

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 the premises of any craft  
19 distiller licensee under the Liquor Control Act of 1934 where  
20 alcoholic liquor is drawn, poured, mixed, or otherwise served  
21 for consumption on the premises. "Licensed establishment"  
22 includes any such establishment that has a contractual  
23 relationship with an inter-track wagering location licensee  
24 licensed under the Illinois Horse Racing Act of 1975, provided  
25 any contractual relationship shall not include any transfer or  
26 offer of revenue from the operation of video gaming under this

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

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

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

25 "Licensed truck stop establishment" means a facility (i)  
26 that is at least a 3-acre facility with a convenience store,

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

9 (Source: P.A. 97-333, eff. 8-12-11; 98-31, eff. 6-24-13;  
10 98-582, eff. 8-27-13; 98-587, eff. 8-27-13; 98-756, eff.  
11 7-16-14.)

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