



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB6623

Introduced 3/3/2010, by Rep. William B. Black - Roger L. Eddy -
Mike Bost - Dan Brady

SYNOPSIS AS INTRODUCED:

230 ILCS 40/35

Amends the Video Gaming Act. Provides that a video gaming terminal operated for amusement only and bearing a valid amusement tax sticker issued prior to July 13, 2009 shall not be subject to licensure provisions until 30 days after the Board establishes that the central communications system is functional (rather than until the sooner of (i) the expiration of the amusement tax sticker or (ii) 30 days after the Board establishes that the central communications system is functional). Effective immediately.

LRB096 21490 AMC 38147 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 changing
5 Section 35 as follows:

6 (230 ILCS 40/35)

7 Sec. 35. Display of license; confiscation; violation as
8 felony.

9 (a) Each video gaming terminal shall be licensed by the
10 Board before placement or operation on the premises of a
11 licensed establishment, licensed truck stop establishment,
12 licensed fraternal establishment, or licensed veterans
13 establishment. The license of each video gaming terminal shall
14 be maintained at the location where the video gaming terminal
15 is operated. Failure to do so is a petty offense with a fine
16 not to exceed \$100. Any licensed establishment, licensed truck
17 stop establishment, licensed fraternal establishment, or
18 licensed veterans establishment used for the conduct of
19 gambling games in violation of this Act shall be considered a
20 gambling place in violation of Section 28-3 of the Criminal
21 Code of 1961. Every gambling device found in a licensed
22 establishment, licensed truck stop establishment, licensed
23 fraternal establishment, or licensed veterans establishment

1 operating gambling games in violation of this Act shall be
2 subject to seizure, confiscation, and destruction as provided
3 in Section 28-5 of the Criminal Code of 1961. Any license
4 issued under the Liquor Control Act of 1934 to any owner or
5 operator of a licensed establishment, licensed truck stop
6 establishment, licensed fraternal establishment, or licensed
7 veterans establishment that operates or permits the operation
8 of a video gaming terminal within its establishment in
9 violation of this Act shall be immediately revoked. No person
10 may own, operate, have in his or her possession or custody or
11 under his or her control, or permit to be kept in any place
12 under his or her possession or control, any device that awards
13 credits and contains a circuit, meter, or switch capable of
14 removing and recording the removal of credits when the award of
15 credits is dependent upon chance. A violation of this Section
16 is a Class 4 felony. All devices that are owned, operated, or
17 possessed in violation of this Section are hereby declared to
18 be public nuisances and shall be subject to seizure,
19 confiscation, and destruction as provided in Section 28-5 of
20 the Criminal Code of 1961. The provisions of this Section do
21 not apply to devices or electronic video game terminals
22 licensed pursuant to this Act. A video gaming terminal operated
23 for amusement only and bearing a valid amusement tax sticker
24 issued prior to July 13, 2009 (the effective date of Public Act
25 96-37) ~~this amendatory Act of the 96th General Assembly~~ shall
26 not be subject to this Section until ~~the sooner of (i) the~~

1 ~~expiration of the amusement tax sticker or (ii)~~ 30 days after
2 the Board establishes that the central communications system is
3 functional.

4 (b) (1) The odds of winning each video game shall be posted
5 on or near each video gaming terminal. The manner in which the
6 odds are calculated and how they are posted shall be determined
7 by the Board by rule.

8 (2) No video gaming terminal licensed under this Act may be
9 played except during the legal hours of operation allowed for
10 the consumption of alcoholic beverages at the licensed
11 establishment, licensed fraternal establishment, or licensed
12 veterans establishment. A licensed establishment, licensed
13 fraternal establishment, or licensed veterans establishment
14 that violates this subsection is subject to termination of its
15 license by the Board.

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

17 Section 99. Effective date. This Act takes effect upon
18 becoming law.