

SECOND REGULAR SESSION

HOUSE BILL NO. 2030

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HOUX.

4126H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 313, RSMo, by adding thereto nine new sections relating to the Missouri video lottery control act, with a penalty provision.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 313, RSMo, is amended by adding thereto nine new sections, to be known as sections 313.360, 313.425, 313.427, 313.429, 313.431, 313.433, 313.434, 313.435, and 313.437, to read as follows:

313.360. Notwithstanding any other provision of law to the contrary, the commission may incur fees when accepting debit cards or other electronic payment methods for the sale of lottery game plays.

313.425. Sections 313.425 to 313.437 shall be known and may be cited as the "Missouri Video Lottery Control Act" and shall establish the regulatory framework for the use of player-activated video terminals for the conduct of lottery games.

313.427. As used in sections 313.425 to 313.437, the following words and phrases mean:

(1) "Centralized computer system", a computerized system developed or procured by the commission that video lottery game terminals are connected to using standard industry protocols that can activate or deactivate a particular video lottery game terminal from a remote location, and that is capable of monitoring and auditing video lottery game plays;

(2) "Commission" or "lottery commission", the body appointed by the governor to manage and oversee the lottery under section 313.215;

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

10 (3) "Fraternal organization", any organization within this state operating under
11 the lodge system that exists for the common benefit, brotherhood, or other interest of its
12 members, except college fraternities and sororities, of which no part of the net earnings
13 inures to the benefit of any private shareholder or any individual member of such
14 organization; that has been exempted from the payment of federal income tax; and that
15 derives its charter from a national fraternal organization that meets regularly;

16 (4) "Truck stop", a location that provides parking and is equipped for fueling
17 commercial vehicles; that has sold on average ten thousand gallons of diesel or biodiesel
18 fuel each month for the previous twelve months or is projected to sell an average of ten
19 thousand gallons of diesel or biodiesel fuel each month for the next twelve months; that is
20 situated on two or more acres of land; that operates a convenience store; and that obtains
21 and maintains a lottery game retailer license issued by the commission to offer lottery
22 games played on video lottery game terminals;

23 (5) "Veterans' organization", a post or organization of veterans, or an auxiliary
24 unit or society of, or a trust or foundation for, any such post or organization organized in
25 the United States or any of its possessions in which at least seventy-five percent of the
26 members are veterans of the United States Armed Forces and substantially all of the other
27 members are veterans or cadets, or are spouses, widows, or widowers of war veterans, in
28 which no part of the net earnings inures to the benefit of any private shareholder or
29 individual, and which has been exempted from payment of federal income taxes;

30 (6) "Video lottery game", any lottery game approved by the commission for play
31 on a video lottery game terminal using video lottery game terminal credits that have been
32 purchased with cash, cash equivalents, or with a winning video lottery game terminal
33 ticket;

34 (7) "Video lottery game adjusted gross receipts", the total of cash or cash
35 equivalents used for the play of a video lottery game on a video lottery game terminal
36 minus cash or cash equivalents paid to players as a result of playing video lottery games
37 on a video lottery game terminal;

38 (8) "Video lottery game handler", a person employed by a licensed video lottery
39 game operator and who is licensed by the commission to handle, place, operate, and service
40 video lottery game terminals and associated equipment;

41 (9) "Video lottery game manufacturer" or "distributor", any person licensed by
42 the commission that manufactures video lottery game terminals or major parts and
43 components for video lottery game terminals as approved by the lottery commission for
44 sale to licensed video lottery game operators, or a person licensed by the commission to
45 distribute or service video lottery game terminals or major parts and components of video

46 lottery game terminals including buying, selling, leasing, renting, or financing new, used,
47 or refurbished video lottery game terminals to and from licensed video lottery game
48 manufacturers and licensed video lottery game operators;

49 (10) "Video lottery game operator", a person licensed by the commission that owns,
50 rents, or leases and services or maintains video lottery game terminals for placement in
51 licensed video lottery retailer establishments;

52 (11) "Video lottery game retailer":

53 (a) A retail establishment meeting the requirements of a lottery game retailer under
54 section 313.260 that secures and maintains a license to conduct video lottery games played
55 on a video lottery game terminal or terminals and that is a fraternal organization, veterans
56 organization, or truck stop; or

