
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 873 Session of
2011

INTRODUCED BY CLYMER, BAKER, BOYD, COX, CREIGHTON, DENLINGER,
FLECK, GINGRICH, HESS, HUTCHINSON, KAUFFMAN, MURT, ROCK,
SCHRODER, STERN AND TALLMAN, MARCH 1, 2011

REFERRED TO COMMITTEE ON GAMING OVERSIGHT, MARCH 1, 2011

AN ACT

1 Amending Title 4 (Amusements) of the Pennsylvania Consolidated
2 Statutes, further providing for regulatory authority, for
3 other financial institutions, for wagering on credit and for
4 prohibitions.

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

7 Section 1. Sections 13A02(9), 13A27, 1504 and 1611 of Title
8 4 of the Pennsylvania Consolidated Statutes, amended or added
9 January 7, 2010 (P.L.1, No.1), are amended to read:

10 § 13A02. Regulatory authority.

11 The board shall promulgate regulations:

12 * * *

13 [(9) Establishing minimum standards relating to the
14 extension of credit to a player by a certificate holder.
15 Prior to extending credit, the certificate holder shall
16 consider an individual's financial fitness, including annual
17 income, debt-to-income ratio, prior credit history, average
18 monthly bank balance or level of play.]

1 [§ 13A27. Other financial transactions.

2 (a) Credit.--Notwithstanding section 1504 (relating to
3 wagering on credit), a certificate holder may extend interest-
4 free, unsecured credit to patrons for the purpose of playing
5 slot machines or table games in accordance with this section;
6 however, a certificate holder shall not accept credit cards,
7 charge cards or debit cards from a patron or player for the
8 exchange or purchase or chips, slot machine or table game
9 credits or for an advance of coins or currency to be utilized by
10 a player to play slot machine or table games. No credit card
11 advance machine may be placed on the gaming floor.

12 (b) Credit applications.--Each application for credit
13 submitted by a patron to a certificate holder shall be
14 maintained in a confidential credit file. The application shall
15 include the patron's name, address, telephone number and
16 comprehensive bank account information, the requested credit
17 limit, the patron's approximate amount of current indebtedness,
18 the amount and source of income in support of the application,
19 the patron's signature on the application, a certification of
20 truthfulness and any other information deemed relevant by the
21 certificate holder. The certificate holder shall notify each
22 applicant that, as a condition of receiving credit, the
23 certificate holder will verify identity and indebtedness
24 information through a credit bureau or casino credit bureau and,
25 if appropriate, through direct contact with other slot machine
26 licensees.

27 (c) Credit application verification.--Prior to approving an
28 application for credit, a certificate holder shall verify:

29 (1) The identity, creditworthiness and indebtedness
30 information of the applicant by conducting a comprehensive

1 review of the information submitted with the application and
2 any information regarding the applicant's credit activity at
3 other licensed facilities which the certificate holder may
4 obtain through a casino credit bureau and, if appropriate,
5 through direct contact with other slot machine licensees.

6 (2) That the applicant's name is not included on an
7 exclusion list under section 1514 (relating to regulation
8 requiring exclusion or ejection of certain persons) or 1516
9 (relating to list of persons self excluded from gaming
10 activities) or the voluntary credit suspension list under
11 subsection (h).

12 (d) Establishment of credit.--Upon completion of the
13 verification required under subsection (c), a certificate holder
14 may grant a patron credit. The certificate holder shall
15 establish a credit limit for each patron to whom the certificate
16 holder grants credit. Each applicant's credit limit shall be
17 approved by two or more employees of the certificate holder
18 holding the job positions of credit manager, assistant credit
19 manager, credit shift manager, credit executive or a key
20 employee in a direct reporting line above the manager or credit
21 manager. The approval shall be recorded in the applicant's
22 credit file and shall include the reasons and information relied
23 on for the approval of credit and verification by the employees
24 approving the applicant's credit limit. Increases to an
25 individual's credit limit may be approved following a written
26 request from the individual and reverification of an
27 individual's credit information.

28 (e) Recordkeeping.--Detailed information pertaining to all
29 transactions affecting an individual's outstanding indebtedness
30 to a certificate holder shall be recorded in chronological order

1 in the individual's credit file.

2 (f) Reduction or suspension of credit.--A certificate holder
3 may reduce an individual's credit limit or suspend credit to an
4 individual for any reason.

5 (g) Voluntary credit suspension.--An individual may request
6 a certificate holder to suspend the individual's credit. Each
7 certificate holder shall inform the board when an individual
8 requests a suspension of credit and shall provide the board with
9 all information necessary to maintain the voluntary credit
10 suspension list under subsection (h).

11 (h) Voluntary credit suspension list.--The board shall
12 maintain a voluntary credit suspension list of all individuals
13 who have requested suspension of credit privileges and shall
14 provide the list on a continuous basis to the credit department
15 of each certificate holder. An individual may request placement
16 on the voluntary credit suspension list by submitting to the
17 board the individual's name, address and date of birth. The
18 individual does not need to provide a reason for the request.
19 Notwithstanding any other provision of law to the contrary, the
20 board's list of individuals who have had credit privileges
21 voluntarily suspended shall be confidential, and neither the
22 board nor the credit department of a certificate holder shall
23 divulge the name of any individual on this list to any person or
24 entity other than those provided for in this subsection. To be
25 removed from the list, the individual shall submit a request to
26 the board. The board shall remove the individual from the list
27 and inform the credit department of each certificate holder not
28 later than three business days after the board's receipt of the
29 request.

30 (i) Liability.--A certificate holder or employee thereof

1 shall not be liable to any individual on the voluntary credit
2 suspension list or to any other party in any judicial proceeding
3 for any harm, monetary or otherwise, which may arise as a result
4 of:

5 (1) the failure of a certificate holder to restore
6 credit privileges to an individual on the voluntary credit
7 suspension list; or

8 (2) otherwise permitting an individual on the voluntary
9 credit suspension list to engage in gaming activity in the
10 licensed facility while on the voluntary credit suspension
11 list.

12 (j) Tax liability.--Draws against unsecured credit extended
13 to patrons pursuant to this section which become uncollectible
14 may not be claimed by a certificate holder as a deduction,
15 credit or any other type of reduction or offset against any tax
16 imposed by this part or the act of March 4, 1971 (P.L.6, No.2),
17 known as the Tax Reform Code of 1971.]

18 § 1504. Wagering on credit.

19 Except as otherwise provided in this section, slot machine
20 licensees shall not extend credit. Slot machine licensees shall
21 not accept credit cards, charge cards or debit cards from a
22 patron or a player for the exchange or purchase of slot machine
23 credits or for an advance of coins or currency to be utilized by
24 a player to play slot machine games or extend credit in any
25 manner to a player so as to enable the player to play slot
26 machines. [Slot machine licensees who hold a table game
27 operation certificate may extend credit for slot machine gaming
28 in accordance with section 13A26 (relating to cash
29 equivalents).]

30 § 1611. Prohibitions.

1 A gaming junket enterprise or gaming junket representative
2 shall not do any of the following:

3 (1) Engage in efforts to collect on any check provided
4 by a gaming junket participant that has been returned by a
5 financial institution without payment.

6 [(2) Exercise approval authority over the authorization
7 or issuance of credit under section 13A27 (relating to other
8 financial transactions).]

9 (3) Receive or retain a fee from an individual for the
10 privilege of participating in a gaming junket.

11 (4) Pay for any service, including transportation, or
12 other thing of value provided to a participant participating
13 in a gaming junket except as authorized by this part.

14 Section 2. This act shall take effect immediately.