

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1887 Session of 2015

INTRODUCED BY ORTITAY, BAKER, V. BROWN, D. COSTA, ENGLISH, PHILLIPS-HILL, JOZWIAK, KAUFER, KAUFFMAN, KLUNK, KOTIK, MILLARD, MURT, NEILSON, O'BRIEN, QUIGLEY, RADER, SAYLOR, STAATS, THOMAS, WARD, ROZZI, KORTZ AND D. PARKER, MARCH 10, 2016

AS REPORTED FROM COMMITTEE ON GAMING OVERSIGHT, HOUSE OF REPRESENTATIVES, AS AMENDED, APRIL 13, 2016

AN ACT

1 Amending Title 4 (Amusements) of the Pennsylvania Consolidated
2 Statutes, in administration and enforcement RELATING TO <--
3 GAMING, further providing for compulsive and problem gambling
4 program.

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

7 Section 1. Section 1509(a.1)(1) and (c)(1) and (2) of Title <--
8 4 of the Pennsylvania Consolidated Statutes are amended to read:
9 § 1509. Compulsive and problem gambling program.

10 * * *

11 SECTION 1. SECTION 1509 OF TITLE 4 OF THE PENNSYLVANIA <--
12 CONSOLIDATED STATUTES IS AMENDED TO READ:

13 § 1509. COMPULSIVE AND PROBLEM GAMBLING PROGRAM.

14 (A) ESTABLISHMENT OF PROGRAM.--THE DEPARTMENT OF [HEALTH]
15 DRUG AND ALCOHOL PROGRAMS, IN CONSULTATION WITH ORGANIZATIONS
16 SIMILAR TO THE MID-ATLANTIC ADDICTION TRAINING INSTITUTE, SHALL
17 DEVELOP PROGRAM GUIDELINES FOR PUBLIC EDUCATION, AWARENESS AND

1 TRAINING REGARDING COMPULSIVE AND PROBLEM GAMBLING AND THE
2 TREATMENT AND PREVENTION OF COMPULSIVE AND PROBLEM GAMBLING. THE
3 GUIDELINES SHALL INCLUDE STRATEGIES FOR THE PREVENTION OF
4 COMPULSIVE AND PROBLEM GAMBLING. THE DEPARTMENT OF [HEALTH] DRUG
5 AND ALCOHOL PROGRAMS MAY CONSULT WITH THE BOARD AND LICENSED
6 GAMING ENTITIES TO DEVELOP SUCH STRATEGIES.

7 (a.1) Duties of Department of [Health] DRUG AND ALCOHOL <--
8 PROGRAMS.--From funds available in the Compulsive and Problem
9 Gambling Treatment Fund, the Department of [Health] DRUG AND <--
10 ALCOHOL PROGRAMS shall:

11 (1) Maintain [a] one compulsive gamblers assistance
12 organization's toll-free problem gambling telephone number, <--
13 WHICH SHALL BE THE NUMBER 1-800-GAMBLER, to provide crisis
14 counseling and referral services to individuals and families
15 experiencing difficulty as a result of problem or compulsive
16 gambling. IF THE DEPARTMENT OF DRUG AND ALCOHOL PROGRAMS <--
17 DETERMINES THAT IT IS UNABLE TO ADOPT THE NUMBER 1-800-
18 GAMBLER, THE DEPARTMENT OF DRUG AND ALCOHOL PROGRAMS SHALL
19 MAINTAIN ANOTHER NUMBER.

20 * * * <--

21 (2) FACILITATE, THROUGH IN-SERVICE TRAINING AND OTHER <--
22 MEANS, THE AVAILABILITY OF EFFECTIVE ASSISTANCE PROGRAMS FOR
23 PROBLEM AND COMPULSIVE GAMBLERS AND FAMILY MEMBERS AFFECTED
24 BY PROBLEM AND COMPULSIVE GAMBLING.

25 (3) AT ITS DISCRETION, CONDUCT STUDIES TO IDENTIFY
26 INDIVIDUALS IN THIS COMMONWEALTH WHO ARE OR ARE AT RISK OF
27 BECOMING PROBLEM OR COMPULSIVE GAMBLERS.

