



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB3313

Introduced 2/7/2024, by Sen. Bill Cunningham

SYNOPSIS AS INTRODUCED:

230 ILCS 40/5
230 ILCS 40/25
230 ILCS 40/30

Amends the Video Gaming Act. Prohibits a terminal operator from entering into a use agreement or other agreement that purports to control the placement or operation of video gaming terminals with the owner or operator of a video gaming location if a direct or indirect owner or person with significant interest or control of the terminal operator or any affiliated entity is an immediate family member of either (i) a direct or indirect owner of the video gaming location or any affiliated entity or (ii) a person with significant interest or control of the video gaming location or any affiliated entity. Prohibits a terminal operator from entering into a use agreement or other agreement that purports to control the placement or operation of video gaming terminals with an owner or operator of a video gaming location if any or all of the real estate upon which the video gaming location is located is owned entirely or in part by the terminal operator, an affiliated entity of the terminal operator, a person with significant interest or control of the terminal operator, or an immediate family member of any person with significant interest or control of the terminal operator. Provides that no person may solicit from a video gaming location a use agreement or other agreement that purports to control the placement or operation of video gaming terminals on behalf of a terminal operator if that person is an immediate family member of (i) a direct or indirect owner of the video gaming location or (ii) a person with significant interest or control of the video gaming location. Specifies that certain classes of people may not hold multiple classes of licenses. Defines the terms "licensed video gaming establishment", "video gaming location", and "person with significant interest or control". Effective immediately.

LRB103 39235 JDS 69387 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 changing
5 Sections 5, 25, and 30 as follows:

6 (230 ILCS 40/5)

7 Sec. 5. Definitions. As used in this Act:

8 "Board" means the Illinois Gaming Board.

9 "Credit" means one, 5, 10, or 25 cents either won or
10 purchased by a player.

11 "Distributor" means an individual, partnership,
12 corporation, or limited liability company licensed under this
13 Act to buy, sell, lease, or distribute video gaming terminals
14 or major components or parts of video gaming terminals to or
15 from terminal operators.

16 "Electronic card" means a card purchased from a licensed
17 establishment, licensed fraternal establishment, licensed
18 veterans establishment, licensed truck stop establishment, or
19 licensed large truck stop establishment for use in that
20 establishment as a substitute for cash in the conduct of
21 gaming on a video gaming terminal.

22 "Electronic voucher" means a voucher printed by an
23 electronic video game machine that is redeemable in the

1 licensed establishment for which it was issued.

2 "In-location bonus jackpot" means one or more video gaming
3 terminals at a single licensed establishment that allows for
4 wagers placed on such video gaming terminals to contribute to
5 a cumulative maximum jackpot of up to \$10,000.

6 "Terminal operator" means an individual, partnership,
7 corporation, or limited liability company that is licensed
8 under this Act and that owns, services, and maintains video
9 gaming terminals for placement in licensed establishments,
10 licensed truck stop establishments, licensed large truck stop
11 establishments, licensed fraternal establishments, or licensed
12 veterans establishments.

13 "Licensed technician" means an individual who is licensed
14 under this Act to repair, service, and maintain video gaming
15 terminals.

16 "Licensed terminal handler" means a person, including but
17 not limited to an employee or independent contractor working
18 for a manufacturer, distributor, supplier, technician, or
19 terminal operator, who is licensed under this Act to possess
20 or control a video gaming terminal or to have access to the
21 inner workings of a video gaming terminal. A licensed terminal
22 handler does not include an individual, partnership,
23 corporation, or limited liability company defined as a
24 manufacturer, distributor, supplier, technician, or terminal
25 operator under this Act.

26 "Manufacturer" means an individual, partnership,

1 corporation, or limited liability company that is licensed
2 under this Act and that manufactures or assembles video gaming
3 terminals.

4 "Supplier" means an individual, partnership, corporation,
5 or limited liability company that is licensed under this Act
6 to supply major components or parts to video gaming terminals
7 to licensed terminal operators.

