

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 765 Session of 2013

INTRODUCED BY DERMODY, BARBIN, BISHOP, BIZZARRO, B. BOYLE, K. BOYLE, BRADFORD, BRIGGS, V. BROWN, BROWNLEE, BURNS, CALTAGIRONE, CARROLL, CLAY, COHEN, CONKLIN, D. COSTA, P. COSTA, CRUZ, M. DALEY, P. DALEY, DAVIDSON, DAVIS, DEAN, DEASY, DELISSIO, DeLUCA, DONATUCCI, D. EVANS, FABRIZIO, FARINA, FLYNN, FRANKEL, FREEMAN, GAINNEY, GALLOWAY, GERGELY, GIBBONS, GOODMAN, HAGGERTY, HALUSKA, HANNA, HARHAI, HARKINS, J. HARRIS, KAVULICH, W. KELLER, KIM, KINSEY, KIRKLAND, KORTZ, KOTIK, KULA, LONGIETTI, MAHONEY, MARKOSEK, MATZIE, MCCARTER, McGEEHAN, MCNEILL, MIRABITO, MIRANDA, MOLCHANY, MULLERY, MUNDY, NEILSON, NEUMAN, O'BRIEN, PAINTER, PARKER, PASHINSKI, RAVENSTAHL, READSHAW, ROEBUCK, ROZZI, SABATINA, SAINATO, SAMUELSON, SANTARSIERO, SCHLOSSBERG, SIMS, SNYDER, STURLA, THOMAS, VITALI, WATERS, WHEATLEY, WHITE AND YOUNGBLOOD, FEBRUARY 25, 2013

REFERRED TO COMMITTEE ON APPROPRIATIONS, FEBRUARY 25, 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, providing for disposition of funds in
 8 fiscal year 2013-2014.

9 The General Assembly of the Commonwealth of Pennsylvania

10 hereby enacts as follows:

11 Section 1. The act of August 26, 1971 (P.L.351, No.91),
 12 known as the State Lottery Law, is amended by adding a section
 13 to read:

14 Section 311.1. Disposition of funds in fiscal year 2013-2014.

1 (a) Establishment of account.--A restricted reserve account
2 is established in the State Lottery Fund. The moneys of the
3 account are hereby appropriated on a continuing basis to carry
4 out the provisions of this section.

5 (b) Initial transfer of moneys into account.--Within ten
6 days of the effective date of this section, an amount equal to
7 the difference between the aggregate increase for fiscal year
8 2013-2014 and the aggregate increase for fiscal year 2012-2013
9 shall be transferred from available funds in the State Lottery
10 Fund to the account.

11 (c) Distribution of moneys from account.--Subject to the
12 provisions of subsection (d), during the fiscal year 2013-2014,
13 the moneys in the account shall be expended on programs for
14 seniors on a pro rata basis, based on the distribution of funds
15 to programs for seniors in the Governor's Executive Budget for
16 fiscal year 2013-2014, except that the funds for medical
17 assistance long-term care and for the Pharmaceutical Assistance
18 Contract for the Elderly shall not be part of this calculation.

19 (d) Hold harmless transfer of moneys into account.--After
20 the transfer of moneys into the account under subsection (b) and
21 enactment of a general appropriations act for the fiscal year
22 2013-2014, if any of the programs for seniors receive, excluding
23 the distribution required under subsection (c), less funding
24 from the State Lottery Fund in fiscal year 2013-2014 than was
25 received in fiscal year 2012-2013, then the Secretary of Revenue
26 shall transfer from the State Lottery Fund to the account an
27 amount necessary to insure that any of such programs for seniors
28 receive the same amount of funding from the State Lottery Fund
29 as was proposed for the programs for seniors in the Governor's
30 Executive Budget for fiscal year 2013-2014. Moneys transferred

1 under this subsection shall be distributed in the same manner as
2 provided in subsection (c).

3 (e) Definitions.--As used in this section, the following
4 words and phrases shall have the meanings given to them in this
5 subsection unless the context clearly indicates otherwise:

6 "Account." The restricted reserve account established by
7 this section.

8 "Aggregate increase for fiscal year 2012-2013." The
9 difference between the aggregate dollar amount expended from the
10 State Lottery Fund through appropriations and executive
11 authorizations relating to programs for seniors in fiscal years
12 2012-2013 and 2011-2012.

13 "Aggregate increase for fiscal year 2013-2014." The
14 difference between the aggregate dollar amount expended from the
15 State Lottery Fund through appropriations and executive
16 authorizations relating to programs for seniors in fiscal year
17 2012-2013 and the Governor's Executive Budget for fiscal year
18 2013-2014.

19 "Programs for seniors." The programs or grants for the
20 benefit of seniors that are funded through the State Lottery
21 Fund in the Governor's Executive Budget for fiscal year 2013-
22 2014. The term does not include:

23 (1) Funds for prizes to the holders of winning lottery
24 tickets or shares.

25 (2) Funds for administrative or operating expenses for
26 the lottery, including general government operations or
27 expenses of any private contractor, advertising expenses or
28 commissions.

29 Section 2. This act shall take effect July 1, 2013, or
30 immediately, whichever is later.