

## AMENDMENTS TO HOUSE BILL NO. 271

Sponsor: REPRESENTATIVE PETRI

Printer's No. 229

1 Amend Bill, page 1, line 2, by inserting after "Statutes,"  
2 in general provisions, further providing for definitions; in  
3 Pennsylvania Gaming Control Board, further providing for  
4 general and specific powers, for regulatory authority of  
5 board and for reports to board; in licensees, further  
6 providing for supplier licenses and for manufacturer  
7 licenses; providing for airport gaming; and,

8 Amend Bill, page 1, line 4, by inserting after "program"  
9 and for prohibited acts and penalties

10 Amend Bill, page 1, lines 7 and 8, by striking out all of  
11 said lines and inserting

12 Section 1. The definitions of "cheat," "cheating or thieving  
13 device," "conduct of gaming," "counterfeit chip,"  
14 "manufacturer," "player," "supplier" and "supplier license" in  
15 Title 4 of the Pennsylvania Consolidated Statutes are amended  
16 and the section is amended by adding definitions to read:  
17 § 1103. Definitions.

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

21 \* \* \*

22 "Airport authority." The governing body of a municipal  
23 authority organized and incorporated to oversee the operations  
24 of a qualified airport under 53 Pa.C.S. Ch. 56 (relating to  
25 municipal authorities) or the governing body of a city of the  
26 first class that regulates the use and control of a qualified  
27 airport.

28 "Airport game." A gambling game and associated software or  
29 application offered through the use of a multi-use computing  
30 device that allows a person, utilizing money, checks, electronic  
31 checks, electronic transfers of money, credit cards or any other  
32 instrumentality, to transmit electronic information to assist in  
33 the placement of a bet or wager and corresponding information  
34 related to the display of the game, game outcomes or other  
35 similar information. The term shall not include:

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

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

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

9       "Airport gaming area." A location or locations within a  
10       qualified airport approved for the conduct of authorized airport  
11       games through the use of multi-use computing devices by eligible  
12       passengers as approved by the airport authority or, in the case  
13       of a qualified airport located in a city of the first class, as  
14       approved by the governing body of the city of the first class  
15       and the Pennsylvania Gaming Control Board.

16       "Airport gaming certificate." The authorization issued to a  
17       slot machine licensee by the Pennsylvania Gaming Control Board  
18       authorizing the operation and conduct of airport gaming by a  
19       slot machine licensee in accordance with Chapter 13B (relating  
20       to airport gaming).

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

25       "Authorized Airport game." An airport game approved by  
26       regulation of the Pennsylvania Gaming Control Board to be  
27       suitable for use through a multi-use computing device offered by  
28       an airport gaming certificate holder.

29       \* \* \*

30       "Cheat." To defraud or steal from any player, slot machine  
31       licensee or the Commonwealth while operating or playing a slot  
32       machine [or], table game[,], or authorized airport game,  
33       including causing, aiding, abetting or conspiring with another  
34       person to do so. The term shall also mean to alter or causing,  
35       aiding, abetting or conspiring with another person to alter the  
36       elements of chance, method of selection or criteria which  
37       determine:

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

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

42       (3) The value of a wagering instrument.

43       (4) The value of a wagering credit.

44       The term does not include altering a slot machine, table game  
45       device or associated equipment or multiuse computing device for  
46       maintenance or repair with the approval of a slot machine  
47       licensee.

48       "Cheating or thieving device." A device, software or  
49       hardware used or possessed with the intent to be used to cheat  
50       during the operation or play of any slot machine [or], table  
51       game or authorized airport game. The term shall also include any

1 device used to alter a slot machine [or], a table game device an  
2 authorized airport game or a multi-use computing device without  
3 the slot machine licensee's approval.

4 \* \* \*

5 "Concession operator." A person engaged in the sale or  
6 offering for sale of consumer goods or services to the public at  
7 a qualified airport or authorized to conduct other commercial  
8 activities related to passenger services at a qualified airport  
9 in accordance with the terms and conditions of an agreement or  
10 contract with an airport authority, government entity or other  
11 person.

12 "Conduct of gaming." The licensed placement, operation and  
13 play of slot machines [and], table games and authorized airport  
14 games under this part, as authorized and approved by the  
15 Pennsylvania Gaming Control Board.

