
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 806 Session of
2023

INTRODUCED BY ROTHMAN, PHILLIPS-HILL, DUSH AND BREWSTER,
JUNE 23, 2023

REFERRED TO COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT,
JUNE 23, 2023

AN ACT

1 Amending Title 4 (Amusements) of the Pennsylvania Consolidated
2 Statutes, in general provisions relating to video gaming,
3 further providing for definitions; and, in operation, further
4 providing for video gaming limitations and for compulsive and
5 problem gambling.

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

8 Section 1. The definition of "gaming employee" in section
9 3102 of Title 4 of the Pennsylvania Consolidated Statutes is
10 amended to read:

11 § 3102. Definitions.

12 The following words and phrases when used in this part shall
13 have the meanings given to them in this section unless the
14 context clearly indicates otherwise:

15 * * *

16 "Gaming employee."

17 (1) Any of the following:

18 (i) An employee of a terminal operator licensee[,
19 establishment licensee] or supplier licensee [that] who

1 is not a key employee and is involved in the conduct of
2 video gaming.

3 (ii) An employee of a supplier licensee whose duties
4 are directly involved with the repair or distribution of
5 video gaming terminals or associated equipment sold or
6 provided to a terminal operator licensee within this
7 Commonwealth as determined by the board.

8 (iii) An employee of an establishment licensee who
9 is:

10 (A) responsible for the management, supervision
11 and training of other establishment employees
12 regarding the conduct of video gaming;

13 (B) responsible for coordinating video gaming
14 operations with a terminal operator; and

15 (C) available to promptly address any gaming
16 related issue that arises at the premises of an
17 establishment licensee.

18 (2) The term does not include nongaming personnel as
19 determined by the board [or an employee of an establishment
20 licensee].

21 * * *

22 Section 2. Section 3702(a) of Title 4 is amended by adding a
23 paragraph to read:

24 § 3702. Video gaming limitations.

25 (a) Establishment licensee limitations.--An establishment
26 licensee may offer video gaming terminals for play within its
27 premises, subject to the following:

28 * * *

29 (13) An establishment licensee must employ at least one
30 gaming employee. An establishment licensee is not required to

1 have a gaming employee on premises during the conduct of
2 video gaming at the establishment.

3 * * *

4 Section 3. Section 3706(d)(3) and (e) of Title 4 are amended
5 to read:

6 § 3706. Compulsive and problem gambling.

7 * * *

8 (d) Mandatory training.--

9 * * *

10 (3) At least one gaming employee of the establishment
11 licensee [who holds a valid occupation permit and has] shall
12 successfully [completed] complete the training program [shall
13 be located on the premises and supervising the video gaming
14 area during all times video gaming terminals are available
15 for play].

16 (e) Penalty.--An establishment licensee that fails to
17 fulfill the requirements of subsection (a), (b), (c) or (d)
18 shall be assessed by the board an administrative penalty and may
19 have its establishment license suspended. When determining the
20 penalty and number of suspension days, the board shall consider
21 the length of time in which the materials were not available or
22 [a trained employee was not located on the premises] at least
23 one gaming employee was not trained as required by subsection
24 (d) (3).

25 Section 4. This act shall take effect immediately.