



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB2990

Introduced 2/6/2025, by Rep. Michael J. Kelly

SYNOPSIS AS INTRODUCED:

230 ILCS 40/27
230 ILCS 40/65

Amends the Video Gaming Act. Prohibits a home rule unit of local government with a population of over 1,000,000 from enforcing any local ordinance passed prior to the effective date of the amendatory Act prohibiting the operation of video gaming terminals within the corporate limits of the municipality. Prohibits a home rule unit of government with a population of over 1,000,000 from imposing any fee for the operation of a video gaming terminal in excess of \$250 per year.

LRB104 09505 LNS 19568 b

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 Sections 27 and 65 as follows:

6 (230 ILCS 40/27)

7 Sec. 27. Prohibition of video gaming by political
8 subdivision.

9 (a) A municipality may pass an ordinance prohibiting video
10 gaming within the corporate limits of the municipality. A
11 county board may, for the unincorporated area of the county,
12 pass an ordinance prohibiting video gaming within the
13 unincorporated area of the county.

14 (b) On and after July 1, 2022, a qualified fraternal
15 organization that derives its charter from a national
16 fraternal organization and a qualified veterans organization
17 that derives its charter from a national veterans organization
18 shall be eligible to apply to the Board for a license allowing
19 video gaming as a licensed fraternal establishment or a
20 licensed veterans establishment if the proposed fraternal
21 establishment or veterans establishment is located in:

22 (1) a municipality having a population of not more
23 than 1,000,000 that has enacted an ordinance prohibiting

1 video gaming within the corporate limits; or

2 (2) a county having a population of not more than
3 1,000,000 that has enacted an ordinance prohibiting video
4 gaming within the unincorporated area of the county.

5 If the license is granted by the Board, then the licensed
6 fraternal establishment or licensed veterans establishment may
7 operate video gaming terminals pursuant to this Act.

8 (c) No home rule unit of local government with a
9 population of over 1,000,000, based on the 2000 U.S. Census,
10 may enforce any local ordinance passed prior to the effective
11 date of this amendatory Act of the 104th General Assembly
12 prohibiting the operation of video gaming terminals within the
13 corporate limits of the municipality. This subsection (c) is a
14 denial and limitation of home rule powers and functions under
15 subsection (g) of Section 6 of Article VII of the Illinois
16 Constitution.

17 (Source: P.A. 102-689, eff. 12-17-21.)

18 (230 ILCS 40/65)

19 Sec. 65. Fees.

20 (a) A non-home rule unit of government may not impose any
21 fee for the operation of a video gaming terminal in excess of
22 \$250 per year.

23 (b) A home rule unit of government with a population of
24 over 1,000,000, based on the 2000 U.S. Census, may not impose
25 any fee for the operation of a video gaming terminal in excess

1 of \$250 per year. This subsection (b) is a denial and
2 limitation of home rule powers and functions under subsection
3 (g) of Section 6 of Article VII of the Illinois Constitution.

4 (c) The cost of any fee imposed under subsections (a) and
5 (b) of this Act by any home rule unit of government or non-home
6 rule unit of government shall be shared equally between the
7 terminal operator and the applicable licensed establishment,
8 licensed veterans establishment, licensed truck stop
9 establishment, licensed large truck stop establishment, or
10 licensed fraternal establishment under this Act. This
11 subsection (c) is a denial and limitation of home rule powers
12 and functions under subsection (g) of Section 6 of Article VII
13 of the Illinois Constitution.

14 (Source: P.A. 101-337, eff. 1-1-20; 102-689, eff. 12-17-21.)