16 \* \* \*

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

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

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

23 (3) used or intended to be used to play an authorized  
24 airport game that was not approved by the slot machine  
25 licensee for such use; or

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

29 \* \* \*

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

34 \* \* \*

35 "Gross airport gaming revenue." The total of all cash or  
36 cash equivalent wagers paid by players to an airport gaming  
37 certificate holder in consideration for the play of authorized  
38 airport games, minus:

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

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

45 Amounts deposited with an airport gaming certificate holder for  
46 purposes of airport gaming and amounts taken in fraudulent acts  
47 perpetrated against an airport gaming certificate holder for  
48 which the airport gaming certificate holder is not reimbursed  
49 may not be considered to have been paid to the airport gaming  
50 certificate holder for purposes of calculating gross airport  
51 gaming revenue.

1       \* \* \*

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

12       \* \* \*

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

15           (1) Allows a player to access an authorized airport  
16 game.

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

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

21           (4) Is approved by the Pennsylvania Gaming Control  
22 Board.

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

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

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

33       \* \* \*

34       "Player." An individual wagering cash, a cash equivalent or  
35 other thing of value in the play or operation of a slot machine  
36 [or], an authorized airport game or a table game, including  
37 during a contest or tournament, the play or operation of which  
38 may deliver or entitle the individual playing or operating the  
39 slot machine [or], authorized airport game or table game to  
40 receive cash, a cash equivalent or other thing of value from  
41 another player or a slot machine licensee.

42       \* \* \*

43       "Qualified airport." A publicly owned commercial service  
44 airport that is designated by the Federal Government as an  
45 international airport.

46       \* \* \*

47       "Supplier." A person that sells, leases, offers or otherwise  
48 provides, distributes or services any slot machine, table game  
49 device or associated equipment for use or play of slot machines  
50 or table games in this Commonwealth. The term shall include a  
51 person that sells, leases, offers or otherwise provides,

1 distributes or services any multi-use computing device as  
2 approved by the Pennsylvania Gaming Control Board.

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

8 \* \* \*

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

11 § 1202. General and specific powers.

12 (a) General powers.--

13 (1) The board shall have general and sole regulatory  
14 authority over the conduct of gaming [or] and related  
15 activities as described in this part. The board shall ensure  
16 the integrity of the acquisition and operation of slot  
17 machines, table games, table game devices, authorized airport  
18 games and multi-use computing devices and associated  
19 equipment and shall have sole regulatory authority over every  
20 aspect of the authorization, operation and play of slot  
21 machines [and], table games and the implementation and  
22 regulation of airport gaming.

23 \* \* \*

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

26 \* \* \*

27 (12.2) At its discretion, to award, revoke, suspend,  
28 condition or deny an airport gaming certificate in accordance  
29 with Chapter 13B (relating to airport gaming).

30 \* \* \*

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

34 § 1207. Regulatory authority of board.

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

36 (1) Deny, deny the renewal, revoke, condition or suspend  
37 any license [or], permit, airport gaming certificate or other  
38 authorization provided for in this part if the board finds in  
39 its sole discretion that a licensee [or], permittee,  
40 registrant or certificate holder, under this part, or its  
41 officers, employees or agents, have furnished false or  
42 misleading information to the board or failed to comply with  
43 the provisions of this part or the rules and regulations of  
44 the board and that it would be in the public interest to  
45 deny, deny the renewal, revoke, condition or suspend the  
46 license [or], permit, certificate, registration or other  
47 authorization.

48 \* \* \*

49 (8) Require that each licensed gaming entity prohibit  
50 persons under 21 years of age from operating or using slot  
51 machines [or], playing table games or using multi-use

1 computing devices.

2 (9) Establish procedures for the inspection and  
3 certification of compliance of each slot machine, table game,  
4 table game device, airport game and multiuse computing device  
5 and associated equipment prior to being placed into use by a  
6 slot machine licensee.

7 (10) Require that no slot machine or authorized airport  
8 game that replicates the play of a slot machine may be set to  
9 pay out less than the theoretical payout percentage, which  
10 shall be no less than 85%, as specifically approved by the  
11 board. The board shall adopt regulations that define the  
12 theoretical payout percentage of a slot machine game based on  
13 the total value of the jackpots expected to be paid by a play  
14 or a slot machine game divided by the total value of slot  
15 machine wagers expected to be made on that play or slot  
16 machine game during the same portion of the game cycle. In so  
17 doing, the board shall decide whether the calculation shall  
18 include the entire cycle of a slot machine game or any  
19 portion thereof.

