

By: Raymond

H.J.R. No. 41

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing local option  
2 elections to legalize or prohibit the operation of eight-liners.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Section 47, Article III, Texas Constitution, is  
5 amended by amending Subsection (a) and adding Subsection (f) to  
6 read as follows:

7 (a) The Legislature shall pass laws prohibiting lotteries  
8 and gift enterprises in this State other than those authorized by  
9 Subsections (b), (d), ~~[and]~~ (e), and (f) of this section.

10 (f) The Legislature by law may authorize and regulate the  
11 operation of the gaming devices commonly known as eight-liners or  
12 similar gaming devices. A law enacted under this subsection must  
13 allow the qualified voters of any county, justice precinct, or  
14 municipality to determine by a majority vote of the qualified  
15 voters voting on the question at an election whether eight-liners  
16 may be legally operated in the county, justice precinct, or  
17 municipality. The Legislature may impose a fee on the devices or  
18 authorize a political subdivision to impose a fee on the devices.  
19 The Legislature may determine the rate of the fee and the allocation  
20 of the revenue from the fee notwithstanding any other provision of  
21 this Constitution governing the rate or allocation of occupations  
22 taxes.

23 SECTION 2. This proposed constitutional amendment shall be  
24 submitted to the voters at an election to be held November 8, 2011.

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1 The ballot shall be printed to permit voting for or against the  
2 proposition: "The constitutional amendment authorizing local  
3 option elections to legalize or prohibit the operation of  
4 eight-liners."