



# HOUSE COMMITTEE ON APPROPRIATIONS

## FISCAL NOTE

HOUSE BILL NO. 1325

PRINTERS NO. 1973

PRIME SPONSOR: Ortitya

### COST / (SAVINGS)

FUND	FY 2018/19	FY 2019/20
General Fund	\$0	See Fiscal Impact

### SUMMARY:

House Bill 1325, Printer's Number 1973, amends Title 18 (Crimes and Offenses), Section 3503 (Criminal Trespass) to provide for an evaluation for a gambling disorder for individuals who are charged with criminal trespass and violate the Pennsylvania Gaming Control Board (PGCB) self-exclusion list.

### ANALYSIS:

This bill amends the Crimes Code to provide the court with an additional sentencing provision when an individual's name appears on the PGCB self-exclusion list (Title 4 (Amusements), Sections 1516 (List of persons self-excluded from gaming activities) and 3903 (Self-exclusion)) and the person is convicted of criminal trespassing pursuant to Title 18 Pa C.S. § 3503 in an establishment licensee (4 Pa C.S. §3102), licensed facility (4 Pa C.S. § 1103), licensed gaming entity (4 Pa C.S. 1103) or a video gaming area (4 Pa C.S. §3102) and the person is admitted to an Accelerated Rehabilitation Disposition (ARD) or any other pretrial diversionary program. The court may direct the person to be evaluated to determine if the person has a gambling disorder and whether there is a need for counseling or treatment as part of the sentence or preadjudication disposition. The evaluation shall be conducted by a clinician appointed by the court and shall include recommendations for levels of care, continuing care and monitoring.

This legislation would take effect in 60 days.

### FISCAL IMPACT:

Enactment of this legislation could have minimal fiscal impact on Commonwealth funds. Any cost associated with admission and completion of an ARD or any other pretrial diversionary program would be borne by the defendant unless the defendant is determined indigent, in which case the court may waive those costs.

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House Appropriations Committee (R)

**DATE:** June 3, 2019

*Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.*