20 \* \* \*

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

24 Section 4. Section 1211 of Title 4 is amended by adding a  
25 subsection to read:

26 § 1211. Reports of board.

27 \* \* \*

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

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

32 (i) Total gross airport gaming revenue.

33 (ii) All taxes, fees, fines and other revenue  
34 collected and, where appropriate, revenue disbursed  
35 during the previous year.

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

38 \* \* \*

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

41 § 1317. Supplier licenses.

42 (a) Application.--A manufacturer that elects to contract  
43 with a supplier under section 1317.1(d.1) (relating to  
44 manufacturer licenses) shall ensure that the supplier is  
45 appropriately licensed under this section. A person seeking to  
46 provide slot machines, table game devices, multi-use computing  
47 device or associated equipment to a slot machine licensee within  
48 this Commonwealth through a contract with a licensed  
49 manufacturer shall apply to the board for the appropriate  
50 supplier license.

51 \* \* \*

1 § 1317.1. Manufacturer licenses.

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

6 \* \* \*

7 (e) Prohibitions.--

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

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

20 \* \* \*

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

22 CHAPTER 13B

23 AIRPORT GAMING

24 Sec.

25 13B01. Authorization.

26 13B02. Board authorization required.

27 13B03. Standard for review of petitions.

28 13B04. Fees.

29 13B05. Multi-use gaming device tax.

30 13B06. Local share assessment.

31 13B07. Regulations.

32 13B08. Construction.

33 § 13B01. Authorization.

34 (a) Authority.--

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

39 (2) A slot machine licensee seeking to make authorized  
40 games available for play through the use of multi-use  
41 computing devices at a qualified airport shall file a  
42 petition for an airport gaming certificate with the board in  
43 a form and manner that the board, through regulations, shall  
44 require.

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

51 (c) Satisfaction of contingencies.--Authorization for a slot

1 machine licensee to conduct airport gaming at a qualified  
2 airport in accordance with subsection (a) shall be contingent  
3 upon the following:

4 (1) The slot machine licensee has submitted a petition  
5 to the board seeking authorization to manage the conduct of  
6 airport gaming at the qualified airport and the board has  
7 approved the petition.

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

12 (3) The slot machine licensee has provided adequate  
13 assurances that the conduct of airport gaming at the  
14 qualified airport will be conducted and operated in  
15 accordance with this part and regulations promulgated by the  
16 board.

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

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

29 (6) The slot machine licensee is issued an airport  
30 gaming certificate.

31 § 13B02. Board authorization required.

32 (a) Contents of petition.--A slot machine licensee seeking  
33 authorization to conduct airport gaming at a qualified airport  
34 through the use of a multi-use computing device shall petition  
35 the board for an airport gaming certificate. The petition shall  
36 include:

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

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

44 (3) The name and business address of the airport  
45 authority, the location of the qualified airport and the  
46 names of the governing body of the airport authority, if the  
47 airport authority is incorporated in accordance with 53  
48 Pa.C.S. Ch. 56 (relating to municipal authorities).

49 (4) If the use and control of a qualified airport is  
50 regulated by a city of the first class, an identification of  
51 the municipal agency and primary officials of a city of the



1 first class that regulates the use and control of the  
2 qualified airport.

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

7 (6) The brand name of the multi-use computing devices  
8 that will be placed in operation at the qualified airport.  
9 The board, at its discretion, may require any additional  
10 information related to the conduct of airport gaming at the  
11 qualified airport through the use of multi-use computing  
12 devices or persons that manufacture or supply multi-use  
13 computing devices that the board determines necessary and  
14 appropriate to ensure the integrity of airport gaming at the  
15 qualified airport and to protect the public interest.

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

18 (8) Information, as the board may require, on computer  
19 applications or applications that may be accessed on the  
20 multi-use computing devices.

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

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

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

28 (b) Confidentiality.--Information submitted to the board  
29 under subsection (a) may be considered confidential by the board  
30 if the information would be confidential under section 1206(f)  
31 (relating to board minutes and records).