28 (4) PROVIDE GRANTS TO AND CONTRACT WITH SINGLE COUNTY
29 AUTHORITIES AND OTHER ORGANIZATIONS WHICH PROVIDE SERVICES AS
30 SET FORTH IN THIS SECTION.

1 (5) REIMBURSE ORGANIZATIONS FOR REASONABLE EXPENSES
2 INCURRED ASSISTING THE DEPARTMENT OF HEALTH WITH IMPLEMENTING
3 THIS SECTION.

4 (A.2) DUTIES OF DEPARTMENT OF [HEALTH] DRUG AND ALCOHOL
5 PROGRAMS AND BOARD.-- [WITHIN 60 DAYS FOLLOWING THE EFFECTIVE
6 DATE OF THIS SUBSECTION, THE] THE DEPARTMENT OF [HEALTH'S BUREAU
7 OF] DRUG AND ALCOHOL PROGRAMS AND THE BOARD'S OFFICE OF
8 COMPULSIVE AND PROBLEM GAMBLING SHALL JOINTLY COLLABORATE WITH
9 OTHER APPROPRIATE OFFICES AND AGENCIES OF STATE OR LOCAL
10 GOVERNMENT, INCLUDING SINGLE COUNTY AUTHORITIES, AND PROVIDERS
11 AND OTHER PERSONS, PUBLIC OR PRIVATE, WITH EXPERTISE IN
12 COMPULSIVE AND PROBLEM GAMBLING TREATMENT TO DO THE FOLLOWING:

13 (1) IMPLEMENT A STRATEGIC PLAN FOR THE PREVENTION AND
14 TREATMENT OF COMPULSIVE AND PROBLEM GAMBLING.

15 (2) ADOPT COMPULSIVE AND PROBLEM GAMBLING TREATMENT
16 STANDARDS TO BE INTEGRATED WITH THE [BUREAU] DEPARTMENT OF
17 DRUG AND ALCOHOL PROGRAM'S UNIFORM STATEWIDE GUIDELINES THAT
18 GOVERN THE PROVISION OF ADDICTION TREATMENT SERVICES.

19 (3) DEVELOP A METHOD TO COORDINATE COMPULSIVE AND
20 PROBLEM GAMBLING DATA COLLECTION AND REFERRAL INFORMATION TO
21 CRISIS RESPONSE HOTLINES, CHILD WELFARE AND DOMESTIC VIOLENCE
22 PROGRAMS AND PROVIDERS AND OTHER APPROPRIATE PROGRAMS AND
23 PROVIDERS.

24 (4) DEVELOP AND DISSEMINATE EDUCATIONAL MATERIALS TO
25 PROVIDE PUBLIC AWARENESS RELATED TO THE PREVENTION,
26 RECOGNITION AND TREATMENT OF COMPULSIVE AND PROBLEM GAMBLING.

27 (5) DEVELOP DEMOGRAPHIC-SPECIFIC COMPULSIVE AND PROBLEM
28 GAMBLING PREVENTION, INTERVENTION AND TREATMENT PROGRAMS.