8 "Net terminal income" means money put into a video gaming
9 terminal minus credits paid out to players.

10 "Video gaming terminal" means any electronic video game
11 machine that, upon insertion of cash, electronic cards or
12 vouchers, or any combination thereof, is available to play or
13 simulate the play of a video game, including but not limited to
14 video poker, line up, and blackjack, as authorized by the
15 Board utilizing a video display and microprocessors in which
16 the player may receive free games or credits that can be
17 redeemed for cash. The term does not include a machine that
18 directly dispenses coins, cash, or tokens or is for amusement
19 purposes only.

20 "Licensed establishment" means any licensed retail
21 establishment where alcoholic liquor is drawn, poured, mixed,
22 or otherwise served for consumption on the premises, whether
23 the establishment operates on a nonprofit or for-profit basis.

24 "Licensed establishment" includes any such establishment that
25 has a contractual relationship with an inter-track wagering
26 location licensee licensed under the Illinois Horse Racing Act

1 of 1975, provided any contractual relationship shall not
2 include any transfer or offer of revenue from the operation of
3 video gaming under this Act to any licensee licensed under the
4 Illinois Horse Racing Act of 1975. Provided, however, that the
5 licensed establishment that has such a contractual
6 relationship with an inter-track wagering location licensee
7 may not, itself, be (i) an inter-track wagering location
8 licensee, (ii) the corporate parent or subsidiary of any
9 licensee licensed under the Illinois Horse Racing Act of 1975,
10 or (iii) the corporate subsidiary of a corporation that is
11 also the corporate parent or subsidiary of any licensee
12 licensed under the Illinois Horse Racing Act of 1975.
13 "Licensed establishment" does not include a facility operated
14 by an organization licensee, an inter-track wagering licensee,
15 or an inter-track wagering location licensee licensed under
16 the Illinois Horse Racing Act of 1975 or a riverboat licensed
17 under the Illinois Gambling Act, except as provided in this
18 paragraph. The changes made to this definition by Public Act
19 98-587 are declarative of existing law.

20 "Licensed fraternal establishment" means the location
21 where a qualified fraternal organization that derives its
22 charter from a national fraternal organization regularly
23 meets.

24 "Licensed veterans establishment" means the location where
25 a qualified veterans organization that derives its charter
26 from a national veterans organization regularly meets.

1 "Licensed truck stop establishment" means a facility (i)
2 that is at least a 3-acre facility with a convenience store,
3 (ii) with separate diesel islands for fueling commercial motor
4 vehicles, (iii) that sells at retail more than 10,000 gallons
5 of diesel or biodiesel fuel per month, and (iv) with parking
6 spaces for commercial motor vehicles. "Commercial motor
7 vehicles" has the same meaning as defined in Section 18b-101
8 of the Illinois Vehicle Code. The requirement of item (iii) of
9 this paragraph may be met by showing that estimated future
10 sales or past sales average at least 10,000 gallons per month.

11 "Licensed large truck stop establishment" means a facility
12 located within 3 road miles from a freeway interchange, as
13 measured in accordance with the Department of Transportation's
14 rules regarding the criteria for the installation of business
15 signs: (i) that is at least a 3-acre facility with a
16 convenience store, (ii) with separate diesel islands for
17 fueling commercial motor vehicles, (iii) that sells at retail
18 more than 50,000 gallons of diesel or biodiesel fuel per
19 month, and (iv) with parking spaces for commercial motor
20 vehicles. "Commercial motor vehicles" has the same meaning as
21 defined in Section 18b-101 of the Illinois Vehicle Code. The
22 requirement of item (iii) of this paragraph may be met by
23 showing that estimated future sales or past sales average at
24 least 50,000 gallons per month.

