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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1404 Session of  
2013

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INTRODUCED BY CLYMER, LAWRENCE, BAKER, KAUFFMAN, MURT, STERN,  
O'BRIEN, CUTLER, TALLMAN, HESS, BARRAR, DENLINGER, GINGRICH,  
SWANGER AND QUINN, MAY 15, 2013

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REFERRED TO COMMITTEE ON GAMING OVERSIGHT, MAY 15, 2013

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AN ACT

1 Amending Titles 4 (Amusements) and 18 (Crimes and Offenses) of  
2 the Pennsylvania Consolidated Statutes, further providing for  
3 general and specific powers and for gambling devices,  
4 gambling, etc.

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

7 Section 1. Section 1202(a) of Title 4 of the Pennsylvania  
8 Consolidated Statutes is amended by adding a paragraph to read:

9 § 1202. General and specific powers.

10 (a) General powers.--

11 \* \* \*

12 (7) The board shall not promulgate rules and regulations  
13 allowing any form of Internet gambling.

14 \* \* \*

15 Section 2. Section 5513(e) of Title 18 is amended and the  
16 section is amended by adding a subsection to read:

17 § 5513. Gambling devices, gambling, etc.

18 \* \* \*

1 (d.1) Internet gambling.--No individual or entity shall  
2 solicit, invite, collect or accept cash or any other form of  
3 currency through the Internet for the purposes of wagering or  
4 betting. No individual or entity shall organize, or cause to be  
5 organized, any type of gambling event that is held over the  
6 Internet.

7 (e) Penalty.--

8 (1) Any person who fails to provide records as provided  
9 in subsection (d) commits a summary offense.

10 (2) A first offense under subsection (d.1) shall be  
11 considered a first offense punishable by a fine of not more  
12 than \$300.

13 (3) A second offense under subsection (d.1) shall be  
14 considered a summary offense punishable by a fine of not more  
15 than \$600 and a term of imprisonment not to exceed three  
16 days.

17 (4) A third or subsequent offense under subsection (d.1)  
18 shall be considered a third degree misdemeanor.

19 \* \* \*

20 Section 3. This act shall apply to bets and wagers placed on  
21 or after the effective date of this section.

22 Section 4. This act shall take effect in 60 days.