



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB2359

Introduced 2/17/2021, by Rep. Robert Rita

SYNOPSIS AS INTRODUCED:

230 ILCS 10/4	from Ch. 120, par. 2404
230 ILCS 10/8	from Ch. 120, par. 2408
230 ILCS 10/9	from Ch. 120, par. 2409

Amends the Illinois Gambling Act. Provides that nothing in the Act shall be interpreted to require a suppliers license for a third-party supplier of an amenities outlet or non-gaming operation or function or an occupational license for a person whose duties do not directly involve gaming activities and who is employed exclusively in an amenities outlet or operation. Provides that those people are exempt from licensure. Defines "amenities outlet or non-gaming operation or function".

LRB102 12617 SMS 17955 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 Illinois Gambling Act is amended by
5 changing Sections 4, 8, and 9 as follows:

6 (230 ILCS 10/4) (from Ch. 120, par. 2404)

7 Sec. 4. Definitions. As used in this Act:

8 "Board" means the Illinois Gaming Board.

9 "Occupational license" means a license issued by the Board
10 to a person or entity to perform an occupation which the Board
11 has identified as requiring a license to engage in riverboat
12 gambling, casino gambling, or gaming pursuant to an
13 organization gaming license issued under this Act in Illinois.

14 "Gambling game" includes, but is not limited to, baccarat,
15 twenty-one, poker, craps, slot machine, video game of chance,
16 roulette wheel, klondike table, punchboard, faro layout, keno
17 layout, numbers ticket, push card, jar ticket, or pull tab
18 which is authorized by the Board as a wagering device under
19 this Act.

20 "Riverboat" means a self-propelled excursion boat, a
21 permanently moored barge, or permanently moored barges that
22 are permanently fixed together to operate as one vessel, on
23 which lawful gambling is authorized and licensed as provided

1 in this Act.

2 "Slot machine" means any mechanical, electrical, or other
3 device, contrivance, or machine that is authorized by the
4 Board as a wagering device under this Act which, upon
5 insertion of a coin, currency, token, or similar object
6 therein, or upon payment of any consideration whatsoever, is
7 available to play or operate, the play or operation of which
8 may deliver or entitle the person playing or operating the
9 machine to receive cash, premiums, merchandise, tokens, or
10 anything of value whatsoever, whether the payoff is made
11 automatically from the machine or in any other manner
12 whatsoever. A slot machine:

13 (1) may utilize spinning reels or video displays or
14 both;

15 (2) may or may not dispense coins, tickets, or tokens
16 to winning patrons;

17 (3) may use an electronic credit system for receiving
18 wagers and making payouts; and

19 (4) may simulate a table game.

20 "Slot machine" does not include table games authorized by
21 the Board as a wagering device under this Act.

22 "Managers license" means a license issued by the Board to
23 a person or entity to manage gambling operations conducted by
24 the State pursuant to Section 7.3.

25 "Dock" means the location where a riverboat moors for the
26 purpose of embarking passengers for and disembarking

1 passengers from the riverboat.

2 "Gross receipts" means the total amount of money exchanged
3 for the purchase of chips, tokens, or electronic cards by
4 riverboat patrons.

5 "Adjusted gross receipts" means the gross receipts less
6 winnings paid to wagerers.

7 "Cheat" means to alter the selection of criteria which
8 determine the result of a gambling game or the amount or
9 frequency of payment in a gambling game.

10 "Gambling operation" means the conduct of gambling games
11 authorized under this Act upon a riverboat or in a casino or
12 authorized under this Act and the Illinois Horse Racing Act of
13 1975 at an organization gaming facility.

14 "License bid" means the lump sum amount of money that an
15 applicant bids and agrees to pay the State in return for an
16 owners license that is issued or re-issued on or after July 1,
17 2003.

18 "Table game" means a live gaming apparatus upon which
19 gaming is conducted or that determines an outcome that is the
20 object of a wager, including, but not limited to, baccarat,
21 twenty-one, blackjack, poker, craps, roulette wheel, klondike
22 table, punchboard, faro layout, keno layout, numbers ticket,
23 push card, jar ticket, pull tab, or other similar games that
24 are authorized by the Board as a wagering device under this
25 Act. "Table game" does not include slot machines or video
26 games of chance.

1 The terms "minority person", "woman", and "person with a
2 disability" shall have the same meaning as defined in Section
3 2 of the Business Enterprise for Minorities, Women, and
4 Persons with Disabilities Act.

5 "Amenities outlet or non-gaming operation or function"
6 means a place or function that offers non-gaming amenities or
7 part of the operation that perform non-gaming functions that
8 are a part of, or operates in conjunction with, a facility at
9 which lawful gaming is conducted as authorized by this Act.

10 "Amenities outlet or operation or function" includes, but is
11 not limited to, a shop, restaurant, bar, lodging, parking lot
12 or garage, and another place that offers non-gaming goods and
13 services.