25 "Sales agent and broker" means an individual, partnership,
26 corporation, limited liability company, or other business

1 entity engaged in the solicitation or receipt of business from
2 current or potential licensed establishments, licensed
3 fraternal establishments, licensed veterans establishments,
4 licensed truck stop establishments, or licensed large truck
5 stop establishments either on an employment or contractual
6 basis.

7 "Licensed video gaming establishment" means a licensed
8 establishment, a licensed fraternal establishment, a licensed
9 veterans establishment, a licensed truck stop establishment,
10 or a licensed large truck stop establishment.

11 "Video gaming location" means a licensed video gaming
12 establishment, a location for which a person has applied for a
13 license under the Act, or a location that is reasonably
14 believed by a terminal operator or sales agent and broker to be
15 a location for which a person will apply for a license under
16 the Act.

17 "Person with significant interest or control" includes,
18 but is not limited to, the following:

19 (1) a person in whose name a liquor license is
20 maintained for a licensed video gaming location;

21 (2) a person who directly owns a video gaming
22 location;

23 (3) a person who holds at least a 5% indirect
24 ownership interest in a video gaming location;

25 (4) a person who, in the opinion of the Board, has the
26 ability to influence or control the activities of the

1 owner or operator of a video gaming location or to elect a
2 majority of its board of directors, other than a bank or
3 other licensed lending institution that holds a mortgage
4 or other lien, or any other source of funds, acquired in
5 the ordinary course of business;

6 (5) a person having the power to exercise significant
7 influence or control over decisions concerning any part of
8 a video gaming operation;

9 (6) a person or business entity receiving any net
10 terminal income under a contractual agreement;

11 (7) a person or business entity holding an option
12 agreement to acquire an equity stake in a terminal
13 operator;

14 (8) a person employed or designated by a terminal
15 operator as a progressive jackpot coordinator; or

16 (9) a person that has entered into a franchise
17 agreement, a licensing agreement, an intellectual property
18 agreement, or an other substantially similar agreement
19 with the owner or operator of a video gaming location or
20 its parent as a franchisor or equivalent if the video
21 gaming location obtains more than 50% of the video gaming
22 location's revenue from net terminal income.

23 (Source: P.A. 101-31, eff. 6-28-19; 102-689, eff. 12-17-21.)

24 (230 ILCS 40/25)

25 Sec. 25. Restriction of licensees.

1 (a) Manufacturer. A person may not be licensed as a
2 manufacturer of a video gaming terminal in Illinois unless the
3 person has a valid manufacturer's license issued under this
4 Act. A manufacturer may only sell video gaming terminals for
5 use in Illinois to persons having a valid distributor's
6 license.

7 (b) Distributor. A person may not sell, distribute, or
8 lease or market a video gaming terminal in Illinois unless the
9 person has a valid distributor's license issued under this
10 Act. A distributor may only sell video gaming terminals for
11 use in Illinois to persons having a valid distributor's or
12 terminal operator's license.

13 (c) Terminal operator. A person may not own, maintain, or
14 place a video gaming terminal unless he has a valid terminal
15 operator's license issued under this Act. A terminal operator
16 may only place video gaming terminals for use in Illinois in
17 licensed establishments, licensed truck stop establishments,
18 licensed large truck stop establishments, licensed fraternal
19 establishments, and licensed veterans establishments. No
20 terminal operator may give anything of value, including but
21 not limited to a loan or financing arrangement, to a licensed
22 establishment, licensed truck stop establishment, licensed
23 large truck stop establishment, licensed fraternal
24 establishment, or licensed veterans establishment as any
25 incentive or inducement to locate video terminals in that
26 establishment. Of the after-tax profits from a video gaming

1 terminal, 50% shall be paid to the terminal operator and 50%
2 shall be paid to the licensed establishment, licensed truck
3 stop establishment, licensed large truck stop establishment,
4 licensed fraternal establishment, or licensed veterans
5 establishment, notwithstanding any agreement to the contrary.
6 A video terminal operator that violates one or more
7 requirements of this subsection is guilty of a Class 4 felony
8 and is subject to termination of his or her license by the
9 Board.