57 (b) Any entity that secures and maintains a license to conduct video lottery games
58 played on a video lottery game terminal or terminals and is licensed under chapter 311 to
59 sell liquor by the drink for on-premises consumption;

60 (12) "Video lottery game terminal", a player-activated terminal that exchanges
61 coins, currency, tickets, ticket vouchers, or electronic payment methods approved by the
62 commission for credit on a video lottery game terminal used to play video lottery games
63 approved by the commission. Such video lottery game terminals shall use a video display
64 and microprocessor capable of randomly generating the outcome of video lottery games
65 and be capable of printing and issuing a ticket at the conclusion of any video lottery game
66 play that may be redeemed at a video lottery game ticket redemption terminal or reinserted
67 into a video lottery game terminal for video lottery game credit and game plays. All video
68 lottery games approved by the commission for play on a video lottery game terminal shall
69 have a minimum theoretical payout of eighty-five percent;

70 (13) "Video lottery game terminal credit", one cent, five cents, ten cents, or
71 twenty-five cents either won or purchased by a player on a video lottery game terminal that
72 may be used to play video lottery games and that may be converted into a video lottery
73 game ticket;

74 (14) "Video lottery game ticket" or "ticket", a document printed at the conclusion
75 of any video lottery game play or group of plays on a video lottery game terminal that is
76 redeemable for cash using a video lottery game ticket redemption terminal or that may be
77 reinserted into a video lottery game terminal in the establishment from which such ticket
78 is issued for video lottery game terminal credit;

79 (15) "Video lottery game ticket redemption terminal", the collective hardware,
80 software, communications technology, and other ancillary equipment used to facilitate the

81 payment of tickets cashed out by players as a result of playing a video lottery game
82 terminal.

313.429. 1. (1) Except as provided in subdivision (2) of this subsection, the
2 commission shall implement a system of video lottery game terminals using a licensing
3 structure for processing license applications and issuing licenses to video lottery game
4 manufacturers, video lottery game distributors, video lottery game operators, video lottery
5 game handlers, and video lottery game retailers for the conduct of lottery games using
6 video lottery game terminals within the state.

7 (2) No person licensed as a:

8 (a) Video lottery game manufacturer or a video lottery game distributor shall be
9 issued a license as a video lottery game operator or a video lottery game retailer;

10 (b) Video lottery game operator shall be issued a license as a video lottery game
11 manufacturer, a video lottery game distributor, or video lottery game retailer; and

12 (c) Video lottery game retailer shall be issued a license as a video lottery game
13 manufacturer, a video lottery game distributor, or video lottery game operator.

14 (3) Nothing in this subsection shall prevent a video lottery game manufacturer from
15 obtaining a video lottery game manufacturer's license and a video lottery game
16 distributor's license and providing and operating the centralized computer system for
17 monitoring video lottery game terminals.

18 2. Under no circumstances shall the commission:

19 (1) Authorize or allow a single vendor or licensee to implement the system of video
20 lottery game terminals created under this section; or

21 (2) Allow a single licensed video lottery game operator to control or operate more
22 than twenty-five percent of video lottery game terminals in the state after December 31,
23 2025.

24 3. (1) The video lottery game system authorized by this section shall allow for
25 multiple video lottery game manufacturers, video lottery game distributors, and video
26 lottery game operators to encourage private sector investment and job opportunities for
27 Missouri citizens. Video lottery game terminals shall be connected to a central computer
28 system developed or procured by the commission. The commission shall provide licensed
29 video lottery game operators with the necessary protocols to connect the operators' video
30 lottery game terminal or terminals to the centralized computer system after such terminal
31 or terminals have been approved by the commission. No video lottery game terminal shall
32 be placed in operation without first connecting to the centralized computer system after
33 such terminal or terminals have been approved by the commission. A vendor that provides
34 the centralized computer system authorized under this subsection shall not be eligible to

35 be licensed as a video lottery game operator or video lottery game retailer. The commission
36 may impose an initial nonrefundable license application fee to cover the cost of
37 investigating the background of the licensee including a criminal background check, as
38 follows:

39 (a) For video lottery game manufacturers, video lottery game distributors, and
40 video lottery game operators, no more than fifteen thousand dollars;

41 (b) For video lottery game retailer establishments, no more than five hundred
42 dollars; or

43 (c) For video lottery game handlers, no more than one hundred dollars.

