

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 943

Session of
1975

INTRODUCED BY DOMBROWSKI, HOPKINS, KOLTER AND LAUDADIO,
APRIL 8, 1975

REFERRED TO COMMITTEE ON LAW AND JUSTICE, APRIL 9, 1975

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, authorizing the use in clubs of slot
3 machines registered with the Department of Revenue and
4 providing for their registration upon payment of an annual
5 registration fee, such fees to be paid into the State Lottery
6 Fund for the purpose of providing property tax relief for the
7 elderly and local transit for the elderly.

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

10 Section 1. Section 5513 of Title 18, act of November 25,
11 1970 (P.L.707, No.230), known as the Pennsylvania Consolidated
12 Statutes, added December 6, 1972 (P.L.1482, No.334), is amended
13 by adding subsections to read:

14 § 5513. Gambling devices, gambling, etc.

15 * * *

16 (c) Exception.--Subsections (a) and (b) shall not apply to
17 slot machines which are registered in accordance with subsection
18 (d) for use by clubs on premises occupied by such clubs.

19 (d) Registration of slot machines.--A slot machine may be
20 registered with the Pennsylvania Department of Revenue upon

1 payment of an annual registration fee of \$360 the payment of
2 which shall be evidenced by a registration stamp issued by the
3 department and affixed to the slot machine. Registration shall
4 be for a calendar year and fees for initial registration filed
5 during a calendar year shall be reduced to an amount
6 proportionate to the number of months remaining in the year. The
7 department may adopt forms and procedures for application for
8 registration and renewal thereof and for the issuance and
9 affixing of registration stamps except that, in addition to
10 other requirements of the department, the application for
11 registration shall contain the name of the manufacturer and the
12 name and address of the owner of the slot machine and the
13 registration stamp shall contain the serial or other
14 identification number of the slot machine and the registration
15 expiration date. The fees collected by the Department of Revenue
16 shall be paid into the State Lottery Fund shall be allocated for
17 the purpose of providing property tax relief for the elderly
18 pursuant to the provisions of the act of March 11, 1971
19 (P.L.104, No.3), known as the "Senior Citizen Property Tax
20 Assistance Act," and for the purpose of providing local transit
21 for the elderly pursuant to the act of January 22, 1968 (P.L.42,
22 No.8), known as the "Pennsylvania Urban Mass Transportation
23 Assistance Law of 1967."

24 (e) Definitions.--As used in subsections (c) and (d) the
25 following words and phrases shall have the meanings given to
26 them in this subsection:

27 "Club." A nonprofit corporation, association, society,
28 organization or other nonprofit group of individuals associated
29 together for legitimate purposes of mutual benefits,
30 entertainment, fellowship, pleasure, recreation or lawful

1 convenience having some primary interest and activity to which
2 the use of slot machines shall be secondary and which regularly
3 occupies, as owner or lessee, a clubhouse or quarters for the
4 use of its members.

5 "Slot machine." Any machine, apparatus or device that is
6 adapted, or may readily be converted into one that is adapted,
7 for use in such a way that, as a result of the insertion of any
8 piece of money or coin or other object, or by any other means,
9 such machine or device is caused to operate or may be operated,
10 and by reason of any element of hazard or chance or of other
11 outcome of such operation unpredictable by him, the user may
12 receive or become entitled to receive any piece of money,
13 credit, allowance or thing of value or additional chance or
14 right to use such slot machine or device, or any check, slug,
15 token or memorandum, whether of value or otherwise, which may be
16 exchanged for any money, credit, allowance or thing of value or
17 which may be given in trade, irrespective of whether it may,
18 apart from any element of hazard or chance or unpredictable
19 outcome of such operation, also sell, deliver or present some
20 merchandise, indication of weight, entertainment or other thing
21 of value.

22 Section 2. All acts and parts of acts, general, local and
23 special, are repealed in so far as they prohibit the use of slot
24 machines in clubs when such slot machines are registered in
25 accordance with the provisions of section 5515 of the "Crimes
26 Code."

27 Section 3. This act shall take effect January 1, 1976.