

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 359 Session of 2019

INTRODUCED BY BOSCOLA, COSTA, FONTANA, BROWNE, BREWSTER AND WHITE, MARCH 4, 2019

REFERRED TO JUDICIARY, MARCH 4, 2019

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
 2 Consolidated Statutes, in riot, disorderly conduct and
 3 related offenses, further providing for the offense of pool
 4 selling and bookmaking.

5 The General Assembly of the Commonwealth of Pennsylvania
 6 hereby enacts as follows:

7 Section 1. Section 5514 of Title 18 of the Pennsylvania
 8 Consolidated Statutes is amended to read:

9 § 5514. Pool selling and bookmaking.

10 [A] (a) Offense defined.--Except as provided in subsection
 11 (b), a person is guilty of a misdemeanor of the first degree if
 12 he:

- 13 (1) engages in pool selling or bookmaking;
- 14 (2) occupies any place for the purpose of receiving,
 15 recording or registering bets or wagers, or of selling pools;
- 16 (3) receives, records, registers, forwards, or purports
 17 or pretends to forward, to another, any bet or wager upon the
 18 result of any political nomination, appointment or election,
 19 or upon any contest of any nature;

1 (4) becomes the custodian or depository, for gain or
2 ward, of any property staked, wagered or pledged, or to be
3 staked, wagered, or pledged upon any such result; or

4 (5) being the owner, lessee, or occupant of any
5 premises, knowingly permits or suffers the same, to be used
6 or occupied for any of such purposes.

7 (b) Authorized pools.--Any person who conducts or
8 participates in a pool is not subject to prosecution under
9 subsection (a) if all of the following apply:

10 (1) Not more than 100 individuals participate in the
11 pool.

12 (2) The maximum amount wagered for each individual entry
13 in the pool is \$20.

14 (3) Other than the wager no other money or thing of
15 value is paid or given for participation in the pool.

16 (4) All wagers collected for entry into the pool are
17 paid as prizes to one or more participants in the pool or to
18 a clearly identified nonprofit organization.

19 (5) No wagers or portions of wagers are retained by the
20 person or entity operating the pool and collecting wagers for
21 participation.

22 (6) The transaction of entering the pool is incidental
23 to a bona fide social, professional or familial relationship.

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