44 (2) The initial license shall be for a period of one year. Thereafter, license renewal
45 periods shall be four years with the applicable annual renewal fee paid for each year of
46 such license renewal in advance. Annual license renewal fees for anyone licensed under
47 this subsection and subsequent to the initial one-year period shall be as follows:

48 (a) Five thousand dollars for video lottery game manufacturers, video lottery game
49 distributors, and video lottery game operators;

50 (b) Fifty dollars for video lottery game handlers; and

51 (c) Five hundred dollars for each video lottery game retailer's establishment.

52 (3) In addition to the license fees imposed in subdivisions (1) and (2) of this
53 subsection, video lottery game operators shall pay the commission an annual license fee of
54 two hundred dollars for each video lottery game terminal placed in service. Such video
55 lottery game terminal license shall be renewed each year and cost two hundred dollars. A
56 license issued under this subsection is nontransferable.

57 (4) Nothing in this subsection shall be construed to relieve the licensee of the
58 affirmative duty to notify the commission of any change relating to the status of the license
59 or to any other information contained in the application materials on file with the
60 commission.

61 4. No license shall be issued to any person, and no person shall be allowed to serve
62 as a sales agent, who has been convicted of a felony or a crime involving illegal gambling.
63 Sales agents shall be registered with the commission by a licensed operator and shall not
64 solicit or enter into a contract with a lottery game retailer prior to such retailer being
65 licensed to conduct video lottery games on video lottery game terminals.

66 5. No license requirement, sticker fee, or tax shall be imposed by any local
67 jurisdiction upon a video lottery game manufacturer, video lottery game distributor, video
68 lottery game operator, video lottery game retailer, video lottery game handler, or video
69 lottery game terminal or an establishment relating to the operation of video lottery games,
70 video lottery game terminals, or associated equipment.

71 **6. (1) Video lottery game terminals shall meet independent testing standards**
72 **approved by the commission, as tested by one or more approved independent test labs, and**
73 **be capable of randomly generating the outcome of video lottery games approved by the**
74 **commission. Video lottery game terminals shall be capable of printing a ticket redeemable**
75 **for winning video lottery game plays. Such video lottery game terminals shall be inspected**
76 **and approved by the commission prior to being sold, leased, or transferred.**

77 **(2) Licensed video lottery game manufacturers may buy, sell, or lease new or**
78 **refurbished video lottery game terminals to and from licensed video lottery game**
79 **distributors.**

80 **(3) Licensed video lottery game distributors may buy, sell, or lease new or**
81 **refurbished video lottery game terminals to or from licensed video lottery game**
82 **manufacturers or licensed video lottery game operators.**

83 **7. (1) Licensed video lottery game operators:**

84 **(a) May buy, lease, or rent video lottery game terminals from licensed video lottery**
85 **game manufacturers, operators, or distributors;**

86 **(b) May handle, place, and service video lottery game terminals;**

87 **(c) Shall connect such video lottery game terminals to the centralized computer**
88 **system approved by the commission; and**

89 **(d) Shall, notwithstanding the provisions of section 313.321 to the contrary, pay all**
90 **video lottery game winnings using a video lottery game ticket redemption terminal. Such**
91 **video lottery ticket redemption terminal shall be located within the video lottery game**
92 **retailer's establishment in direct proximity such video lottery games. Video lottery game**
93 **operators shall pay the commission thirty-two percent of any unclaimed cash prize**
94 **associated with a winning ticket that has not been redeemed within one hundred eighty**
95 **days of issue.**

96 **(2) Rents or leases for video lottery game terminals shall be written at a flat rate**
97 **and shall not include revenue splitting as a method used in the calculation of the lease or**
98 **rent.**

99 **(3) Licensed video lottery game operators and licensed video lottery game retailers**
100 **shall enter into a written agreement for the placement of video lottery game terminals. The**
101 **agreement shall be on a form approved by the commission and shall specify an equal**
102 **division of adjusted gross receipts between the video lottery game operator and the video**
103 **lottery game retailer after adjustments for taxes and administrative fees are made. A video**
104 **lottery game operator shall be responsible for remitting to the commission and the video**
105 **lottery game retailer its share of adjusted gross receipts. Nothing in this subdivision shall**
106 **prohibit a licensed video lottery game operator from entering into an agreement with a**

sales agent for retailer agreements, provided such agreement is in writing and approved by the commission prior to beginning sales activities and prior to the start date established under section 313.431. Video lottery game operators and their sales agents and affiliates and video lottery game retailers are specifically prohibited from offering anything of value, other than the percentage of adjusted gross receipts provided under this subsection, or entering into an agreement with a retailer prior to the start date for the initial or continued placement of video lottery game terminals. Contract agreements entered into prior to the start date established under section 313.431 between a prospective video lottery game terminal operator or sales agent with a prospective video lottery game retailer shall be invalid. Persons violating this subdivision shall forfeit their right to a license to operate video lottery game terminals for a period of one year.