29 (6) PREPARE AN ITEMIZED BUDGET OUTLINING HOW FUNDS WILL
30 BE ALLOCATED TO FULFILL THE RESPONSIBILITIES UNDER THIS

1 SECTION.

2 (B) COMPULSIVE AND PROBLEM GAMBLING TREATMENT FUND.--THERE
3 IS HEREBY ESTABLISHED IN THE STATE TREASURY A SPECIAL FUND TO BE
4 KNOWN AS THE COMPULSIVE AND PROBLEM GAMBLING TREATMENT FUND. ALL
5 MONEYS IN THE FUND SHALL BE ADMINISTERED BY THE DEPARTMENT OF
6 [HEALTH] DRUG AND ALCOHOL PROGRAMS AND EXPENDED SOLELY FOR
7 PROGRAMS FOR THE PREVENTION AND TREATMENT OF GAMBLING ADDICTION
8 AND OTHER EMOTIONAL AND BEHAVIORAL PROBLEMS ASSOCIATED WITH OR
9 RELATED TO GAMBLING ADDICTION AND FOR THE ADMINISTRATION OF THE
10 COMPULSIVE AND PROBLEM GAMBLING PROGRAM, PROVIDED THAT THE
11 DEPARTMENT OF [HEALTH] DRUG AND ALCOHOL PROGRAMS SHALL ANNUALLY
12 DISTRIBUTE AT LEAST 50% OF THE MONEY IN THE FUND TO SINGLE
13 COUNTY AUTHORITIES UNDER SUBSECTION (D). THE FUND SHALL CONSIST
14 OF MONEY ANNUALLY ALLOCATED TO IT FROM THE ANNUAL PAYMENT
15 ESTABLISHED UNDER SECTION 1408(A) (RELATING TO TRANSFERS FROM
16 STATE GAMING FUND), MONEY WHICH MAY BE ALLOCATED BY THE BOARD,
17 INTEREST EARNINGS ON MONEYS IN THE FUND AND ANY OTHER
18 CONTRIBUTIONS, PAYMENTS OR DEPOSITS WHICH MAY BE MADE TO THE
19 FUND.

20 (c) Notice of availability of assistance.--

21 (1) [Each] EXCEPT AS OTHERWISE PROVIDED FOR IN PARAGRAPH <--
22 (4), EACH slot machine licensee shall [obtain a] use the
23 toll-free telephone number [to be used] established by the
24 Department of ~~Health~~ DRUG AND ALCOHOL PROGRAMS in subsection <--
25 (a.1)(1) to provide persons with information on assistance
26 for compulsive or problem gambling. Each licensee shall
27 conspicuously post at least 20 signs similar to the following
28 statement:

29 If you or someone you know has a gambling problem, help
30 is available. Call (Toll-free telephone number).

1 The signs must be posted within 50 feet of each entrance and
2 exit, within 50 feet of each automated teller machine
3 location within the licensed facility and in other
4 appropriate public areas of the licensed facility as
5 determined by the slot machine licensee.

6 (2) Each racetrack where slot machines or table games
7 are operated shall print a statement on daily racing programs
8 provided to the general public that is similar to the
9 following:

10 If you or someone you know has a gambling problem, help
11 is available. Call (Toll-free telephone number).

12 The EXCEPT AS OTHERWISE PROVIDED FOR IN PARAGRAPH (4), THE <--
13 toll-free telephone number shall be the same telephone number
14 established by the Department of Health DRUG AND ALCOHOL <--
15 PROGRAMS under subsection (a.1) (1).

16 * * * <--

17 (3) A LICENSED FACILITY WHICH FAILS TO POST OR PRINT THE <--
18 WARNING SIGN IN ACCORDANCE WITH PARAGRAPH (1) OR (2) SHALL BE
19 ASSESSED A FINE OF \$1,000 A DAY FOR EACH DAY THE MINIMUM
20 NUMBER OF SIGNS ARE NOT POSTED OR THE REQUIRED STATEMENT IS
21 NOT PRINTED AS PROVIDED IN THIS SUBSECTION.

22 (4) SLOT MACHINE LICENSEES OR RACETRACKS UTILIZING A
23 TOLL-FREE TELEPHONE NUMBER OTHER THAN THE NUMBER ESTABLISHED
24 BY THE DEPARTMENT OF DRUG AND ALCOHOL PROGRAMS UNDER
25 SUBSECTION (A.1) (1) PRIOR TO THE EFFECTIVE DATE OF THIS
26 PARAGRAPH MAY CONTINUE TO USE THAT NUMBER FOR A PERIOD NOT TO
27 EXCEED THREE YEARS FROM THE EFFECTIVE DATE OF THIS PARAGRAPH
28 UPON SHOWING GOOD CAUSE TO THE DEPARTMENT OF DRUG AND ALCOHOL
29 PROGRAMS.

