

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 491 Session of 2017

INTRODUCED BY TOEPEL, CORR, GODSHALL, HARPER, MURT, QUIGLEY, SIMMONS, STEPHENS AND KORTZ, FEBRUARY 14, 2017

AS REPORTED FROM COMMITTEE ON GAMING OVERSIGHT, HOUSE OF REPRESENTATIVES, AS AMENDED, APRIL 25, 2017

AN ACT

1 Amending Title 4 (Amusements) of the Pennsylvania Consolidated
2 Statutes, in table games, further providing for local share
3 assessment; and, in revenues, further providing for
4 establishment of State Gaming Fund and net slot machine
5 revenue distribution.

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

8 Section 1. Sections 13A63(b)(4) and 1403(c)(2)(iv) of Title <--
9 4 of the Pennsylvania Consolidated Statutes are amended to read:

10 SECTION 1. SECTIONS 13A63(B)(2)(II) AND (4) AND 1403(C)(2) <--
11 (II)(D) AND (IV) OF TITLE 4 OF THE PENNSYLVANIA CONSOLIDATED
12 STATUTES ARE AMENDED TO READ:

13 § 13A63. Local share assessment.

14 * * *

15 (b) Distributions to counties.--The department shall make
16 quarterly distributions from the local share assessments
17 deposited into the fund under subsection (a) to counties,
18 including home rule counties, hosting a licensed facility
19 authorized to conduct table games under this chapter in

1 accordance with the following:

2 * * *

3 (2) IF THE FACILITY IS A CATEGORY 1 LICENSED FACILITY <--
4 THAT IS LOCATED AT A THOROUGHBRED RACETRACK AND THE COUNTY IN
5 WHICH THE LICENSED FACILITY IS LOCATED IS:

6 * * *

7 (II) EXCEPT AS SET FORTH IN SUBPARAGRAPH (III), A
8 COUNTY OF THE THIRD CLASS: 50% OF THE LICENSED
9 FACILITY'S LOCAL SHARE ASSESSMENT SHALL BE DISTRIBUTED AS
10 FOLLOWS:

11 (A) SIXTY-SIX PERCENT TO THE COUNTY TO BE USED
12 SOLELY TO FUND THE ESTABLISHMENT OF A COUNTY VIOLENT
13 CRIME TASK FORCE TO REDUCE GANG VIOLENCE, GUN
14 TRAFFICKING AND VIOLENCE AND DRUG-RELATED CRIMES IN
15 THE COUNTY. THE DISTRICT ATTORNEY SHALL APPOINT,
16 DIRECT AND COORDINATE THE OPERATIONS AND PERSONNEL OF
17 THE TASK FORCE.

18 (B) THIRTY-FOUR PERCENT AS FOLLOWS:

19 (I) TWENTY-FIVE PERCENT TO A CONTIGUOUS
20 COUNTY CONTAINING A TOWNSHIP THAT RECEIVES A
21 PORTION OF THE LICENSED FACILITY'S LOCAL SHARE
22 ASSESSMENT UNDER SUBSECTION (C) (5) (III).

23 (II) SEVENTY-FIVE PERCENT TO A CONTIGUOUS
24 COUNTY CONTAINING A TOWNSHIP THAT RECEIVES A
25 PORTION OF THE LICENSED FACILITY'S LOCAL SHARE
26 ASSESSMENT UNDER SUBSECTION (C) (5) (III) FOR THE
27 PURPOSE OF MUNICIPAL GRANTS WITHIN THE COUNTY.

28 * * *

29 (4) The following apply:

30 (i) If the facility is a Category 3 licensed

1 facility located in a county of the second class A: 50%
2 of the licensed facility's local share assessment shall
3 be [deposited into a restricted receipts account to be
4 established in the Commonwealth Financing Authority to be
5 used exclusively for grants or guarantees for projects in
6 the county that qualify under 64 Pa.C.S. §§ 1551
7 (relating to Business in Our Sites Program), 1556
8 (relating to Tax Increment Financing Guarantee Program)
9 and 1558 (relating to Water Supply and Waste Water
10 Infrastructure Program).] distributed as follows:

11 (A) Seventy-five percent shall be deposited to
12 the county hosting the licensed facility from each
13 licensed facility for the purpose of supporting the
14 maintenance and refurbishment of the parks and
15 heritage sites throughout the county in which the
16 licensee is located.

17 (B) Twelve and one-half percent shall be
18 deposited to the county hosting the licensed facility
19 from each licensed facility for the purpose of
20 supporting a child advocacy center located within the
21 county in which the licensee is located.

22 (C) Twelve and one-half percent shall be
23 deposited to the county hosting the licensed facility
24 from each licensed facility for the purpose of
25 supporting an organization providing comprehensive
26 support services to victims of domestic violence,
27 including legal and medical aid, shelters,
28 transitional housing and counseling located within
29 the county in which the licensee is located.

30 (ii) Except as provided in subparagraph (i), if the

1 facility is a Category 3 licensed facility in a county of
2 any class: 50% of the licensed facility's local share
3 assessment shall be added to the funds in the restricted
4 receipts account established under section 1403(c)(2)(iv)
5 for distribution with those funds.