10 (d) Licensed technician. A person may not service,
11 maintain, or repair a video gaming terminal in this State
12 unless he or she (1) has a valid technician's license issued
13 under this Act, (2) is a terminal operator, or (3) is employed
14 by a terminal operator, distributor, or manufacturer.

15 (d-5) Licensed terminal handler. No person, including, but
16 not limited to, an employee or independent contractor working
17 for a manufacturer, distributor, supplier, technician, or
18 terminal operator licensed pursuant to this Act, shall have
19 possession or control of a video gaming terminal, or access to
20 the inner workings of a video gaming terminal, unless that
21 person possesses a valid terminal handler's license issued
22 under this Act.

23 (d-10) Solicitation of use agreements. A person may not
24 solicit the signing of a use agreement on behalf of a terminal
25 operator or enter into a use agreement as agent of a terminal
26 operator unless that person either has a valid sales agent and

1 broker license issued under this Act or owns, manages, or
2 significantly influences or controls the terminal operator.

3 (d-15) Use agreement restrictions. No terminal operator
4 may enter into a use agreement or other agreement that
5 purports to control the placement or operation of video gaming
6 terminals with the owner or operator of a video gaming
7 location if a direct or indirect owner or person with
8 significant interest or control of the terminal operator or
9 any affiliated entity is an immediate family member of either
10 (i) a direct or indirect owner of the video gaming location or
11 any affiliated entity or (ii) a person with significant
12 interest or control of the video gaming location or any
13 affiliated entity. No terminal operator may enter into a use
14 agreement or other agreement that purports to control the
15 placement or operation of video gaming terminals with an owner
16 or operator of a video gaming location if any or all of the
17 real estate upon which the video gaming location is located is
18 owned entirely or in part by the terminal operator, an
19 affiliated entity of the terminal operator, a person with
20 significant interest or control of the terminal operator, or
21 an immediate family member of any person with significant
22 interest or control of the terminal operator. No person may
23 solicit from a video gaming location a use agreement or other
24 agreement that purports to control the placement or operation
25 of video gaming terminals on behalf of a terminal operator if
26 that person is an immediate family member of (i) a direct or

1 indirect owner of the video gaming location or (ii) a person
2 with significant interest or control of the video gaming
3 location. The prohibitions in this subsection (d-15) apply to
4 all use agreements entered into on or after the effective date
5 of this amendatory Act of the 103rd General Assembly.
6 Beginning one year after the effective date of this amendatory
7 Act of the 103rd General Assembly, any use agreement that was
8 entered into before the effective date of the amendatory Act
9 that would otherwise be prohibited by this subsection (d-15)
10 is void.

11 (e) Licensed establishment. No video gaming terminal may
12 be placed in any licensed establishment, licensed veterans
13 establishment, licensed truck stop establishment, licensed
14 large truck stop establishment, or licensed fraternal
15 establishment unless the owner or agent of the owner of the
16 licensed establishment, licensed veterans establishment,
17 licensed truck stop establishment, licensed large truck stop
18 establishment, or licensed fraternal establishment has entered
19 into a written use agreement with the terminal operator for
20 placement of the terminals. A copy of the use agreement shall
21 be on file in the terminal operator's place of business and
22 available for inspection by individuals authorized by the
23 Board. A licensed establishment, licensed truck stop
24 establishment, licensed veterans establishment, or licensed
25 fraternal establishment may operate up to 6 video gaming
26 terminals on its premises at any time. A licensed large truck

1 stop establishment may operate up to 10 video gaming terminals
2 on its premises at any time.

3 (f) (Blank).

