



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

HB3127

by Rep. Charles Meier

#### SYNOPSIS AS INTRODUCED:

230 ILCS 40/43 new  
230 ILCS 40/58  
230 ILCS 40/79.5 new

Amends the Video Gaming Act. Provides that the Illinois Gaming Board shall provide written notice of an alleged violation of provisions concerning the use of a video terminal by a minor to establishments licensed to conduct video gaming within 15 days after the alleged occurrence of the violation. Provides that the Board shall establish a policy and standards for compliance operations to investigate whether an establishment licensed to conduct video gaming is permitting any person under the age of 21 years to use or play a video gaming terminal in violation of the Act or furnishing alcoholic liquor to persons under 21 years of age in violation of the Liquor Control Act of 1934. Requires the Board to adopt emergency and permanent rules concerning the policy and standards for compliance operations. Provides that an establishment licensed to conduct video gaming that is the subject of an enforcement action under these provisions and is found, pursuant to the enforcement action, to be in compliance with the Act shall be notified by the Board that no violation was found within 30 days after the finding. Effective immediately.

LRB101 10979 SMS 56162 b

1 AN ACT concerning gaming.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Video Gaming Act is amended by adding  
5 Sections 43 and 79.5 and by changing Section 58 as follows:

6 (230 ILCS 40/43 new)

7 Sec. 43. Notice of alleged violation of Section 40. In all  
8 instances of an alleged violation of Section 40, the Board or  
9 its agents or designees shall provide written notice of the  
10 alleged violation to the affected licensed establishment,  
11 licensed fraternal establishment, licensed veterans  
12 establishment, or licensed truck stop establishment within 15  
13 days after the alleged occurrence of the violation.

14 (230 ILCS 40/58)

15 Sec. 58. Location of terminals. Video gaming terminals in  
16 a licensed establishment, licensed fraternal establishment, or  
17 licensed veterans establishment must be located in an area that  
18 is restricted to persons over 21 years of age and the entrance  
19 to the area must be ~~which is~~ within the view of at least one  
20 employee of the establishment, who is over 21 years of age, ~~of~~  
21 ~~the establishment in which they are located.~~

22 The placement of video gaming terminals in licensed

1 establishments, licensed truck stop establishments, licensed  
2 fraternal establishments, and licensed veterans establishments  
3 shall be subject to the rules promulgated by the Board pursuant  
4 to the Illinois Administrative Procedure Act.

5 (Source: P.A. 96-34, eff. 7-13-09; 96-37, eff. 7-13-09.)

6 (230 ILCS 40/79.5 new)

7 Sec. 79.5. Enforcement actions. The Board shall establish  
8 a policy and standards for compliance operations to investigate  
9 whether a licensed establishment, licensed fraternal  
10 establishment, licensed veterans establishment, or a licensed  
11 truck stop establishment is: (1) permitting any person under  
12 the age of 21 years to use or play a video gaming terminal in  
13 violation of this Act; or (2) furnishing alcoholic liquor to  
14 persons under 21 years of age in violation of the Liquor  
15 Control Act of 1934.

16 The policy and standards for compliance operations under  
17 this Section shall be similar to the model policy and  
18 guidelines for the operation of alcohol and tobacco compliance  
19 checks by local law enforcement officers adopted by the  
20 Illinois Law Enforcement Training Standards Board pursuant to  
21 subsection (c) of Section 6-16.1 of the Liquor Control Act of  
22 1934. The Board shall adopt the policy and standards in the  
23 form of emergency rulemaking that shall be adopted no later  
24 than 90 days after the effective date of this amendatory Act of  
25 the 101st General Assembly and shall be immediately followed by

1 permanent rulemaking on the same subject.

2 A licensed establishment, licensed fraternal  
3 establishment, licensed veterans establishment, or licensed  
4 truck stop establishment that is the subject of an enforcement  
5 action under this Section and is found, pursuant to the  
6 enforcement action, to be in compliance with this Act shall be  
7 notified by the Board that no violation was found within 30  
8 days after the finding.

9 Section 99. Effective date. This Act takes effect upon  
10 becoming law.