

HOUSE BILL NO. 1989

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MERIDETH.

4541H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 313, RSMo, by adding thereto one new section relating to video gaming terminals, with penalty provisions.

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

Section A. Chapter 313, RSMo, is amended by adding thereto one new section, to be known as section 313.101, to read as follows:

313.101. 1. As used in this section, the following terms mean:

(1) "Bar", any licensed establishment that serves liquor on the premises for which not more than ten percent of the gross sales receipts of the business are supplied by food purchases, either for consumption on the premises or elsewhere;

(2) "Business establishment", any bar, convenience store, gas station, or restaurant;

(3) "Cash equivalent", a ticket, token, chip, card, or other similar instrument or representation of value;

(4) "Convenience store", any place of business that is primarily engaged in the retail sale of groceries, gasoline, or both groceries and gasoline, and is open for business at any time between the hours of 11:00 p.m. and 5:00 a.m.;

(5) "Gas station", any place of business that is primarily engaged in the sale of motor fuel to the public at retail;

(6) "Other person in charge", the agent of the proprietor authorized to give administrative directions to and general supervision of the activities within a business establishment at any given time;

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.

16 (7) (a) "Proprietor", the party who ultimately controls, governs, or directs the
17 activities within the business establishment, regardless of whether such party is the owner
18 or lessor of such business establishment;

19 (b) "Proprietor" does not mean the owner of the property unless the owner
20 ultimately controls, governs, or directs the activities within the business establishment;

21 (c) "Proprietor" shall apply to a corporation or organization as well as an
22 individual;

23 (8) "Restaurant", any building, structure, or area used, maintained, advertised as,
24 or held out to the public to be an enclosure where meals for consideration of payment are
25 made available to be consumed on the premises;

26 (9) (a) "Video gaming terminal", any player-activated electrical device that:

27 a. Uses a video display;

28 b. Allows a person to insert cash or cash equivalents for credit on the terminal;

29 c. Is available to play or operate one or more gambling games; and

30 d. May award a winning player either a free game or credit that is redeemable only
31 for cash or cash equivalents at a redemption terminal;

32 (b) "Video gaming terminal" includes any associated equipment necessary to
33 conduct the operation of the device.

34 2. No proprietor or other person in charge of a business establishment shall install
35 or allow to be installed on the business establishment's premises any video gaming terminal
36 that has not been approved by the Missouri gaming commission.

37 3. (1) A proprietor or other person in charge of a business establishment who
38 violates this section is guilty of a class B misdemeanor for the first offense and a class A
39 misdemeanor for the second and subsequent offenses.

40 (2) The Missouri gaming commission may impose civil penalties of up to five
41 thousand dollars against individuals and up to ten thousand dollars against organizations
42 for each violation of this section.

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