4 (g) Financial interest restrictions. As used in this Act,
5 "substantial interest" in a partnership, a corporation, an
6 organization, an association, a business, or a limited
7 liability company means:

8 (A) When, with respect to a sole proprietorship, an
9 individual or his or her spouse owns, operates, manages,
10 or conducts, directly or indirectly, the organization,
11 association, or business, or any part thereof; or

12 (B) When, with respect to a partnership, the
13 individual or his or her spouse shares in any of the
14 profits, or potential profits, of the partnership
15 activities; or

16 (C) When, with respect to a corporation, an individual
17 or his or her spouse is an officer or director, or the
18 individual or his or her spouse is a holder, directly or
19 beneficially, of 5% or more of any class of stock of the
20 corporation; or

21 (D) When, with respect to an organization not covered
22 in (A), (B) or (C) above, an individual or his or her
23 spouse is an officer or manages the business affairs, or
24 the individual or his or her spouse is the owner of or
25 otherwise controls 10% or more of the assets of the
26 organization; or

1 (E) When an individual or his or her spouse furnishes
2 5% or more of the capital, whether in cash, goods, or
3 services, for the operation of any business, association,
4 or organization during any calendar year; or

5 (F) When, with respect to a limited liability company,
6 an individual or his or her spouse is a member, or the
7 individual or his or her spouse is a holder, directly or
8 beneficially, of 5% or more of the membership interest of
9 the limited liability company.

10 For purposes of this subsection (g), "individual" includes
11 all individuals or their spouses whose combined interest would
12 qualify as a substantial interest under this subsection (g)
13 and whose activities with respect to an organization,
14 association, or business are so closely aligned or coordinated
15 as to constitute the activities of a single entity.

16 (h) Location restriction. A licensed establishment,
17 licensed truck stop establishment, licensed large truck stop
18 establishment, licensed fraternal establishment, or licensed
19 veterans establishment that is (i) located within 1,000 feet
20 of a facility operated by an organization licensee licensed
21 under the Illinois Horse Racing Act of 1975 or the home dock of
22 a riverboat licensed under the Illinois Gambling Act or (ii)
23 located within 100 feet of a school or a place of worship under
24 the Religious Corporation Act, is ineligible to operate a
25 video gaming terminal. The location restrictions in this
26 subsection (h) do not apply if (A) a facility operated by an

1 organization licensee, a school, or a place of worship moves
2 to or is established within the restricted area after a
3 licensed establishment, licensed truck stop establishment,
4 licensed large truck stop establishment, licensed fraternal
5 establishment, or licensed veterans establishment becomes
6 licensed under this Act or (B) a school or place of worship
7 moves to or is established within the restricted area after a
8 licensed establishment, licensed truck stop establishment,
9 licensed large truck stop establishment, licensed fraternal
10 establishment, or licensed veterans establishment obtains its
11 original liquor license. For the purpose of this subsection,
12 "school" means an elementary or secondary public school, or an
13 elementary or secondary private school registered with or
14 recognized by the State Board of Education.

15 Notwithstanding the provisions of this subsection (h), the
16 Board may waive the requirement that a licensed establishment,
17 licensed truck stop establishment, licensed large truck stop
18 establishment, licensed fraternal establishment, or licensed
19 veterans establishment not be located within 1,000 feet from a
20 facility operated by an organization licensee licensed under
21 the Illinois Horse Racing Act of 1975 or the home dock of a
22 riverboat licensed under the Illinois Gambling Act. The Board
23 shall not grant such waiver if there is any common ownership or
24 control, shared business activity, or contractual arrangement
25 of any type between the establishment and the organization
26 licensee or owners licensee of a riverboat. The Board shall

1 adopt rules to implement the provisions of this paragraph.

2 (h-5) Restrictions on licenses in malls. The Board shall
3 not grant an application to become a licensed video gaming
4 location if the Board determines that granting the application
5 would more likely than not cause a terminal operator,
6 individually or in combination with other terminal operators,
7 licensed video gaming location, or other person or entity, to
8 operate the video gaming terminals in 2 or more licensed video
9 gaming locations as a single video gaming operation.

