

August 8, 2013

Telephone: (717) 783-9454

FAX: (717) 787-8820

Peter P. Kostingo
Steward
American Legion Home Association
Of Frackville

Re: Bar Bingo Questions

Dear Mr. Kostingo:

ISSUE: This is in response to your e-mail sent July 30, 2013, wherein you ask if your club is permitted to run "Bar Bingo." You advise that you purchased a bar bingo set from an authorized small games of chance dealer, but were advised that the game did not qualify as a small game of chance and that you would have to purchase a bingo license. You ask about the type of records you are required to keep and what other legal requirements there might be.

Records of the Pennsylvania Liquor Control Board ("Board") indicate that the American Legion Home Association of Frackville holds Catering Club Liquor License No. CC-479 (LID 2028) for the premises located at 40 South Mahanoy Street, Frackville, Pennsylvania.

OPINION: Please note that the Board does not regulate the Local Option Small Games of Chance Act or the Bingo Law and as such, the interpretation of these acts fall outside of the Board's authority. Therefore, it is recommended that you contact your County Treasurer's Office and/or the Pennsylvania Department of Revenue, Miscellaneous Tax Division, at (717) 787-8275 with any questions or concerns about conducting such games. You may also wish to contact the Pennsylvania State Police, Bureau of Liquor Control Enforcement, at 717-540-7428, as that entity is charged with the responsibility of enforcing the Small Games of Chance Act and the Bingo Law at licensed establishments.

Should you have any other questions and/or issues related to the Liquor Code or the Board's Regulations, please feel free to once again contact this office.

THIS OPINION APPLIES ONLY TO THE FACTUAL SITUATION DESCRIBED HEREIN AND DOES NOT INSULATE THE LICENSEE OR

Peter P. Kostingo
August 8, 2013
Page 2

OTHERS FROM CONSEQUENCES OF CONDUCT OCCURRING PRIOR TO ITS ISSUANCE. THE PROPRIETY OF THE PROPOSED CONDUCT HAS BEEN ADDRESSED ONLY UNDER THE LIQUOR CODE AND REGULATIONS. THE LAWS AND POLICIES ON WHICH THIS OPINION IS BASED ARE SUBJECT TO CHANGE BY THE LEGISLATURE OR THE PENNSYLVANIA LIQUOR CONTROL BOARD.

Very truly yours,

FAITH S. DIEHL
CHIEF COUNSEL

cc: Pennsylvania State Police,
Bureau of Liquor Control Enforcement
Jerry W. Waters, Director of Office of Regulatory Affairs
Tisha Albert, Director, Bureau of Licensing
Jeffrey Lawrence, Assistant Director, Bureau of Licensing

LCB Advisory Opinion No. 13-364