

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 420 Session of 2013

INTRODUCED BY HENNESSEY, SCHLEGEL CULVER, GINGRICH, SWANGER, BARRAR, V. BROWN, CAUSER, CLYMER, DAVIS, D. COSTA, DELUCA, GODSHALL, HALUSKA, HARHAI, HARKINS, C. HARRIS, HESS, KAUFFMAN, KAVULICH, M. K. KELLER, KNOWLES, KORTZ, MAHONEY, MAJOR, MARSHALL, MICOZZIE, MILLARD, MILLER, MILNE, O'BRIEN, O'NEILL, PICKETT, ROSS, SABATINA, SAINATO, SAYLOR, STEPHENS, TALLMAN, TOEPEL, WATSON, YOUNGBLOOD, STURLA, GROVE AND GILLEN, JANUARY 30, 2013

REFERRED TO COMMITTEE ON AGING AND OLDER ADULT SERVICES, JANUARY 30, 2013

AN ACT

1 Amending the act of August 26, 1971 (P.L.351, No.91), entitled
2 "An act providing for a State Lottery and administration
3 thereof; authorizing the creation of a State Lottery
4 Commission; prescribing its powers and duties; disposition of
5 funds; violations and penalties therefor; exemption of prizes
6 from State and local taxation and making an appropriation,"
7 in State Lottery, further providing for disposition of funds.

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

10 Section 1. Section 311 of the act of August 26, 1971
11 (P.L.351, No.91), known as the State Lottery Law, amended
12 November 21, 1996 (P.L.741, No.134), is amended to read:

13 Section 311. Disposition of funds.

14 (a) State Lottery Fund.--All moneys received from the
15 operation of the State lottery shall be deposited in a State
16 Lottery Fund which is hereby created. Such moneys shall be used
17 to the extent necessary for the payment of lottery prizes but

1 the amount so used shall not be less than 40% of the amount of
2 which tickets or shares have been sold. All payments of lottery
3 prizes and for expenses of operation of the lottery shall be
4 made as provided by law. All moneys remaining after payment of
5 prizes and operating expenses shall remain in the State Lottery
6 Fund and shall be allocated for the [purpose of providing
7 property tax relief for the elderly for taxes paid in 1971 and
8 thereafter pursuant to the provisions of the act of March 11,
9 1971 (P.L.104, No.3), known as the Senior Citizens Rebate and
10 Assistance Act, and for the purpose of providing free or reduced
11 fare transit service for the elderly pursuant to Chapter 9 and
12 the act of February 11, 1976 (P.L.14, No.10), known as the
13 Pennsylvania Rural and Intercity Common Carrier Surface
14 Transportation Assistance Act. In the event sufficient funds are
15 not available from the lottery receipts to meet the requirements
16 of the Senior Citizens Rebate and Assistance Act or for
17 providing free or reduced fare transit service for the elderly
18 under Chapter 9 and the Pennsylvania Rural and Intercity Common
19 Carrier Surface Transportation Assistance Act, additional funds
20 to fulfill these obligations shall be appropriated from the
21 General Fund for this purpose] purposes specified in subsection
22 (b).

23 (b) Appropriations.--The moneys in said State Lottery Fund
24 shall be appropriated only:

25 (1) For the payment of prizes to the holders of winning
26 lottery tickets or shares.

27 (2) For the expenses of the division in its operation of
28 the lottery.

29 (3) For property tax relief and free or reduced fare
30 transit service for the elderly as provided under subsection

1 (a) .

2 (4) For pharmaceutical assistance for the elderly
3 pursuant to this act under the PACE and PACENET programs.

4 (5) For funding to the Department of Aging for
5 distribution to local area agencies on aging and senior
6 community centers.

7 (6) For programs or services for individuals 60 years of
8 age or older, which programs and services are otherwise
9 legislatively authorized.

10 (c) Restrictions.--Except as otherwise specifically
11 authorized under subsection (b)(2) as it relates to expenses of
12 the division in its operation of the lottery and subsection (b)
13 (3) as it relates to property tax relief, no moneys in the State
14 Lottery Fund shall be used:

15 (1) To provide any benefit or service to any individual
16 under 60 years of age.

17 (2) To pay the operating expenses of any Commonwealth
18 agency, including expenses incurred in the administration of
19 any program or service funded by the State Lottery.

20 (3) For any appropriation or loan to prepare for,
21 implement or administer any program or service for
22 individuals under 60 years of age.

23 Section 2. This act shall take effect in 60 days.