(4) To combat problem gambling, video lottery game operators shall allow players to be self-excluded from video lottery game play. Operators shall provide the commission with a list of players that have elected to be self-excluded from video lottery game play within thirty days of such election and shall update such list periodically as required by the commission. Such self-excluded list shall be considered confidential information and shall not be released to the public. The commission shall issue such self-exclusion procedures by rule.

(5) Nothing in this section shall be construed to prevent a video lottery game operator or a video lottery retailer from using a player rewards system as approved by the commission. No player shall be required to enroll in a rewards program offered by a video lottery game operator or video lottery game retailer as a condition to play video lottery games.

8. No licensed video lottery game operator shall:

(1) Offer video lottery gaming terminals that directly dispense anything of value except for tickets for winning plays. Tickets shall be dispensed by pressing the ticket dispensing button on the video lottery gaming terminal at the end of any video lottery game play. The ticket shall indicate the total amount of video lottery game terminal credits and the cash award, the time of day in a twenty-four hour format showing hours and minutes, the date, the terminal serial number, the sequential number of the ticket, and an encrypted validation number from which the validity of the prize may be determined. The cost of the video lottery game terminal credits shall be one cent, five cents, ten cents, or twenty-five cents, and the maximum wager played per video lottery game shall not exceed five dollars with the payoff for a winning maximum wager for a single game play being no more than one thousand dollars;

(2) Operate more than ten video lottery game terminals per location on the premises of a fraternal organization, veterans organization, or truck stop that has secured and maintains a video lottery game retailer's license;

(3) Operate up to five video lottery game terminals per location on the premises of any business entity licensed as a video lottery game retailer establishment with a license issued under chapter 311 to sell liquor by the drink for on-premise consumption;

(4) Advertise video lottery games outside of a licensed video lottery game retailer's establishment through any media outlets, direct mail, or telephone solicitations. The advertising prohibition contained in this subdivision shall apply to all licensees including, but not limited to, video lottery game manufacturers, video lottery game distributors, video lottery game operators, video lottery game retailers, and video lottery game handlers; except that, a video lottery retailer may participate in an advertising program that is promoted through and sponsored by the state lottery and may advertise in or on the outside of the establishment's building and parking lot; or

(5) Allow video lottery games to be played at any time when the video lottery game retailer's establishment is closed for business.

9. (1) No person under twenty-one years of age shall play video lottery games, and such video lottery game terminals shall be under the supervision of a person that is twenty-one years of age or older to prevent persons under twenty-one years of age from playing video lottery games. Video lottery game terminals shall be placed in a fully enclosed room that is continually monitored by video surveillance and where access to persons under twenty-one years of age is denied by a procedure approved by the commission. A warning sign shall be posted in a conspicuous location where such video lottery game terminals are located, containing in red lettering at least one-half inch high on a white background the following:

"YOU MUST BE AT LEAST 21 YEARS OF AGE TO PLAY VIDEO LOTTERY GAMES".

(2) In addition to the placement and supervision requirements of this subsection, a video lottery game operator shall provide video surveillance in the immediate area of the video lottery game retailer's establishment where video lottery game terminals are located. Recorded video from such surveillance system shall be made available to the commission upon request and shall be reviewed by video lottery game operators as required by the commission for any violation of law, rules, or regulations governing the conduct of video lottery games. A video lottery game operator that fails to review such surveillance video and report any known violation of law, rules, or regulations governing the conduct of video lottery games in conformance with established commission procedures may be subject to

an administrative fine not to exceed five thousand dollars. Any video lottery game retailer that fails to report any known violation of law, rules, or regulations governing the conduct of video lottery games in conformance with established commission procedures may be subject to an administrative fine not to exceed five thousand dollars. In the event a video lottery game operator or retailer is found to have knowingly committed a violation governing the conduct of video lottery games, the commission may impose an administrative fine not to exceed five thousand dollars, suspend such operator's or retailer's license for up to thirty days, or in the case of repeated violations revoke such operator's or retailer's license for a period of one year. Any video lottery game operator or retailer aggrieved by the commission's decision in any disciplinary action that results in the suspension or revocation of such operator's or retailer's video lottery game license may appeal such decision by filing an action in circuit court. The commission shall refer a violation of the criminal code, with any evidence thereof, to the appropriate law enforcement officials.