6 * * *

7 § 1403. Establishment of State Gaming Fund and net slot machine
8 revenue distribution.

9 * * *

10 (c) Transfers and distributions.--The department shall:

11 * * *

12 (2) From the local share assessment established in
13 subsection (b), make quarterly distributions among the
14 counties hosting a licensed facility in accordance with the
15 following schedule:

16 * * *

17 (II) IF THE LICENSED FACILITY IS A CATEGORY 1 <--
18 LICENSED FACILITY AND IS LOCATED AT A THOROUGHBRED
19 RACETRACK AND THE COUNTY IN WHICH THE LICENSED FACILITY
20 IS LOCATED IS:

21 * * *

22 (D) A COUNTY OF THE THIRD CLASS: [1% OF THE
23 GROSS TERMINAL REVENUE TO THE COUNTY HOSTING THE
24 LICENSED FACILITY FROM EACH SUCH LICENSED FACILITY.
25 AN ADDITIONAL 1% OF THE GROSS TERMINAL REVENUE TO THE
26 COUNTY HOSTING THE LICENSED FACILITY FROM EACH SUCH
27 LICENSED FACILITY FOR THE PURPOSE OF MUNICIPAL GRANTS
28 WITHIN THE COUNTY IN WHICH THE LICENSEE IS LOCATED.]
29 2% OF THE GROSS TERMINAL REVENUE FROM EACH SUCH
30 LICENSED FACILITY SHALL BE DEPOSITED AND DISTRIBUTED

1 AS FOLLOWS:

2 (I) THIRTY-THREE PERCENT TO THE COUNTY
3 HOSTING THE LICENSED FACILITY FROM EACH SUCH
4 LICENSED FACILITY.

5 (II) THIRTY-THREE PERCENT TO THE COUNTY
6 HOSTING THE LICENSED FACILITY FROM EACH SUCH
7 LICENSED FACILITY FOR THE PURPOSE OF MUNICIPAL
8 GRANTS WITHIN THE COUNTY IN WHICH THE LICENSEE IS
9 LOCATED.

10 (III) EIGHT AND ONE-HALF PERCENT TO A
11 CONTIGUOUS COUNTY CONTAINING A TOWNSHIP THAT
12 RECEIVES A PORTION OF THE LICENSED FACILITY'S
13 LOCAL SHARE ASSESSMENT UNDER PARAGRAPH (3) (V).

14 (IV) TWENTY-FIVE AND ONE-HALF PERCENT TO A
15 CONTIGUOUS COUNTY CONTAINING A TOWNSHIP THAT
16 RECEIVES A PORTION OF THE LICENSED FACILITY'S
17 LOCAL SHARE ASSESSMENT UNDER PARAGRAPH (3) (V) FOR
18 THE PURPOSE OF MUNICIPAL GRANTS WITHIN THE
19 COUNTY.

20 * * *

21 (iv) (A) Except as provided in clause (B) or (C),
22 if the facility is a Category 3 licensed facility, 2%
23 of the gross terminal revenue from the licensed
24 facility shall be deposited into a restricted
25 receipts account established in the Department of
26 Community and Economic Development to be used
27 exclusively for grants to the county, to economic
28 development authorities or redevelopment authorities
29 within the county for grants for economic development
30 projects, community improvement projects and other

1 projects in the public interest.

2 (B) If the facility is a Category 3 licensed
3 facility located in a county of the second class A,
4 2% of the gross terminal revenue [from the licensed
5 facility shall be deposited into a restricted
6 receipts account to be established in the
7 Commonwealth Financing Authority to be used
8 exclusively for grants or guarantees for projects in
9 the host county that qualify under 64 Pa.C.S. §§ 1551
10 (relating to Business in Our Sites Program), 1556
11 (relating to Tax Increment Financing Guarantee
12 Program) and 1558 (relating to Water Supply and
13 Wastewater Infrastructure Program).] to the county
14 hosting the licensed facility from each licensed
15 facility shall be deposited as follows:

16 (I) Seventy-five percent shall be deposited
17 for the purpose of supporting the maintenance and
18 refurbishment of the parks and heritage sites
19 throughout the county in which the licensee is
20 located.

21 (II) Twelve and one-half percent shall be
22 deposited for the purpose of supporting a child
23 advocacy center located within the county in
24 which the licensee is located.

25 (III) Twelve and one-half percent shall be
26 deposited for the purpose of supporting an
27 organization providing comprehensive support
28 services to victims of domestic violence,
29 including legal and medical aid, shelters,
30 transitional housing and counseling located

1 within the county in which the licensee is
2 located.

3 (C) If the facility is a Category 3 licensed
4 facility located in a county of the fifth class that
5 is contiguous to a county of the seventh class, 2% of
6 the gross terminal revenue from the licensed facility
7 shall be deposited into a restricted receipts account
8 to be established in the Commonwealth Financing
9 Authority to be used exclusively for grants within
10 the county for economic development projects,
11 infrastructure projects, community improvement
12 projects and other projects in the public interest
13 within the county and for infrastructure projects
14 within a 20-mile radius of the licensed facility in a
15 contiguous county of the seventh class.

16 * * *

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