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MIKE FOLMER
STATE SENATOR



Senate of Pennsylvania
48TH SENATORIAL DISTRICT

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#2692

May 27, 2008

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INDEPENDENT REGULATORY
REVIEW COMMISSION

Richard Sandusky
Director of Regulatory Review
Pennsylvania Gaming Control Board
303 Walnut Street/Strawberry Square
Verizon Towers – 5th Floor
Harrisburg, PA 17101

RE: Regulation #125-85

Dear Mr. Sandusky:

We want to reemphasize our strong opposition to Regulation #125-85, which denies East Hanover Township, Lebanon County from being fairly compensated for the costs it is incurring for services provided to the Hollywood Casino at Penn National in Grantville.

Although neither of us was a Member of the General Assembly when Act 71 of 2004 was enacted into law, we believe that Regulation #125-85 misses the intent of Act 71 in several ways, including:

- § 1207 (11) of Act 71 of 2004 requires each license applicant to provide detailed security and surveillance plans for both “inside and outside the facility.” If the Gaming Board is given authority to ensure that these plans are implemented, why shouldn’t a municipality like East Hanover Township, Lebanon County be given the financial resources to address the costs of services “outside the facility”?
- §1302 (b) of Act 71 stipulates that “No Category 1 licensed facility shall be located within 20 linear miles of another Category 1 licensed facility.” As this would preclude another facility in East Hanover Township, Lebanon County, we believe that some consideration needs to be given to the Township for the many services that it provides to the Hollywood Casino at Penn National.

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- § 1325 (c) (1) of Act 71 requires that in granting gaming licenses, the Board is to take into account various factors – “including, but not limited to, road and transit access, parking and centrality to market service area.” If adequate parking is a factor in awarding gaming licenses, why shouldn’t parking also be a consideration in awarding a portion of the local share to the municipality where the parking lot is located?
- § 1403 of Act 71 establishes the “local share assessment” to compensate host municipalities of gaming facilities for costs associated with services to these facilities. It would be beyond comprehension to include municipalities that are miles away from a casino and not provide financial help for one that has the casino’s parking lot as does East Hanover Township, Lebanon County.

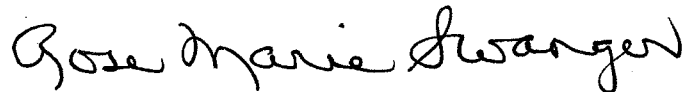
As the local share assessment for gaming facilities in multiple municipalities is to be paid to host municipalities proportionally by acreage, We believe that East Hanover Township, Lebanon County should receive approximately \$350,000 annually for the many services that it is providing to the Hollywood Casino at Penn National.

Thank you again for your consideration of our concerns.

Sincerely,



Mike Folmer
48th Senatorial District



RoseMarie Swanger
102nd House District

cc: Kim Kaufman, IRRRC Executive Director
Senator Jeffrey Piccola
Sheila Seaman, East Hanover Township Secretary