30 (D) SINGLE COUNTY AUTHORITIES.--THE DEPARTMENT OF [HEALTH]

1 DRUG AND ALCOHOL PROGRAMS SHALL MAKE GRANTS FROM THE FUND
2 ESTABLISHED UNDER SUBSECTION (B) TO SINGLE COUNTY AUTHORITIES
3 CREATED PURSUANT TO THE ACT OF APRIL 14, 1972 (P.L.221, NO.63),
4 KNOWN AS THE PENNSYLVANIA DRUG AND ALCOHOL ABUSE CONTROL ACT,
5 FOR THE PURPOSE OF PROVIDING COMPULSIVE GAMBLING AND GAMBLING
6 ADDICTION PREVENTION, TREATMENT AND EDUCATION PROGRAMS.
7 TREATMENT MAY INCLUDE FINANCIAL COUNSELING, IRRESPECTIVE OF
8 WHETHER THE FINANCIAL COUNSELING IS PROVIDED BY THE SINGLE
9 COUNTY AUTHORITY, THE TREATMENT SERVICE PROVIDER OR
10 SUBCONTRACTED TO A THIRD PARTY. IT IS THE INTENTION OF THE
11 GENERAL ASSEMBLY THAT ANY GRANTS MADE BY THE DEPARTMENT OF
12 [HEALTH] DRUG AND ALCOHOL PROGRAMS TO ANY SINGLE COUNTY
13 AUTHORITY IN ACCORDANCE WITH THE PROVISIONS OF THIS SUBSECTION
14 BE USED EXCLUSIVELY FOR THE DEVELOPMENT AND IMPLEMENTATION OF
15 COMPULSIVE AND PROBLEM GAMBLING PROGRAMS AUTHORIZED UNDER THIS
16 SECTION.

17 (D.1) ELIGIBILITY.--ELIGIBILITY TO RECEIVE TREATMENT
18 SERVICES FOR TREATMENT OF COMPULSIVE AND PROBLEM GAMBLING UNDER
19 THIS SECTION SHALL BE DETERMINED USING FINANCIAL ELIGIBILITY AND
20 OTHER REQUIREMENTS OF THE SINGLE COUNTY AUTHORITIES AS APPROVED
21 BY THE DEPARTMENT OF [HEALTH] DRUG AND ALCOHOL PROGRAMS.

22 (D.2) REPORT.--[NO LATER THAN OCTOBER 1, 2010, AND EACH]
23 ANNUALLY ON OCTOBER 1 [THEREAFTER], THE DEPARTMENT OF [HEALTH]
24 DRUG AND ALCOHOL PROGRAMS, IN CONSULTATION WITH THE BOARD, SHALL
25 PREPARE AND SUBMIT A REPORT ON THE IMPACT OF THE PROGRAMS FUNDED
26 BY THE COMPULSIVE AND PROBLEM GAMBLING TREATMENT FUND TO THE
27 GOVERNOR AND TO THE MEMBERS OF THE GENERAL ASSEMBLY. THE REPORT
28 SHALL INCLUDE AGGREGATE DEMOGRAPHIC-SPECIFIC DATA, INCLUDING
29 RACE, GENDER, GEOGRAPHY AND INCOME OF THOSE INDIVIDUALS TREATED.

30 (E) DEFINITION.--AS USED IN SUBSECTION (D), THE TERM "SINGLE

1 COUNTY AUTHORITY" MEANS THE AGENCY DESIGNATED BY THE DEPARTMENT
2 OF HEALTH PURSUANT TO THE ACT OF APRIL 14, 1972 (P.L.221,
3 NO.63), KNOWN AS THE PENNSYLVANIA DRUG AND ALCOHOL ABUSE CONTROL
4 ACT, TO PLAN AND COORDINATE DRUG AND ALCOHOL PREVENTION,
5 INTERVENTION AND TREATMENT SERVICES FOR A GEOGRAPHIC AREA, WHICH
6 MAY CONSIST OF ONE OR MORE COUNTIES.

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