(3) Video lottery game retailers shall provide an intrusion detection system capable of detecting unauthorized entrance of the video lottery game retailer's establishment during nonbusiness hours and shall report to the commission any unauthorized entrance of the video lottery game retailer's establishment. Such surveillance and intrusion detection system shall meet specifications as defined by the commission.

(4) A video lottery game operator shall post a sign in a conspicuous location where such video lottery game terminals are located, containing in red lettering at least one-half inch high on a white background the telephone contact number "(1-888-BETSOFF)" for the problem gambling helpline.

10. (1) Video lottery game operators shall pay the commission thirty-six percent of the video lottery game adjusted gross receipts, which shall be deposited in the state lottery fund. The commission shall transfer, subject to appropriation, the amount received from the operator from the lottery fund to the lottery proceeds fund after administrative expenses equal to four percent of the video lottery game adjusted gross receipts are paid to the municipality where a licensed video lottery game retailer maintains an establishment licensed for the operation of video lottery game terminals, or if such licensed establishment is not located within the corporate boundaries of a municipality, then to the county where such licensed establishment is located to reimburse such municipality or county for administrative expenses, and after any administrative expenses for the commission that are not covered by reimbursements from operators are deducted. Net proceeds transferred to the lottery proceeds fund shall be appropriated equally to public elementary and secondary education and public institutions of higher education with an emphasis on

214 funding elementary and secondary education student transportation costs and public
215 institutions of higher education workforce development programs.

216 (2) Video lottery game operators shall retain the remainder of the video lottery
217 game adjusted gross receipts, a portion of which shall be used to pay for administrative
218 expenses which shall include the cost of the centralized computer system, which cost shall
219 be paid by video lottery game operators in proportion to the number of video lottery game
220 terminals operated. Fifty percent of the costs of the centralized computer system shall be
221 apportioned by the video lottery game operator among video lottery game retailers to
222 which it provides operations based on the number of video lottery game terminals located
223 at the video lottery game retailer's establishment. The remainder of adjusted gross receipts
224 retained by the video lottery game operator, after the cost of the centralized computer
225 system and administrative costs are paid and apportioned, shall be divided equally between
226 the video lottery game operator and video lottery game retailer as agreed under
227 subdivision (2) of subsection 6 of this section.

228 11. All revenues received by the commission from license fees and any
229 reimbursements associated with the administration of the provisions of sections 313.425
230 to 313.437, and all interest earned thereon, shall be considered administrative expenses and
231 shall be deposited in the state lottery fund. Moneys deposited into the state lottery fund
232 from license fees and any reimbursements of commission administrative expenses to
233 administer sections 313.425 to 313.437 shall be considered administrative expenses and
234 shall not be considered net proceeds under Article III, Section 39(b) of the Constitution of
235 Missouri. Subject to appropriation, up to one percent of such license fees shall be
236 deposited to the credit of the compulsive gamblers fund created under section 313.842. The
237 remainder of the moneys deposited in the state lottery fund from video lottery game license
238 fees and any reimbursements of commission administrative expenses to enforce sections
239 313.425 to 313.437 shall, subject to appropriation, be used for administrative expenses
240 associated with supervising and enforcing the provisions of sections 313.425 to 313.437.

241 12. The commission shall contract with a state law enforcement entity to assist in
242 conducting investigations into applicants for any video lottery game license and to
243 investigate violations by any retail lottery game licensee of any of the provisions of sections
244 313.425 to 313.437 or state law regulating illegal gambling activities referred by the
245 commission. A video lottery game licensee suspected of a violation shall be afforded an
246 administrative hearing by the director of the state lottery on the record, and an appeal of
247 any action taken to impose a fine on such licensee, or to suspend or revoke the ability of a
248 licensee to offer lottery game products for sale, shall be to the commission. Any such

administrative suspension or revocation upheld by the commission may be appealed by the video lottery game licensee in a state court of competent jurisdiction.

