



# Board of Commissioners of Cook County

118 North Clark Street  
Chicago, IL

## Legislation Details (With Text)

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<b>File #:</b>	20-2186	<b>Version:</b>	1	<b>Name:</b>	Video Gaming
<b>Type:</b>	Ordinance Amendment	<b>Status:</b>		<b>Status:</b>	Approved
<b>File created:</b>	3/11/2020	<b>In control:</b>		<b>In control:</b>	Board of Commissioners
<b>On agenda:</b>	5/21/2020	<b>Final action:</b>		<b>Final action:</b>	5/21/2020
<b>Title:</b>	PROPOSED ORDINANCE AMENDMENT				

### ALIGNING VIDEO GAMING ORDINANCE WITH STATE STATUTE ON NUMBER OF VIDEO GAMING MACHINES ALLOWED

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 54 - LICENSES, PERMITS AND MISCELLANEOUS BUSINESS REGULATIONS, ARTICLE XIV. VIDEO GAMING, Sections 54-425 and 54-427 are hereby amended as follows:

#### Sec. 54-425. - Definitions.

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

Licensed large truck stop establishment means a facility located within 3 road miles from a freeway interchange, as measured in accordance with the Illinois Department of Transportation's rules regarding the criteria for the installation of business signs: (i) that is at least a 3-acre facility with a convenience store, (ii) with separate diesel islands for fueling commercial motor vehicles, (iii) that sells at retail more than 50,000 gallons of diesel or biodiesel fuel per month, and (iv) with parking spaces for commercial motor vehicles. "Commercial motor vehicles" has the same meaning as defined in Section 18b-101 of the Illinois Vehicle Code. The requirement of Item (iii) of this paragraph may be met by showing that estimated future sales or past sales average at least 50,000 gallons per month.

Licensed video gaming location means a "licensed establishment", "licensed fraternal establishment," or "licensed veterans' establishment," "licensed truck stop establishment" or "licensed large truck stop establishment," all as defined in section 5 of the Video Gaming Act and this Article, that holds a valid authorization granted by the County permitting the licensee to operate, at the establishment, one or more, but not more than five the number of video gaming terminals allowed by the Video Gaming Act. at the establishment.

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#### Sec. 54-427. - License required; restrictions.

(a) Terminal operator. A person may not own, maintain, or place a video gaming terminal in the unincorporated areas of the County unless he or she has a valid terminal operator's state license issued under the Video Gaming Act. A terminal operator may only place video gaming terminals for use in the unincorporated areas of Cook County in licensed video gaming locations. No terminal operator may give anything of value, including, but not limited to, a loan or financing arrangement, to a licensed video gaming location as any incentive or inducement to locate video terminals in that establishment. Of the after tax profits from a video gaming terminal, 50 percent shall be paid to the terminal operator and 50 percent shall be paid to the licensed video gaming location, notwithstanding

any agreement to the contrary.

(b) Licensed establishment. No video gaming terminal may be placed in any licensed video gaming location in unincorporated Cook County unless the owner or agent of the owner of the video gaming location has a valid state location license issued under the Video Gaming Act and a valid County license and has entered into a written use agreement with the terminal operator for placement of the terminals. A copy of the use agreement shall be on file in the licensed video gaming location in the County and available for inspection by individuals authorized by the County. A licensed video gaming location located in the County may operate, on its premises at any time, one or more, but not more than up to the number of five video gaming terminals allowed by the Video Gaming Act. on its premises at any time.

Effective date: This ordinance shall be in effect immediately upon adoption

**Sponsors:** TONI PRECKWINKLE (President)

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
5/21/2020	1	Board of Commissioners	approve	Pass

**PROPOSED ORDINANCE AMENDMENT**

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**Sec. 54-425. - Definitions.**

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

Licensed large truck stop establishment means a facility located within 3 road miles from a freeway interchange, as measured in accordance with the Illinois Department of Transportation's rules regarding the criteria for the installation of business signs: (i) that is at least a 3-acre facility with a convenience store, (ii) with separate diesel islands for fueling commercial motor vehicles, (iii) that sells at retail more than 50,000 gallons of diesel or biodiesel fuel per month, and (iv) with parking spaces for commercial motor vehicles. "Commercial motor vehicles" has the same meaning as defined in Section 18b-101 of the Illinois Vehicle Code. The requirement of Item (iii) of this paragraph may be met by showing that estimated future sales or past sales average at least 50,000 gallons per month.

Licensed video gaming location means a "licensed establishment", "licensed fraternal establishment," or "licensed veterans' establishment," "licensed truck stop establishment" or "licensed large truck stop establishment," all as defined in section 5 of the Video Gaming Act and this Article, that holds a valid authorization granted by the County permitting the licensee to operate, at the establishment, one or more, but not more than five the number of video gaming terminals allowed by the Video Gaming Act. at the establishment.

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**Sec. 54-427. - License required; restrictions.**

(a) *Terminal operator.* A person may not own, maintain, or place a video gaming terminal in the unincorporated areas of the County unless he or she has a valid terminal operator's state license issued under the Video Gaming Act. A terminal operator may only place video gaming terminals for use in the unincorporated areas of Cook County in licensed video gaming locations. No terminal operator may give anything of value, including, but not limited to, a loan or financing arrangement, to a licensed video gaming location as any incentive or inducement to locate video terminals in that establishment. Of the after tax profits from a video gaming terminal, 50 percent shall be paid to the terminal operator and 50 percent shall be paid to the licensed video gaming location, notwithstanding any agreement to the contrary.

(b) *Licensed establishment.* No video gaming terminal may be placed in any licensed video gaming location in unincorporated Cook County unless the owner or agent of the owner of the video gaming location has a valid state location license issued under the Video Gaming Act and a valid County license and has entered into a written use agreement with the terminal operator for placement of the terminals. A copy of the use agreement shall be on file in the licensed video gaming location in the County and available for inspection by individuals authorized by the County. A licensed video gaming location located in the County may operate, on its premises at any time, one or more, but not more than up to the number of five video gaming terminals allowed by the Video Gaming Act. on its premises at any time.

**Effective date:** This ordinance shall be in effect immediately upon adoption