 gaming certificate

23 (b) Deposit of fees.--Notwithstanding section 1208 (relating
24 to collection of fees and fines), all fees or penalties received
25 by the board under this chapter shall be deposited in the
26 General Fund.

27 § 13B05. Multi-use gaming device tax.

28 (a) Imposition.--

29 (1) Each airport gaming certificate holder shall report
30 to the department and pay from its daily gross airport gaming

1 revenue, on a form and in the manner prescribed by the
2 department, a tax of 14% of its daily gross airport gaming
3 revenue generated from multi-use computing devices at the
4 qualified airport and a local share assessment.

5 (2) The tax imposed under paragraph (1) shall be payable
6 to the department on a daily basis and shall be based upon
7 the gross airport gaming revenue generated from multi-use
8 computing devices at the qualified airport derived during the
9 previous week.

10 (3) All funds owed to the Commonwealth under this
11 section shall be held in trust for the Commonwealth by the
12 airport gaming certificate holder until the funds are paid to
13 the department. An airport gaming certificate holder shall
14 establish a separate bank account into which gross airport
15 gaming revenue from multi-use computing devices shall be
16 deposited and maintained until such time as the funds are
17 paid to the department under this section.

18 (4) The department shall transfer the tax revenues
19 collected under this section to the General Fund.

20 § 13B06. Local share assessment.

21 (a) Required payment.--In addition to the tax imposed under
22 section 13B05 (relating to multi-use gaming device tax), each
23 airport gaming certificate holder shall pay on a weekly basis
24 and on a form and in a manner prescribed by the department a
25 local share assessment into a restricted receipts account
26 established in the fund. All funds owed under this section shall
27 be held in trust by the airport gaming certificate holder until
28 the funds are paid into the account. Funds in the account are
29 hereby appropriated to the department on a continuing basis for
30 the purposes specified in this section.

1 (b) Distributions to qualified airports.--The department
2 shall make quarterly distributions from the local share
3 assessments deposited into the fund under subsection (a) to each
4 qualified airport in proportion to the multi-use computing
5 device local share assessment derived from each qualified
6 airport.

7 (c) Definition.--As used in this section, the term "multi-
8 use computing device local share assessment" means 20% of an
9 airport gaming certificate holder's gross airport gaming revenue
10 from multi-use computing devices at qualified airports.

11 § 13B07. Regulations.

12 (a) Regulations.--The board shall promulgate regulations
13 related to the operation of authorized airport games through the
14 use of multi-use computing devices at qualified airports.

15 (b) Temporary regulations.--In order to facilitate the
16 prompt implementation of this chapter, regulations promulgated
17 by the board in accordance with subsection (a) shall be deemed
18 temporary regulations. The board and the commission may
19 promulgate temporary regulations not subject to:

20 (1) Sections 201, 202, 203, 204 and 205 of the act of
21 July 31, 1968 (P.L.769, No.240), referred to as the
22 Commonwealth Documents Law.

23 (2) Sections 204(b) and 301(10) of the act of October
24 15, 1980 (P.L.950, No.164), known as the Commonwealth
25 Attorneys Act.

26 (3) The act of June 25, 1982 (P.L.633, No.181), known as
27 the Regulatory Review Act.

28 § 13B08. Construction.

29 Nothing in this chapter shall be construed to limit the
30 board's authority to determine the suitability of any person who

1 may be directly or indirectly involved in or associated with the
2 operation of airport gaming at a qualified airport to ensure the
3 integrity of authorized airport games and multi-use computing
4 devices and to protect the public interest.

5 Section 7. Section 1509 of Title 4 is amended to read:

6 § 1509. Compulsive and problem gambling program.

7 (a) Establishment of program.--The Department of [Health]
8 Drug and Alcohol Programs, in consultation with organizations
9 similar to the Mid-Atlantic Addiction Training Institute, shall
10 develop program guidelines for public education, awareness and
11 training regarding compulsive and problem gambling and the
12 treatment and prevention of compulsive and problem gambling. The
13 guidelines shall include strategies for the prevention of
14 compulsive and problem gambling. The Department of [Health] Drug
15 and Alcohol Programs may consult with the board and licensed
16 gaming entities to develop such strategies.

