

Amend CSSB 270 by adding the following appropriately numbered SECTIONS and renumbering the subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 466.024(c)(2), Government Code, is amended to read as follows:

(2) "Video lottery machine" or "machine" means:

(A) any electronic video game machine that, on ~~[upon]~~ insertion of cash or credit or for any other consideration, is available to play or simulate the play of a video facsimile of ~~[game, including video]~~ poker, keno, ~~[and]~~ blackjack, or slots; or

(B) a video device that uses ~~[using]~~ a video display and microprocessors and is designed, constructed, adapted, or maintained to afford a person who pays consideration to play or use the machine an opportunity to obtain a thing of value based solely or in substantial part on chance, including ~~[in which the player may receive free games or credits that can be redeemed for]~~ cash, coins, merchandise, gift certificates, ~~[or]~~ tokens, and free games or credits that can be redeemed for ~~[or that directly dispenses]~~ cash, coins, merchandise, gift certificates, or tokens.

SECTION _____. The heading to Subchapter G, Chapter 466, Government Code, is amended to read as follows:

SUBCHAPTER G. OFFENSES, PENALTIES, AND ENFORCEMENT

SECTION _____. Subchapter G, Chapter 466, Government Code, is amended by adding Section 466.318 to read as follows:

Sec. 466.318. PROHIBITED VIDEO GAMES. (a) A person commits an offense if the person violates a rule adopted by the commission under Section 466.024(b).

(b) An offense under Subsection (a) is a Class B misdemeanor.

(c) Venue for prosecution of an offense under Subsection (a), in addition to venue under other law, is in Travis County.

(d) A person who violates a rule adopted by the commission under Section 466.024(b) is liable to the state for a civil penalty in an amount not to exceed \$1,000 for each violation. Each act of violation and each day a violation continues is a separate violation for purposes of this subsection.

(e) A penalty imposed under Subsection (d) may be recovered

by:

(1) the county attorney of the county in which the violation occurred; or

(2) the attorney general in a suit filed in Travis County.

(f) A person who resides or owns real property located within two miles of a place where a violation or threatened violation of a rule adopted by the commission under Section 466.024(b) occurs may bring an action to enjoin a person from continuing the violation or threatened violation.

(g) Any person may bring a complaint to the commission, the attorney general, or a prosecuting attorney of an alleged or suspected violation of a rule adopted by the commission under Section 466.024(b).