10 (1) In making determinations under this subsection
11 (h-5), factors to be considered by the Board shall
12 include, but not be limited to, the following:

13 (A) the physical aspects of the location;

14 (B) the ownership, control, or management of the
15 location;

16 (C) any arrangements, understandings, or
17 agreements, written or otherwise, among or involving
18 any persons or entities that involve the conducting of
19 any video gaming business or the sharing of costs or
20 revenues; and

21 (D) the manner in which any terminal operator or
22 other related entity markets, advertises, or otherwise
23 describes any location or locations to any other
24 person or entity or to the public.

25 (2) The Board shall presume, subject to rebuttal, that
26 the granting of an application to become a licensed video

1 gaming location within a mall will cause a terminal
2 operator, individually or in combination with other
3 persons or entities, to operate the video gaming terminals
4 in 2 or more licensed video gaming locations as a single
5 video gaming operation if the Board determines that
6 granting the license would create a local concentration of
7 licensed video gaming locations.

8 For the purposes of this subsection (h-5):

9 "Mall" means a building, or adjoining or connected
10 buildings, containing 4 or more separate locations.

11 "Video gaming operation" means the conducting of video
12 gaming and all related activities.

13 "Location" means a space within a mall containing a
14 separate business, a place for a separate business, or a place
15 subject to a separate leasing arrangement by the mall owner.

16 "Licensed video gaming location" means a licensed
17 establishment, licensed fraternal establishment, licensed
18 veterans establishment, licensed truck stop establishment, or
19 licensed large truck stop.

20 "Local concentration of licensed video gaming locations"
21 means that the combined number of licensed video gaming
22 locations within a mall exceed half of the separate locations
23 within the mall.

24 (i) Undue economic concentration. In addition to
25 considering all other requirements under this Act, in deciding
26 whether to approve the operation of video gaming terminals by

1 a terminal operator in a location, the Board shall consider
2 the impact of any economic concentration of such operation of
3 video gaming terminals. The Board shall not allow a terminal
4 operator to operate video gaming terminals if the Board
5 determines such operation will result in undue economic
6 concentration. For purposes of this Section, "undue economic
7 concentration" means that a terminal operator would have such
8 actual or potential influence over video gaming terminals in
9 Illinois as to:

10 (1) substantially impede or suppress competition among
11 terminal operators;

12 (2) adversely impact the economic stability of the
13 video gaming industry in Illinois; or

14 (3) negatively impact the purposes of the Video Gaming
15 Act.

16 The Board shall adopt rules concerning undue economic
17 concentration with respect to the operation of video gaming
18 terminals in Illinois. The rules shall include, but not be
19 limited to, (i) limitations on the number of video gaming
20 terminals operated by any terminal operator within a defined
21 geographic radius and (ii) guidelines on the discontinuation
22 of operation of any such video gaming terminals the Board
23 determines will cause undue economic concentration.

24 (j) The provisions of the Illinois Antitrust Act are fully
25 and equally applicable to the activities of any licensee under
26 this Act.

1 (Source: P.A. 101-31, eff. 6-28-19; 102-689, eff. 12-17-21.)

2 (230 ILCS 40/30)

3 Sec. 30. Multiple types of licenses prohibited.

4 (a) A video gaming terminal manufacturer may not be
5 licensed as a video gaming terminal operator or own, manage,
6 or control a licensed establishment, licensed truck stop
7 establishment, licensed large truck stop establishment,
8 licensed fraternal establishment, or licensed veterans
9 establishment, and shall be licensed to sell only to persons
10 having a valid distributor's license or, if the manufacturer
11 also holds a valid distributor's license, to sell, distribute,
12 lease, or market to persons having a valid terminal operator's
13 license.

14 (b) A video gaming terminal distributor may not be
15 licensed as a video gaming terminal operator or own, manage,
16 or control a licensed establishment, licensed truck stop
17 establishment, licensed large truck stop establishment,
18 licensed fraternal establishment, or licensed veterans
19 establishment, and shall only contract with a licensed
20 terminal operator.