17 (a.1) Duties of Department of [Health] Drug and Alcohol
18 Programs.--From funds available in the Compulsive and Problem
19 Gambling Treatment Fund, the Department of [Health] Drug and
20 Alcohol Programs shall:

21 (1) Maintain [a] one compulsive gamblers assistance
22 organization's toll-free problem gambling telephone number,
23 which shall be the number 1-800-GAMBLER, to provide crisis
24 counseling and referral services to individuals and families
25 experiencing difficulty as a result of problem or compulsive
26 gambling. If the Department of Drug and Alcohol Programs
27 determines that it is unable to adopt the number 1-800-
28 GAMBLER, the Department of Drug and Alcohol Programs shall
29 maintain another number.

30 (2) Facilitate, through in-service training and other

1 means, the availability of effective assistance programs for
2 problem and compulsive gamblers and family members affected
3 by problem and compulsive gambling.

4 (3) At its discretion, conduct studies to identify
5 individuals in this Commonwealth who are or are at risk of
6 becoming problem or compulsive gamblers.

7 (4) Provide grants to and contract with single county
8 authorities and other organizations which provide services as
9 set forth in this section.

10 (5) Reimburse organizations for reasonable expenses
11 incurred assisting the Department of [Health] Drug and
12 Alcohol Programs with implementing this section.

13 (a.2) Duties of Department of [Health] Drug and Alcohol
14 Programs and board.--[Within 60 days following the effective
15 date of this subsection, the] The Department of [Health's Bureau
16 of] Drug and Alcohol Programs and the board's Office of
17 Compulsive and Problem Gambling shall jointly collaborate with
18 other appropriate offices and agencies of State or local
19 government, including single county authorities, and providers
20 and other persons, public or private, with expertise in
21 compulsive and problem gambling treatment to do the following:

22 (1) Implement a strategic plan for the prevention and
23 treatment of compulsive and problem gambling.

24 (2) Adopt compulsive and problem gambling treatment
25 standards to be integrated with the [Bureau] Department of
26 Drug and Alcohol Program's uniform Statewide guidelines that
27 govern the provision of addiction treatment services.

28 (3) Develop a method to coordinate compulsive and
29 problem gambling data collection and referral information to
30 crisis response hotlines, child welfare and domestic violence

1 programs and providers and other appropriate programs and
2 providers.

3 (4) Develop and disseminate educational materials to
4 provide public awareness related to the prevention,
5 recognition and treatment of compulsive and problem gambling.

6 (5) Develop demographic-specific compulsive and problem
7 gambling prevention, intervention and treatment programs.

8 (6) Prepare an itemized budget outlining how funds will
9 be allocated to fulfill the responsibilities under this
10 section.

11 (b) Compulsive and Problem Gambling Treatment Fund.--There
12 is hereby established in the State Treasury a special fund to be
13 known as the Compulsive and Problem Gambling Treatment Fund. All
14 moneys in the fund shall be administered by the Department of
15 [Health] Drug and Alcohol Programs and expended solely for
16 programs for the prevention and treatment of gambling addiction
17 and other emotional and behavioral problems associated with or
18 related to gambling addiction and for the administration of the
19 compulsive and problem gambling program, provided that the
20 Department of [Health] Drug and Alcohol Programs shall annually
21 distribute at least 50% of the money in the fund to single
22 county authorities under subsection (d). The fund shall consist
23 of money annually allocated to it from the annual payment
24 established under section 1408(a) (relating to transfers from
25 State Gaming Fund), money which may be allocated by the board,
26 interest earnings on moneys in the fund and any other
27 contributions, payments or deposits which may be made to the
28 fund.

29 (c) Notice of availability of assistance.--

30 (1) [Each] Except as otherwise provided for in paragraph

1 (4), each slot machine licensee shall [obtain a] use the
2 toll-free telephone number [to be used] established by the
3 Department of Drug and Alcohol Programs in subsection (a.1)
4 (1) to provide persons with information on assistance for
5 compulsive or problem gambling. Each licensee shall
6 conspicuously post at least 20 signs similar to the following
7 statement:

8 If you or someone you know has a gambling problem, help
9 is available. Call (Toll-free telephone number).

10 The signs must be posted within 50 feet of each entrance and
11 exit, within 50 feet of each automated teller machine
12 location within the licensed facility and in other
13 appropriate public areas of the licensed facility as
14 determined by the slot machine licensee.

15 (2) Each racetrack where slot machines or table games
16 are operated shall print a statement on daily racing programs
17 provided to the general public that is similar to the
18 following:

19 If you or someone you know has a gambling problem, help
20 is available. Call (Toll-free telephone number).

21 Except as otherwise provided for in paragraph (4), the toll-
22 free telephone number shall be the same telephone number
23 established by the Department of Drug and Alcohol Programs
24 under subsection (a.1)(1).