13. The possession or use of any video gaming terminal, machine, or device capable of simulating lottery games, games of chance, or gambling games, regardless of whether there is an element of skill involved, that uses a video display and microprocessor capable of randomly generating the outcome of such games in the possession of any video lottery game licensee that is not authorized by the commission or the Missouri gaming commission established under section 313.004 shall be a violation of chapter 572 and shall be prosecuted as an illegal gambling activity. The commission shall have the power to investigate suspected violations by any lottery license holder and to refer any violations or suspected violations to the appropriate law enforcement authority. Any lottery vendor or licensee that violates the provisions of this subsection shall be deemed guilty of a class D felony and fined up to ten thousand dollars per occurrence, and such fines shall be deposited in the compulsive gamblers fund created under section 313.842. The commission shall suspend or revoke the license of any lottery vendor or licensee that allows the use of any video terminal, gambling machine, or device other than a video lottery game terminal authorized under sections 313.425 to 313.437.

14. The commission shall adopt rules for the implementation of the video lottery game system authorized under sections 313.425 to 313.437 including, but not limited to, the placement of video lottery game terminals within a retail establishment and the active oversight of the conduct of video lottery games. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2020, shall be invalid and void.

313.431. In order to expedite the orderly implementation of the video lottery game system authorized under sections 313.425 to 313.437, the commission shall:

(1) Contract for the supply and operation of a centralized computer system for video lottery games within one hundred twenty days after the effective date of this section;

(2) Make license applications for video lottery game manufacturers, video lottery game distributors, video lottery game operators, video lottery game retailers, and video lottery game handlers available to applicants and promulgate any emergency or regular rules and regulations needed for the implementation of the video lottery system authorized

9 under sections 313.425 to 313.437 within one hundred twenty days after the effective date
10 of this section;

11 (3) Issue an approved form for persons applying for a video lottery game terminal
12 operator's license available for use in contracting with a video lottery game retailer within
13 one hundred twenty days of the effective date of this section; and

14 (4) Establish a start date, once applications and the approved contract form are
15 made available, whereby any person seeking a license as a video lottery game operator that
16 has applied for a license to be a video lottery game terminal operator, has paid the initial
17 license fee, and has satisfactorily completed an initial criminal background check may
18 begin soliciting contracts with prospective video lottery game retailers for the placement
19 of video lottery terminals. Such date shall be set no more than sixty days after applications
20 are made available.

313.433. 1. Notwithstanding any other provision of law to the contrary,
2 participation by a person, firm, corporation, or organization in any aspect of the state
3 lottery under sections 313.425 to 313.437 shall not be construed to be a lottery or gift
4 enterprise in violation of Article III, Section 39 of the Constitution of Missouri.

5 2. The sale of lottery tickets, shares, or lottery game plays using a video lottery
6 game terminal under sections 313.425 to 313.437 shall not constitute a valid reason to
7 refuse to issue or renew or to revoke or suspend any license or permit issued under the
8 provisions of chapter 311.

313.434. 1. The state of Missouri shall be exempt from the provisions of 15 U.S.C.
2 Section 1172, as amended.

3 2. All shipments of gaming devices used to conduct pull-tab games or video lottery
4 games authorized under sections 313.425 to 313.437 to licensees, the registering, recording,
5 and labeling of which have been completed by the manufacturer or distributor thereof in
6 accordance with 15 U.S.C. Sections 1171 to 1178, as amended, shall be legal shipments of
7 gambling devices into this state.

313.435. A municipality may adopt an ordinance prohibiting video lottery game
2 terminals within the corporate limits of such municipality within one hundred eighty days
3 after the effective date of this act. A county commission may, for the unincorporated area
4 of the county, adopt an ordinance prohibiting video lottery game terminals within the
5 unincorporated area of the county within one hundred eighty days after the effective date
6 of this act. The commission shall not license video lottery game retailers within such area
7 covered by such ordinance. Any such municipality or county that has opted to prohibit the
8 use of video lottery game terminals to play video lottery games may repeal such ordinance

9 and upon such repeal the commission may license video lottery game retailers within such
10 municipality or county to conduct video lottery games.

313.437. If any provision of sections 313.425 to 313.437 or the application thereof
2 to anyone or to any circumstance is held invalid, the remainder of those sections and the
3 application of such provisions to others or other circumstances shall not be affected
4 thereby.

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