

HB4325



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB4325

by Rep. Chad Hays

SYNOPSIS AS INTRODUCED:

230 ILCS 40/5

Amends the Video Gaming Act. Provides that the definition of "licensed establishment" includes any distillery where alcoholic liquor is drawn, poured, mixed, or otherwise served for consumption on the premises. Effective immediately.

LRB099 15017 MLM 39216 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 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 card" means a card purchased from a licensed
17 establishment, licensed fraternal establishment, licensed
18 veterans establishment, or licensed truck stop establishment
19 for use in that establishment as a substitute for cash in the
20 conduct of gaming on a video gaming terminal.

21 "Electronic voucher" means a voucher printed by an
22 electronic video game machine that is redeemable in the
23 licensed establishment for which it was issued.

1 "Terminal operator" means an individual, partnership,
2 corporation, or limited liability company that is licensed
3 under this Act and that owns, services, and maintains video
4 gaming terminals for placement in licensed establishments,
5 licensed truck stop establishments, licensed fraternal
6 establishments, or licensed veterans establishments.

7 "Licensed technician" means an individual who is licensed
8 under this Act to repair, service, and maintain video gaming
9 terminals.

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

20 "Manufacturer" means an individual, partnership,
21 corporation, or limited liability company that is licensed
22 under this Act and that manufactures or assembles video gaming
23 terminals.

24 "Supplier" means an individual, partnership, corporation,
25 or limited liability company that is licensed under this Act to
26 supply major components or parts to video gaming terminals to

1 licensed terminal operators.

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

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

14 "Licensed establishment" means any licensed retail
15 establishment where alcoholic liquor is drawn, poured, mixed,
16 or otherwise served for consumption on the premises, whether
17 the establishment operates on a nonprofit or for-profit basis.

18 "Licensed establishment" includes any distillery where
19 alcoholic liquor is drawn, poured, mixed, or otherwise served
20 for consumption on the premises. "Licensed establishment"

21 includes any such establishment that has a contractual
22 relationship with an inter-track wagering location licensee
23 licensed under the Illinois Horse Racing Act of 1975, provided
24 any contractual relationship shall not include any transfer or
25 offer of revenue from the operation of video gaming under this
26 Act to any licensee licensed under the Illinois Horse Racing

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

17 "Licensed fraternal establishment" means the location
18 where a qualified fraternal organization that derives its
19 charter from a national fraternal organization regularly
20 meets.

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

24 "Licensed truck stop establishment" means a facility (i)
25 that is at least a 3-acre facility with a convenience store,
26 (ii) with separate diesel islands for fueling commercial motor

1 vehicles, (iii) that sells at retail more than 10,000 gallons
2 of diesel or biodiesel fuel per month, and (iv) with parking
3 spaces for commercial motor vehicles. "Commercial motor
4 vehicles" has the same meaning as defined in Section 18b-101 of
5 the Illinois Vehicle Code. The requirement of item (iii) of
6 this paragraph may be met by showing that estimated future
7 sales or past sales average at least 10,000 gallons per month.
8 (Source: P.A. 97-333, eff. 8-12-11; 98-31, eff. 6-24-13;
9 98-582, eff. 8-27-13; 98-587, eff. 8-27-13; 98-756, eff.
10 7-16-14.)

11 Section 99. Effective date. This Act takes effect upon
12 becoming law.