25 (3) A licensed facility which fails to post or print the
26 warning sign in accordance with paragraph (1) or (2) shall be
27 assessed a fine of \$1,000 a day for each day the minimum
28 number of signs are not posted or the required statement is
29 not printed as provided in this subsection.

30 (4) Slot machine licensees or racetracks utilizing a

1 toll-free telephone number other than the number established
2 by the Department of Drug and Alcohol Programs under
3 subsection (a.1)(1) prior to the effective date of this
4 paragraph may continue to use that number for a period not to
5 exceed three years from the effective date of this paragraph
6 upon showing good cause to the Department of Drug and Alcohol
7 Programs.

8 (d) Single county authorities.--The Department of [Health]
9 Drug and Alcohol Programs shall make grants from the fund
10 established under subsection (b) to single county authorities
11 created pursuant to the act of April 14, 1972 (P.L.221, No.63),
12 known as the Pennsylvania Drug and Alcohol Abuse Control Act,
13 for the purpose of providing compulsive gambling and gambling
14 addiction prevention, treatment and education programs.
15 Treatment may include financial counseling, irrespective of
16 whether the financial counseling is provided by the single
17 county authority, the treatment service provider or
18 subcontracted to a third party. It is the intention of the
19 General Assembly that any grants made by the Department of
20 [Health] Drug and Alcohol Programs to any single county
21 authority in accordance with the provisions of this subsection
22 be used exclusively for the development and implementation of
23 compulsive and problem gambling programs authorized under this
24 section.

25 (d.1) Eligibility.--Eligibility to receive treatment
26 services for treatment of compulsive and problem gambling under
27 this section shall be determined using financial eligibility and
28 other requirements of the single county authorities as approved
29 by the Department of [Health] Drug and Alcohol Programs.

30 (d.2) Report.--[No later than October 1, 2010, and each]

1 Annually on October 1 [thereafter], the Department of [Health]
2 Drug and Alcohol Programs, in consultation with the board, shall
3 prepare and submit a report on the impact of the programs funded
4 by the Compulsive and Problem Gambling Treatment Fund to the
5 Governor and to the members of the General Assembly. The report
6 shall include aggregate demographic-specific data, including
7 race, gender, geography and income of those individuals treated.

8 (e) Definition.--As used in subsection (d), the term "single
9 county authority" means the agency designated by the Department
10 of Health pursuant to the act of April 14, 1972 (P.L.221,
11 No.63), known as the Pennsylvania Drug and Alcohol Abuse Control
12 Act, to plan and coordinate drug and alcohol prevention,
13 intervention and treatment services for a geographic area, which
14 may consist of one or more counties.

15 Section 8. Section 1518(b)(3) of Title 4 is amended and
16 subsection (a) is amended by adding paragraphs to read:

17 § 1518. Prohibited acts; penalties.

18 (a) Criminal offenses.--

19 * * *

20 (13.2) It shall be unlawful for an individual who is
21 under 21 years of age to enter and remain in an airport
22 gaming area, except that an individual who is 18 years of age
23 and employed by a slot machine licensee, a gaming service
24 provider, the board or any other regulatory or emergency
25 response agency may enter and remain in the area while
26 engaged in the performance of the individual's employment
27 duties.

28 (13.3) It shall be unlawful for an individual who is
29 under 21 years of age to wager, play or attempt to play an
30 authorized airport game.

1 * * *

2 (b) Criminal penalties and fines.--

3 * * *

4 (3) An individual who commits an offense in violation of
5 subsection (a) (13) [or], (13.1), (13.2) or (13.3) commits a
6 nongambling summary offense and upon conviction of a first
7 offense shall be sentenced to pay a fine of not less than
8 \$200 nor more than \$1,000. An individual that is convicted of
9 a second or subsequent offense under subsection (a) (13) [or],
10 (13.1), (13.2) or (13.3) shall be sentenced to pay a fine of
11 not less than \$500 nor more than \$1,500. In addition to the
12 fine imposed, an individual convicted of an offense under
13 subsection (a) (13) [or], (13.1), (13.2) or (13.3) may be
14 sentenced to perform a period of community service not to
15 exceed 40 hours.

16 * * *

17 Section 9. This act shall take effect in 60 days.