

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 5 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 voucher" means a voucher printed by an  
17 electronic video game machine that is redeemable in the  
18 licensed establishment for which it was issued.

19 "Terminal operator" means an individual, partnership,  
20 corporation, or limited liability company that is licensed  
21 under this Act and that owns, services, and maintains video  
22 gaming terminals for placement in licensed establishments,  
23 licensed truck stop establishments, licensed fraternal

1 establishments, or licensed veterans establishments.

2 "Licensed technician" means an individual who is licensed  
3 under this Act to repair, service, and maintain video gaming  
4 terminals.

5 "Licensed terminal handler" means a person, including but  
6 not limited to an employee or independent contractor working  
7 for a manufacturer, distributor, supplier, technician, or  
8 terminal operator, who is licensed under this Act to possess or  
9 control a video gaming terminal or to have access to the inner  
10 workings of a video gaming terminal. A licensed terminal  
11 handler does not include an individual, partnership,  
12 corporation, or limited liability company defined as a  
13 manufacturer, distributor, supplier, technician, or terminal  
14 operator under this Act.

15 "Manufacturer" means an individual, partnership,  
16 corporation, or limited liability company that is licensed  
17 under this Act and that manufactures or assembles video gaming  
18 terminals.

19 "Supplier" means an individual, partnership, corporation,  
20 or limited liability company that is licensed under this Act to  
21 supply major components or parts to video gaming terminals to  
22 licensed terminal operators.

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

25 "Video gaming terminal" means any electronic video game  
26 machine that, upon insertion of cash, electronic voucher, or

1 any combination thereof, is available to play or simulate the  
2 play of a video game, including but not limited to video poker,  
3 line up, and blackjack, as authorized by the Board utilizing a  
4 video display and microprocessors in which the player may  
5 receive free games or credits that can be redeemed for cash.  
6 The term does not include a machine that directly dispenses  
7 coins, cash, or tokens or is for amusement purposes only.

8 "Licensed establishment" means any licensed retail  
9 establishment where alcoholic liquor is drawn, poured, mixed,  
10 or otherwise served for consumption on the premises and  
11 includes any such establishment that has a contractual  
12 relationship with an inter-track wagering location licensee  
13 licensed under the Illinois Horse Racing Act of 1975, provided  
14 any contractual relationship shall not include any transfer or  
15 offer of revenue from the operation of video gaming under this  
16 Act to any licensee licensed under the Illinois Horse Racing  
17 Act of 1975. Provided, however, that the licensed establishment  
18 that has such a contractual relationship with an inter-track  
19 wagering location licensee may not, itself, be (i) an  
20 inter-track wagering location licensee, (ii) the corporate  
21 parent or subsidiary of any licensee licensed under the  
22 Illinois Horse Racing Act of 1975, or (iii) the corporate  
23 subsidiary of a corporation that is also the corporate parent  
24 or subsidiary of any licensee licensed under the Illinois Horse  
25 Racing Act of 1975. "Licensed establishment" does not include a  
26 facility operated by an organization licensee, an inter-track

1     wagering licensee, or an inter-track wagering location  
2     licensee licensed under the Illinois Horse Racing Act of 1975  
3     or a riverboat licensed under the Riverboat Gambling Act,  
4     except as provided in this paragraph.

5             "Licensed fraternal establishment" means the location  
6     where a qualified fraternal organization that derives its  
7     charter from a national fraternal organization regularly  
8     meets.

9             "Licensed veterans establishment" means the location where  
10    a qualified veterans organization that derives its charter from  
11    a national veterans organization regularly meets.

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

22    (Source: P.A. 96-34, eff. 7-13-09; 96-37, eff. 7-13-09;  
23    96-1410, eff. 7-30-10; 96-1479, eff. 8-23-10; 97-333, eff.  
24    8-12-11.)

25            Section 99. Effective date. This Act takes effect upon  
26    becoming law.