14 "Casino" means a facility at which lawful gambling is
15 authorized as provided in this Act.

16 "Owners license" means a license to conduct riverboat or
17 casino gambling operations, but does not include an
18 organization gaming license.

19 "Licensed owner" means a person who holds an owners
20 license.

21 "Organization gaming facility" means that portion of an
22 organization licensee's racetrack facilities at which gaming
23 authorized under Section 7.7 is conducted.

24 "Organization gaming license" means a license issued by
25 the Illinois Gaming Board under Section 7.7 of this Act
26 authorizing gaming pursuant to that Section at an organization

1 gaming facility.

2 "Organization gaming licensee" means an entity that holds
3 an organization gaming license.

4 "Organization licensee" means an entity authorized by the
5 Illinois Racing Board to conduct pari-mutuel wagering in
6 accordance with the Illinois Horse Racing Act of 1975. With
7 respect only to gaming pursuant to an organization gaming
8 license, "organization licensee" includes the authorization
9 for gaming created under subsection (a) of Section 56 of the
10 Illinois Horse Racing Act of 1975.

11 (Source: P.A. 100-391, eff. 8-25-17; 101-31, eff. 6-28-19.)

12 (230 ILCS 10/8) (from Ch. 120, par. 2408)

13 Sec. 8. Suppliers licenses.

14 (a) The Board may issue a suppliers license to such
15 persons, firms or corporations which apply therefor upon the
16 payment of a non-refundable application fee set by the Board,
17 upon a determination by the Board that the applicant is
18 eligible for a suppliers license and upon payment of a \$5,000
19 annual license fee.

20 (b) The holder of a suppliers license is authorized to
21 sell or lease, and to contract to sell or lease, gambling
22 equipment and supplies to any licensee involved in the
23 ownership or management of gambling operations.

24 (c) Gambling supplies and equipment may not be distributed
25 unless supplies and equipment conform to standards adopted by

1 rules of the Board.

2 (d) A person, firm or corporation is ineligible to receive
3 a suppliers license if:

4 (1) the person has been convicted of a felony under
5 the laws of this State, any other state, or the United
6 States;

7 (2) the person has been convicted of any violation of
8 Article 28 of the Criminal Code of 1961 or the Criminal
9 Code of 2012, or substantially similar laws of any other
10 jurisdiction;

11 (3) the person has submitted an application for a
12 license under this Act which contains false information;

13 (4) the person is a member of the Board;

14 (5) the entity is one in which a person defined in (1),
15 (2), (3) or (4), is an officer, director or managerial
16 employee;

17 (6) the firm or corporation employs a person who
18 participates in the management or operation of gambling
19 authorized under this Act;

20 (7) the license of the person, firm or corporation
21 issued under this Act, or a license to own or operate
22 gambling facilities in any other jurisdiction, has been
23 revoked.

24 (e) Any person that supplies any equipment, devices, or
25 supplies to a licensed gambling operation must first obtain a
26 suppliers license. A supplier shall furnish to the Board a

1 list of all equipment, devices and supplies offered for sale
2 or lease in connection with gambling games authorized under
3 this Act. A supplier shall keep books and records for the
4 furnishing of equipment, devices and supplies to gambling
5 operations separate and distinct from any other business that
6 the supplier might operate. A supplier shall file a quarterly
7 return with the Board listing all sales and leases. A supplier
8 shall permanently affix its name or a distinctive logo or
9 other mark or design element identifying the manufacturer or
10 supplier to all its equipment, devices, and supplies, except
11 gaming chips without a value impressed, engraved, or imprinted
12 on it, for gambling operations. The Board may waive this
13 requirement for any specific product or products if it
14 determines that the requirement is not necessary to protect
15 the integrity of the game. Items purchased from a licensed
16 supplier may continue to be used even though the supplier
17 subsequently changes its name, distinctive logo, or other mark
18 or design element; undergoes a change in ownership; or ceases
19 to be licensed as a supplier for any reason. Any supplier's
20 equipment, devices or supplies which are used by any person in
21 an unauthorized gambling operation shall be forfeited to the
22 State. A holder of an owners license or an organization gaming
23 license may own its own equipment, devices and supplies. Each
24 holder of an owners license or an organization gaming license
25 under the Act shall file an annual report listing its
26 inventories of gambling equipment, devices and supplies.

1 (f) Any person who knowingly makes a false statement on an
2 application is guilty of a Class A misdemeanor.

3 (g) Any gambling equipment, devices and supplies provided
4 by any licensed supplier may either be repaired on the
5 riverboat, in the casino, or at the organization gaming
6 facility or removed from the riverboat, casino, or
7 organization gaming facility to a facility owned by the holder
8 of an owners license, organization gaming license, or
9 suppliers license for repair.