21 (c) A video gaming terminal operator, a direct or indirect
22 owner of a terminal operator, a person with significant
23 interest or control of a terminal operator, or any person who
24 is employed by or otherwise receives fees for service from a
25 terminal operator shall may not:

1 (1) hold direct or indirect ownership of a video
2 gaming location;

3 (2) hold direct or indirect ownership of an affiliated
4 entity of a video gaming location;

5 (3) be a person with significant interest or control
6 of a video gaming location;

7 (4) be employed by or otherwise receive fees for
8 service from a video gaming location;

9 (5) be employed by or own or operate an affiliated
10 entity of a video gaming location; or

11 (6) be licensed as a video gaming terminal
12 manufacturer or distributor ~~or own, manage, or control a~~
13 ~~licensed establishment, licensed truck stop establishment,~~
14 ~~licensed large truck stop establishment, licensed~~
15 ~~fraternal establishment, or licensed veterans~~
16 ~~establishment,~~ and shall be licensed only to contract with
17 licensed distributors and licensed establishments,
18 licensed truck stop establishments, licensed large truck
19 stop establishments, licensed fraternal establishments,
20 and licensed veterans establishments.

21 (d) A video gaming location operator, a direct or indirect
22 owner of a video gaming location, a person with significant
23 interest or control of a video gaming location, or a person who
24 is employed by or otherwise receives fees for service from a
25 video gaming location shall contract with a licensed operator
26 only to place and service equipment and shall not: ~~An owner or~~

1 ~~manager of a licensed establishment, licensed truck stop~~
2 ~~establishment, licensed large truck stop establishment,~~
3 ~~licensed fraternal establishment, or licensed veterans~~
4 ~~establishment may not~~

5 (1) be a licensed terminal handler, a licensed
6 technician, or a licensed sales agent and broker;

7 (2) be licensed as a video gaming terminal
8 manufacturer, distributor, or operator,

9 (3) hold direct or indirect ownership of a terminal
10 operator or a sales agent and broker;

11 (4) hold direct or indirect ownership of an affiliated
12 entity of either a terminal operator or a sales agent and
13 broker;

14 (5) be a person with significant interest or control
15 of either a terminal operator or a sales agent and broker;

16 (6) be employed by or otherwise receive fees for
17 service from either a terminal operator or a sales agent
18 and broker; or

19 (7) be employed by or own or operate an affiliated
20 entity of either a terminal operator or a sales agent and
21 broker. and shall only contract with a licensed operator
22 to place and service this equipment.

23 (e) A licensed terminal handler, licensed technician, or
24 sales agent and broker shall may not:

25 (1) hold direct or indirect ownership of a video
26 gaming location;

1 (2) hold direct or indirect ownership of an affiliated
2 entity of a video gaming location;

3 (3) be a person with significant interest or control
4 of a video gaming location;

5 (4) be employed by or otherwise receive fees for
6 service from a video gaming location;

7 (5) be employed by or own or operate an affiliated
8 entity of a video gaming location; or

9 (6) be licensed as a manufacturer, distributor, or
10 supplier, licensed establishment, licensed fraternal
11 establishment, licensed veterans establishment, licensed
12 truck stop establishment, or licensed large truck stop
13 establishment.

14 (f) No person shall be issued a license under this Act
15 after the effective date of this amendatory Act of the 103rd
16 General Assembly if the issuance of the license would cause a
17 violation of this Section. Beginning one year after the
18 effective date of this amendatory Act of the 103rd General
19 Assembly, a license that has been issued under this Act and
20 that would cause a violation of this Section shall not be
21 renewed and may be revoked.

22 (Source: P.A. 101-31, eff. 6-28-19; 102-689, eff. 12-17-21.)

23 Section 99. Effective date. This Act takes effect upon
24 becoming law.