32 (c) Approval of petition.--(1) Upon approval of a petition  
33 required under this section, the board shall issue the slot  
34 machine licensee an airport gaming certificate and authorize the  
35 airport gaming certificate holder to conduct airport gaming at a  
36 qualified airport through the use of multi-use computing  
37 devices.

38 (2) The issuance of an airport gaming certificate in  
39 accordance with this chapter prior to the full payment of the  
40 authorization fee under section 13B04 (relating to fees) shall  
41 not be construed to relieve the airport gaming certificate  
42 holder from the obligation to pay the fee in accordance with  
43 section 13B04.

44 § 13B03. Standard for review of petitions.

45 The board shall approve a petition under section 13B02  
46 (relating to board authorization required) and issue an airport  
47 gaming certificate to a slot machine licensee if the petitioner  
48 establishes, by clear and convincing evidence, all of the  
49 following:

50 (1) The slot machine licensee has entered into an  
51 agreement that has been approved by the board with a

1 concession operator for the conduct of airport gaming through  
2 the use of multi-use computing devices within the airport  
3 gaming area of the qualified airport.

4 (2) The proposed internal and external security and  
5 surveillance measures within the airport gaming area of the  
6 qualified airport are adequate.

7 (3) Multi-use computing devices will only be accessible  
8 to eligible passengers.

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

11 § 13B04. Fees.

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

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

20 § 13B05. Multi-use gaming device tax.

21 (a) Imposition.--

22 (1) Each airport gaming certificate holder shall report  
23 to the department and pay from its daily gross airport gaming  
24 revenue, on a form and in the manner prescribed by the  
25 department, a tax of 14% of its daily gross airport gaming  
26 revenue generated from multi-use computing devices at the  
27 qualified airport and a local share assessment.

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

33 (3) All funds owed to the Commonwealth under this  
34 section shall be held in trust for the Commonwealth by the  
35 airport gaming certificate holder until the funds are paid to  
36 the department. An airport gaming certificate holder shall  
37 establish a separate bank account into which gross airport  
38 gaming revenue from multi-use computing devices shall be  
39 deposited and maintained until such time as the funds are  
40 paid to the department under this section.

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

43 § 13B06. Local share assessment.

44 (a) Required payment.--In addition to the tax imposed under  
45 section 13B05 (relating to multi-use gaming device tax), each  
46 airport gaming certificate holder shall pay on a weekly basis  
47 and on a form and in a manner prescribed by the department a  
48 local share assessment into a restricted receipts account  
49 established in the fund. All funds owed under this section shall  
50 be held in trust by the airport gaming certificate holder until  
51 the funds are paid into the account. Funds in the account are

1 hereby appropriated to the department on a continuing basis for  
2 the purposes specified in this section.

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

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

13 § 13B07. Regulations.

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

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

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

25 (2) Sections 204(b) and 301(10) of the act of October  
26 15, 1980 (P.L.950, No.164), known as the Commonwealth  
27 Attorneys Act.

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

30 § 13B08. Construction.

31 Nothing in this chapter shall be construed to limit the  
32 board's authority to determine the suitability of any person who  
33 may be directly or indirectly involved in or associated with the  
34 operation of airport gaming at a qualified airport to ensure the  
35 integrity of authorized airport games and multi-use computing  
36 devices and to protect the public interest.

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

38 Amend Bill, page 6, by inserting between lines 28 and 29

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

41 § 1518. Prohibited acts; penalties.

42 (a) Criminal offenses.--

43 \* \* \*

44 (13.2) It shall be unlawful for an individual who is  
45 under 21 years of age to enter and remain in an airport  
46 gaming area, except that an individual who is 18 years of age  
47 and employed by a slot machine licensee, a gaming service  
48 provider, the board or any other regulatory or emergency  
49 response agency may enter and remain in the area while

1 engaged in the performance of the individual's employment  
2 duties.

3 (13.3) It shall be unlawful for an individual who is  
4 under 21 years of age to wager, play or attempt to play an  
5 authorized airport game.

6 \* \* \*

7 (b) Criminal penalties and fines.--

8 \* \* \*

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

21 \* \* \*

22 Amend Bill, page 6, line 29, by striking out "2" and  
23 inserting

24 9