10 (h) Nothing in this Act shall be interpreted to require a
11 suppliers license for a third-party supplier of an amenities
12 outlet or non-gaming operation or function and such suppliers
13 shall be exempt from licensure.

14 (Source: P.A. 101-31, eff. 6-28-19.)

15 (230 ILCS 10/9) (from Ch. 120, par. 2409)

16 Sec. 9. Occupational licenses.

17 (a) The Board may issue an occupational license to an
18 applicant upon the payment of a non-refundable fee set by the
19 Board, upon a determination by the Board that the applicant is
20 eligible for an occupational license and upon payment of an
21 annual license fee in an amount to be established. To be
22 eligible for an occupational license, an applicant must:

23 (1) be at least 21 years of age if the applicant will
24 perform any function involved in gaming by patrons. Any
25 applicant seeking an occupational license for a non-gaming

1 function shall be at least 18 years of age;

2 (2) not have been convicted of a felony offense, a
3 violation of Article 28 of the Criminal Code of 1961 or the
4 Criminal Code of 2012, or a similar statute of any other
5 jurisdiction;

6 (2.5) not have been convicted of a crime, other than a
7 crime described in item (2) of this subsection (a),
8 involving dishonesty or moral turpitude, except that the
9 Board may, in its discretion, issue an occupational
10 license to a person who has been convicted of a crime
11 described in this item (2.5) more than 10 years prior to
12 his or her application and has not subsequently been
13 convicted of any other crime;

14 (3) have demonstrated a level of skill or knowledge
15 which the Board determines to be necessary in order to
16 operate gambling aboard a riverboat, in a casino, or at an
17 organization gaming facility; and

18 (4) have met standards for the holding of an
19 occupational license as adopted by rules of the Board.
20 Such rules shall provide that any person or entity seeking
21 an occupational license to manage gambling operations
22 under this Act shall be subject to background inquiries
23 and further requirements similar to those required of
24 applicants for an owners license. Furthermore, such rules
25 shall provide that each such entity shall be permitted to
26 manage gambling operations for only one licensed owner.

1 (b) Each application for an occupational license shall be
2 on forms prescribed by the Board and shall contain all
3 information required by the Board. The applicant shall set
4 forth in the application: whether he has been issued prior
5 gambling related licenses; whether he has been licensed in any
6 other state under any other name, and, if so, such name and his
7 age; and whether or not a permit or license issued to him in
8 any other state has been suspended, restricted or revoked,
9 and, if so, for what period of time.

10 (c) Each applicant shall submit with his application, on
11 forms provided by the Board, 2 sets of his fingerprints. The
12 Board shall charge each applicant a fee set by the Department
13 of State Police to defray the costs associated with the search
14 and classification of fingerprints obtained by the Board with
15 respect to the applicant's application. These fees shall be
16 paid into the State Police Services Fund.

17 (d) The Board may in its discretion refuse an occupational
18 license to any person: (1) who is unqualified to perform the
19 duties required of such applicant; (2) who fails to disclose
20 or states falsely any information called for in the
21 application; (3) who has been found guilty of a violation of
22 this Act or whose prior gambling related license or
23 application therefor has been suspended, restricted, revoked
24 or denied for just cause in any other state; or (4) for any
25 other just cause.

26 (e) The Board may suspend, revoke or restrict any

1 occupational licensee: (1) for violation of any provision of
2 this Act; (2) for violation of any of the rules and regulations
3 of the Board; (3) for any cause which, if known to the Board,
4 would have disqualified the applicant from receiving such
5 license; or (4) for default in the payment of any obligation or
6 debt due to the State of Illinois; or (5) for any other just
7 cause.

8 (f) A person who knowingly makes a false statement on an
9 application is guilty of a Class A misdemeanor.

10 (g) Any license issued pursuant to this Section shall be
11 valid for a period of one year from the date of issuance.

12 (h) Nothing in this Act shall be interpreted to prohibit a
13 licensed owner or organization gaming licensee from entering
14 into an agreement with a public community college or a school
15 approved under the Private Business and Vocational Schools Act
16 of 2012 for the training of any occupational licensee. Any
17 training offered by such a school shall be in accordance with a
18 written agreement between the licensed owner or organization
19 gaming licensee and the school.

20 (i) Any training provided for occupational licensees may
21 be conducted either at the site of the gambling facility or at
22 a school with which a licensed owner or organization gaming
23 licensee has entered into an agreement pursuant to subsection
24 (h).

25 (j) Nothing in this Act shall be interpreted to require an
26 occupational license for a person whose duties do not directly

1 involve gaming activities or who is employed exclusively in an
2 amenities outlet or non-gaming operation or function. A person
3 who meets these requirements is exempt from occupational
4 licensure.

5 (Source: P.A. 101-31, eff. 6-28-19.)