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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 4

Session of  
2006

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INTRODUCED BY SOLOBAY, DeWEESE, GOODMAN, BEBKO-JONES, BELFANTI,  
CALTAGIRONE, FLAHERTY, FRANKEL, GEORGE, GERGELY, HALUSKA,  
JAMES, KILLION, KOTIK, MANN, MARKOSEK, NAILOR, PARKER,  
PETRARCA, PISTELLA, READSHAW, TANGRETTI, TIGUE, WOJNAROSKI,  
YOUNGBLOOD, YUDICHAK, DeLUCA, SANTONI, SONNEY AND GEIST,  
AUGUST 16, 2006

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REFERRED TO COMMITTEE ON TOURISM AND RECREATIONAL DEVELOPMENT,  
AUGUST 16, 2006

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AN ACT

1 Amending the act of December 19, 1988 (P.L.1262, No.156),  
2 entitled, as amended, "An act providing for the licensing of  
3 eligible organizations to conduct games of chance, for the  
4 licensing of persons to distribute games of chance, for the  
5 registration of manufacturers of games of chance, and for  
6 suspensions and revocations of licenses and permits;  
7 requiring records; providing for local referendum by  
8 electorate; and prescribing penalties," further providing for  
9 definitions, for permitted games of chance and for prize  
10 limits.

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

13 Section 1. The definition of "daily drawing" in section 3 of  
14 the act of December 19, 1988 (P.L.1262, No.156), known as the  
15 Local Option Small Games of Chance Act, amended December 19,  
16 1990 (P.L.812, No.195), is amended and the section is amended by  
17 adding a definition to read:

18 Section 3. Definitions.

19 The following words and phrases when used in this act shall

1 have the meanings given to them in this section unless the  
2 context clearly indicates otherwise:

3 \* \* \*

4 "Daily drawing." A game in which a bona fide member selects  
5 or is assigned a number for a chance at a prize with the winner  
6 determined by a random drawing to take place on the eligible  
7 organization's premises during the same operating day. The term  
8 includes games commonly known as "member sign-in lotteries" and  
9 "half-and-half lotteries." Nothing in this act shall be  
10 construed to prohibit the carrying over of a jackpot where the  
11 winning number has not been entered in the game on a particular  
12 operating day. Daily drawing winners may be determined with the  
13 aid of a passive selection device or reference to drawings  
14 conducted by the department pursuant to the act of August 26,  
15 1971 (P.L.351, No.91), known as the State Lottery Law. Daily  
16 drawing chances may not be sold for an amount in excess of \$1,  
17 and no more than one chance per individual may be sold [to an  
18 individual during the same operating day.] per drawing. Nothing  
19 in this definition shall restrict an eligible organization from  
20 conducting more than one drawing per day.

21 \* \* \*

22 "Monthly drawing." A game in which a bona fide member  
23 selects or receives a number or numbers for chance at a prize  
24 with the winner determined by a random drawing to take place on  
25 the eligible organization's premises during any operating month.  
26 Nothing in this act shall be construed to prohibit the carrying  
27 over of a jackpot where the winning number has not been entered  
28 in the game in a particular month. Monthly drawing winners may  
29 be determined with the aid of a passive selection device or  
30 reference to drawings conducted by the Department of Revenue

1 pursuant to the act of August 26, 1971 (P.L.351, No.91), known  
2 as the State Lottery Law. Monthly drawing chances may not be  
3 sold for an amount in excess of \$1.

4 \* \* \*

5 Section 2. Section 4 of the act, amended December 19, 1990  
6 (P.L.812, No.195), is amended to read:

7 Section 4. Games of chance permitted.

8 Every eligible organization to which a license has been  
9 issued under the provisions of this act may conduct games of  
10 chance for the purpose of raising funds for general operating  
11 expenses and for public interest purposes. All proceeds of games  
12 of chance shall be used [exclusively] for general operating  
13 expenses, for public interest purposes or for the purchase of  
14 games of chance as permitted by this act.

15 Section 3. Section 5(e) and (h) of the act, amended or added  
16 October 18, 2000 (P.L.602, No.79), are amended to read:

17 Section 5. Prize limits.

18 \* \* \*

19 (e) Limit on daily drawings.--Daily drawings shall be  
20 governed by the prize limitations contained in subsections (a)  
21 and (b). [An eligible organization shall not conduct daily  
22 drawings during a period when a weekly drawing is taking place.]

23 \* \* \*

24 (h) Limit on weekly drawings.--Weekly drawings shall be  
25 governed by the prize limitations contained in subsection (b).  
26 The prize limitation contained in subsection (b) may be exceeded  
27 by a weekly drawing under the following circumstances: a weekly  
28 drawing may award a prize where the cash value is in excess of  
29 \$5,000 if such prize is the result of a carryover of a drawing  
30 or drawings which resulted from the winning number or numbers in

1 such drawing or drawings not being among the eligible entrants  
2 in such drawings. Nothing contained in this act shall authorize  
3 the prize limitations as contained in subsection (b) to be  
4 exceeded as a result of a failure to conduct a drawing for a  
5 week during which chances were sold for a weekly drawing or for  
6 a weekly drawing for which chances were sold in excess of \$1.  
7 [An eligible organization shall not conduct weekly drawings  
8 during a period when a daily drawing is taking place.]

9 Section 4. This act shall take effect in 60 days.