



Sen. William Delgado

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LRB095 05877 RLC 36427 a

1 AMENDMENT TO SENATE BILL 1011

2 AMENDMENT NO. _____. Amend Senate Bill 1011 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Criminal Code of 1961 is amended by
5 changing Section 28-2 as follows:

6 (720 ILCS 5/28-2) (from Ch. 38, par. 28-2)

7 Sec. 28-2. Definitions.

8 (a) A "gambling device" is any clock, tape machine, slot
9 machine or other machines or device for the reception of money
10 or other thing of value on chance or skill or upon the action
11 of which money or other thing of value is staked, hazarded,
12 bet, won or lost; or any mechanism, furniture, fixture,
13 equipment or other device designed primarily for use in a
14 gambling place. A "gambling device" does not include:

15 (1) A coin-in-the-slot operated mechanical device
16 played for amusement which rewards the player with the

1 right to replay such mechanical device, which device is so
2 constructed or devised as to make such result of the
3 operation thereof depend in part upon the skill of the
4 player and which returns to the player thereof no money,
5 property or right to receive money or property.

6 (2) Vending machines by which full and adequate return
7 is made for the money invested and in which there is no
8 element of chance or hazard.

9 (3) A crane game. For the purposes of this paragraph
10 (3), a "crane game" is an amusement device involving skill,
11 if it rewards the player exclusively with merchandise
12 contained within the amusement device proper and limited to
13 toys, novelties and prizes other than currency, each having
14 a wholesale value which is not more than \$25 ~~7 times the~~
15 ~~cost charged to play the amusement device once or \$5,~~
16 ~~whichever is less.~~

17 (4) A redemption machine. For the purposes of this
18 paragraph (4), a "redemption machine" is a single-player or
19 multi-player amusement device involving a game, the object
20 of which is throwing, rolling, bowling, shooting, placing,
21 or propelling a ball or other object into, upon, or against
22 a hole or other target, provided that all of the following
23 conditions are met:

24 (A) The outcome of the game is predominantly
25 determined by the skill of the player.

26 (B) The award of the prize is based solely upon the

1 player's achieving the object of the game or otherwise
2 upon the player's score.

3 (C) Only merchandise prizes are awarded.

4 (D) The ~~average~~ wholesale value of prizes awarded
5 in lieu of tickets or tokens for single play of the
6 device does not exceed \$25 ~~the lesser of \$5 or 7 times~~
7 ~~the cost charged for a single play of the device.~~

8 (E) The redemption value of tickets, tokens, and
9 other representations of value, which may be
10 accumulated by players to redeem prizes of greater
11 value, does not exceed the amount charged for a single
12 play of the device.

13 (a-5) "Internet" means an interactive computer service or
14 system or an information service, system, or access software
15 provider that provides or enables computer access by multiple
16 users to a computer server, and includes, but is not limited
17 to, an information service, system, or access software provider
18 that provides access to a network system commonly known as the
19 Internet, or any comparable system or service and also
20 includes, but is not limited to, a World Wide Web page,
21 newsgroup, message board, mailing list, or chat area on any
22 interactive computer service or system or other online service.

23 (a-6) "Access" and "computer" have the meanings ascribed to
24 them in Section 16D-2 of this Code.

25 (b) A "lottery" is any scheme or procedure whereby one or
26 more prizes are distributed by chance among persons who have

1 paid or promised consideration for a chance to win such prizes,
2 whether such scheme or procedure is called a lottery, raffle,
3 gift, sale or some other name.

4 (c) A "policy game" is any scheme or procedure whereby a
5 person promises or guarantees by any instrument, bill,
6 certificate, writing, token or other device that any particular
7 number, character, ticket or certificate shall in the event of
8 any contingency in the nature of a lottery entitle the
9 purchaser or holder to receive money, property or evidence of
10 debt.

11 (Source: P.A. 91-257, eff. 1-1-00.)".